JUL 5 '41

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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 1 NEW YORK, TUESDAY, JULY 1, 1941 TEN CENTS

ENTERTAINMENT 'DRESS' FOR TRADESHOWS

"What Does Public Want?" Metro to Ask Dailies

Studio Sending Two Reps. On Country-wide Swing; To Visit 90 Large Papers

Myrtle Beach, S. C.—Metro, startng today, will canvass 90 leading American newspapers in an attempt to find out through them what they feel the public wants in the way of film entertainment, it was disclosed here yesterday by H. M. Richey, assistant to W. F. Rodgers, general sales manager, in his address before the convention of the Theaters Owners of North and South Carolina.

Richey stated that the company was sending two contact men from the studio to call on the dailies, and

(Continued on Page 13)

Para. Buys Sparks' tock in Fla. Houses

Paramount Pictures, Inc., and E. J. Sparks announced yesterday the purchase by Paramount of Sparks' interest in those corporations operating theaters in the state of Flor-

(Continued on Page 4)

Fox Midwest Seeking New Trial in Neb. Trust Suit

Lincoln, Neb.—Motion for a new trial in the suit brought by Frank Hollingsworth against the Fox Midwest Amusement Corporation was

(Continued on Page 3)

Suggest 'York' Battle As a Training Short

U. S. Army officers who have seen rushes of the battle sequences in "Sergeant York," in which Gary Cooper, as the hero, shoots 25 Germans and takes 132 prisoners, have suggested to Warners that they be shown in Army camps as a training short. Idea is that the sequence illustrates to trainees proper way to take cover so as to shield themselves and make every shot count, as well as showing the rookies how clever outflanking can minimize an enemy's numerical superiority.

FEW FILMS FOR COMMERCIAL TELE

Major Distribs. Won't Supply Them; Ascap's Row With Nets Also a Factor in Their Non-use

Initial television programs as the industry goes commercial today with the sanction of the FCC are strong in "flesh," markedly weak in films.

The bars to more liberal use of films are two—one, the refusal of major companies to supply pictures, explained by their professed desire to protect the interests of their exhibitor customers the other fact that Ascap and the NBC and CBS are at swords' points. With Ascap music prevailing in films, the latter can no more use Ascap music on tele programs than they can on radio programs.

As a result, CBS has no film features on its first week's tele program, the lineup running largely instead to news, children's programs, sports features by Bob Edge and telecasts from the Metropolitan Museum. NBC will use one feature film,

(Continued on Page 4)

N. Y. Trade in 10-Day Campaign to Aid USO

All branches of the film and allied industries in Great New York will launch a 10-day drive, July 7, to raise funds for the United Service Organizations. Plans for the drive were discussed at a luncheon in the City Athletic Club, at which Joseph Hazen, chairman of the N. Y. Motion Picture Committee, presided.

"The motion picture industry has sent hundreds of its young men into

(Continued on Page 3)

Name David Griersdorf UA's Los Angeles Manager

Appointment of David Griersdorf as branch manager for United Artists in Los Angeles was an-

(Continued on Page 14)

Mary Pickford Will Produce on Her Own

By **ELSIE LOEB**
FILM DAILY Staff Correspondent

Cleveland, O.—Mary Pickford, who was discharged from the Cleveland Clinic here Saturday, following a week's checkup, will produce alone and on her own for UA in the Fall, the UA co-owner told THE FILM DAILY here prior to her departure for New York.

Directed by the medicos to forego

(Continued on Page 3)

Present Blum Gold Watch At Baltimore Testimonial

Baltimore—National and local industry leaders to the number of 60 attended a testimonial dinner last

(Continued on Page 14)

Competitive Dates Causing Change in Policy; Warners Weigh Tea Dance Fixings

Plans of all major distributors, signatories to the New York consent decree, to adhere to a "strictly business" policy for tradeshows, required by the decree's selling provisions next season, yesterday bogged down.

The barrier which in the instance of one company, and reportedly in others, caused the change of front, it is understood, is the fact that tradeshows are now taking on a decidedly competitive angle. Meaning that there apparently will be numerous instances where distribs. will be bidding against each other for ex-

(Continued on Page 13)

49% Limit for U. S. In Any Brit. Circuit

Questioned yesterday at a press conference regarding the possibility of U. S. distribs. investing "frozen" funds in Great Britain in theaters there, Teddy Carr, co-managing director for UA in the U. K., emphatically asserted that no foreign

(Continued on Page 14)

Fairbanks Reports on His Lat.-Amer. Trip to Welles

Washington Bureau of THE FILM DAILY

Washington — Douglas Fairbanks, Jr., returning to Washington yesterday from a Latin-American tour

(Continued on Page 14)

Westway Dismissal Appealed

Homand Continues Balto. Clearance Battle

Leo J. Homand, operator of the Westway, in Baltimore, has carried his clearance complaint to the AAA Appeals Board. Action, third to be filed with the Board, was decided against Homand on June 7 by the Washington tribunal.

Westway protested against 14-days clearance allowed the Edge-

(Continued on Page 15)

Declare Power Emergency In 7 Southeastern States

Washington Bureau of THE FILM DAILY

Washington—Declaration by the Federal Power Commission of the existence of a power emergency in the Southeast gives the Commission

(Continued on Page 4)

Aluminum Matinee Loads Two Trucks

Springfield, Mass.—Surpassing all expectations, the first aluminum matinee staged by the Western Massachusetts Theaters, Inc., in the Paramount Theater here, attracted 2,000 youngsters and added two truck loads of the defense metal to the city's "Aluminum Club." Nathan E. Goldstein, president of the theater chain, says the matinees will be continued throughout his circuit, one in each municipality.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, June 30)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	4⅞	4⅞	4⅞	— ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	8⅞	8¾	8¾	.....
East. Kodak	134⅜	134⅜	134⅜	+ ⅛
do pfd.	....	....	....	.....
Gen. Th. Eq.	12⅜	12⅜	12⅜	— ¼
Loew's, Inc.	29¾	29⅝	29¾	— ¼
do pfd.	....	....	....	.....
Paramount	11	10⅞	10⅞	— ⅛
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	10⅝	10⅝	10⅝	— ⅛
Pathe Film	10	9⅝	10	+ ½
RKO	3⅜	3⅜	3⅜	.....
RKO $6 pfd.	52	52	52	— ½
20th Century-Fox	....	....	....	.....
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	18½	18½	18½	.....
Warner Bros.	3¾	3¾	3¾	.....
do pfd.	61½	61½	61½	— ½

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	104¾	104⅝	104⅝	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	95½	95½	95½	.....
Warner Bros.' dbs. 6s48	95	95	95	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	⅝	⅝	⅝	.....
Radio-Keith cvs.	¼	7-32	7-32	.....
Sonotone Corp.	1⅞	1⅞	1⅞	+ ⅛
Technicolor	8⅝	8⅝	8⅝	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	61¾	64¾
Roxy Thea. Bldg. 4s 1st '57	55	59

Rites for Mrs. Welman

Cleveland—Mrs. Frances Welman, 73, mother of Victor Welman, secretary of Local 160, IATSE, died Friday at the home of her son in Bay Village. Funeral services were held yesterday.

Para. Wont Back Play

Paramount has decided against backing a musical by Lew Brown and Ray Henderson entitled "Good Will Gertie," it was reported yesterday.

Koerner to Inspect RKO Theaters in 21 Cities

Charles W. Koerner, general manager of RKO Theaters, will leave tomorrow for an extensive inspection tour of the circuit's houses in the Mid-West, the Great Lakes area and West Coast. During the survey, Koerner plans to visit some 39 theaters scattered throughout Cleveland, Columbus, Cincinnati, Dayton, Champaign, Chicago, Des Moines, Kansas City, St. Paul, Denver, Los Angeles and San Francisco, Cedar Rapids, Davenport, Dubuque, Minneapolis, Marshalltown, Omaha, Sioux City, Waterloo and New Orleans.

PRC Director-Franchise Holders Open 2-Day Meet

Two-day meeting of PRC director-franchise holders got under way yesterday at the company's New York office. Company business, new product plans and sales plans were on the agenda.

Attending from out of town were: Jack Adams, Sr. & Jr., Dallas franchise holders; Ike Katz, Atlanta; Bill Flemion, Detroit; Harry Asher, Boston; Herb Given, Philadelphia; Lee Goldberg, Cleveland; and M. Lefton, Pittsburgh; all of whom are also franchise holders and directors.

Lieut. Costello Retires As Chicago Film Censor

Chicago—Police Lieutenant Harry Costello is retiring as Chicago's film censor. He has been with the police department 37 years.

The new pix censor will be announced next week.

New $20,000,000 B. F. Keith Corp.

Albany—B. F. Keith Corp., New York City, a consolidation of Greater New York Vaudeville Theaters Corp., and B. F. Keith Corp., has been chartered by the Secretary of State with $20,000,000 capital.

New corporation is a step in the reorg. of RKO's principal theater subsidiaries.

Warner H. O. Executives To Attend Montreal Meet

Grad L. Sears, Carl Leserman, Roy Haines, Ben Kalmenson and Norman Moray will represent the Warner home office at the company's Canadian sales meeting to be held in the Mount Royal Hotel, Montreal, July 15-17, with Wolfe Cohen, Dominion manager, presiding.

Factors said involved in the decision to hold the meeting apart from the later American sales convention in Chicago include the fact that Warners will cling to full-program selling in Canada and a desire to conserve Canadian currency, if in a modest way.

The Canadian territory will be represented by Joseph Plottel, Toronto branch manager; Alfred E. Piggins, district booker; Harry Law, salesman, Toronto; Glenn Ireton, district press representative; Lewis McKenzie, St. John branch manager; Philip Sherman and G. Kieley, manager and salesman, Montreal branch; Louis Geller and Frank Davis, manager and salesman, Winnipeg branch; Harry Kohn, manager, Calgary branch; and I. "Babe" Coval, manager, Vancouver branch.

Republic Releasing First Two 1941-42 Pix in July

Republic will release the first its 1941-42 product this month. are "Mountain Moonlight," wi Weaver Bros. and Elviry, which g out on the 12th, and "Hurrica Smith," with Ray Middleton a Jane Wyatt, on the 20th. Other Ju releases: "Gangs of Sonora," 10t "Sunset in Wyoming," 15th, "T Nights in a Barroom," 24th, a "Rags to Riches," 24. Republic h delivered 51 of its announced 58 f this season.

Max Milder to Return To English Post July 19

Max Milder, Warners' managin director in Great Britain, will c short his stay here and Clipper bac to Europe July 19, according present plans, it was learned yeste day. Milder will immediately sta work at Teddington on "The Life Winston Churchill," based upon th Prime Minister's own autobiograph "My Early Life." "Flying Fortress is another picture on the Warne schedule with "So This Was Paris now being completed.

Meet in Chicago Today On Service Men's Cuts

Chicago—Representatives of th circuits and indie exhibitors ar meeting here today at the call o Jack Kirsch, prexy of Illinois Allied to consider reduced admissions fo service men in uniform.

No Ill. Film Legislation

Springfield, Ill.—The Illinois Legislature closed its session last night without having passed any film legislation.

COMING AND GOING

HAL B. WALLIS leaves the Coast within a week for Ottawa to complete arrangements for filming in Canada of location work on a new Warner air film based on the RCAF.

JOSEPH HUMMEL, Warner foreign executive, left Mexico City yesterday for Guatemala, leaving there tonight for Rio de Janeiro.

BYRON HASKINS, Warner cameraman, and other technicians, have left the Coast for Norfolk, Va., to shoot material at the Navy base there for a new Warner air film.

W. J. HEINEMAN and **FRED MEYERS** have returned to the home office from the Midwest.

WILLIAM GERMAN, vice-president of Jules Brulatour, has returned from the Coast after a two weeks' business trip.

JAMES A. FITZPATRICK is in Maryland filming material for new travelogues.

LEE GOLDBERG, JACK ADAMS, JR. and **SR., M. LEFTON, HERB GIVEN, HARRY ASHER, IKE KATZ** and **BILL FLEMION** are in town for a two-day meeting of PRC director-franchise holders.

ARTHUR W. KELLY, HASKELL MASTERS, DAVID "SKIP" WESHNER and **MONROE GREENTHAL** are in San Francisco.

CASEY ROBINSON, Warner writer, and his wife, have returned to the Coast after a six-week vacation in New Hampshire.

WILLIAM O'TOOLE, former manager of the Ideal, Roxbury, Mass., now working for his Harvard Ph.D. will visit his parents, the Tim O'Tooles, Columbia New Haven manager, over the Fourth.

RALPH SMITH, Essaness district manager in Chicago, and his wife, have returned to that city after a vacation on the Coast.

WILL METHE, of the B & K Berwyn Theater, Chicago, his wife, **CHARLEY NESBITT**, of the B & K Tower, and **MRS. NESBITT**, are taking a Southern vacation.

DAVE GRIERSDORF left for San Francisco last night.

HARRY M. BESSEY, Altec Service secretary-treasurer, has returned to New York from a week's business trip through the Middle West.

CHARLES W. KOERNER leaves tomorrow on a circuit inspection trip that will take him to the West Coast.

KENNETH THOMSON returned to Hollywood over the week-end.

LOU BROWN, Loew-Poli New Haven publicity chief, is on vacation in Washington and Old Comfort, Va.

ANNE DONNER of 20th-Fox, New Haven, vacations this week in Ridgefield, Conn.

WILLIAM GUTHRIE, Warner Bros. location manager, is in Pensacola, Fla., with a camera crew for massed airplane shots to be used in "Dive Bomber."

LOU SCHAEFER, Paramount Theater manager, New Haven, is back after a visit to his son, Robert at Camp Blanding, and several stops in Florida.

C. G. DICKERSON
Herald-Leader
Lexington, Kentucky

says—

"It is indeed a valuable compendium of everything that pertains to the motion picture industry. I do not believe any similar volume has contained such a wealth of information."

1941
YEAR BOOK
of Motion Pictures

•

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THE FILM DAILY
1501 Broadway
New York

Hollywood Office
6425 Hollywood Blvd.
Hollywood, California

N. Y. Trade in 10-Day Campaign to Aid USO

(Continued from Page 1)

the various services" said Hazen after the meeting. "More hundreds will be going. I am sure that we all want to share in this necessary support to the boys. All of the producing companies, theater circuits and others have already expressed eagerness to help raise funds for the USO. We expect to reach our quota within 10 days.

Chairman Hazen, who represents Warners on the New York Committee, announced the following additional members of his committee: Austin C. Keough, Paramount; Richard Patterson, RKO; W. C. Michel, 20th Century-Fox; Harry Buckley, United Artists; Matty Fox, Universal; Oscar A. Doob, Loew's; Abe Schneider, Columbia. On the Allied Industry Committee are B. S. Moss, chairman; Si Fabian, George Skouras, Herman Robbins, Harry Brandt, Samuel Rinzler.

Fox Midwest Seeking New Trial in Neb. Trust Suit

(Continued from Page 1)

filed by the defense just one day before Federal Judge Thomas C. Munger entered judgment in favor of the Beatrice, Neb. exhibitor ordering that he recover triple damages of $7,790.01 plus $1,500 attorney fees.

Hollingsworth charged the Fox company obtained a monopoly on first-run product in Beatrice. After the field of 17 defendants who, according to Hollingsworth, conspired to obtain the monopoly, had been narrowed to one, a jury found in favor of Hollingsworth.

Deadline for the defense brief on the motion for new trial is Aug. 10.

Radio Team to Appeal "Tom, Dick, Harry" Verdict

Chicago—Winton & Laird, attorneys for the radio team of Tom, Dick and Harry will appeal from the verdict of Federal Judge Barnes in favor of RKO in the team's suit to obtain an injunction against, and damages from, RKO for the use of "Tom, Dick and Harry" as the title of the new Ginger Rogers picture.

Trial lasted three days with the court finding no unfair competition against the radio team in the use of "Tom, Dick and Harry" as the title of a motion picture. Spitz & Adcock represented RKO.

STORKS!

Canton, O.—A daughter was born to Mr. and Mrs. Frank Denny Devol in Passavant Hospital, Chicago. Father, a Canton boy, is a saxaphonist and arranger with Horace Heidt's band.

Chicago—John Neise of the B & K Tivoli Theater staff is the father of a baby girl, second in the family.

ALONG THE
RIALTO
WITH
Phil M. Daly

● ● ● **EITHER spelling is okay for what happened this week-end out in Glen Cove, L. I.......d-u-a-l or d-u-e-l......Let us explain...... For many, many years THE FILM DAILY Golf Tournament has been a single-bill affair......with all sports competition decided on one specific day......But on May 27, last, a happening occurred up at Glen Oaks Club (venue of the big event)......which necessitated postponement of the tennis finale in singles......With games one-all......'twixt Arthur Loew and Orton Hicks......the former ripped a leg tendon ......and the latter urged in true sporting spirit......that the match be scheduled for play-off later on......This was done......and the tourney took on a dual aspect......So now for the duel itself......**

▼ ▼ ▼

● ● ● *THE Glen Cove estate of the equally-sporting Arthur Loew......was the locale......Within its precincts is a tennis court which is the last word in modernity......—bein' made of some kinda merger of cork and rubber......Upon its simulating-grass surface......the tide of battle raged......with Hicks eventually winning to the tune of 6-0, 8-6......thereupon annexing the City Photo Engraving award,—a magnificent watch......while Sir Arthur grabbed the runner-up radio posted by General Electric's Lamp Division......Jack Levin, chairman of THE FILM DAILY Golf Tourney's tennis committee......was the referee ......and the linesmen comprised a number of right up-and-coming court folks......—Alice Marble, Frank Shields, Eleanor Tennant, and Colonel Jack Alicoate......The gallery was packed with notables......and when evening fell......they all repaired to the dining room for an elaborate spread......plus movies afterwards......Now ain't that routine plagiarizing our great annual tournament!......*

▼ ▼ ▼

● ● ● **ARTHUR MENKEN, Paramount News cameraman and special correspondent in the Far East for the United Press......grabbed an exclusive interview in Tokio......with Premier Prince Fumimaro...... in which the latter asserted that his Government......"sees no reason why the two countries cannot remain friendly"......The interview blasted into scads of U. S. noozepapers......and is a journalistic feather in Art's cap......—a cap already mighty well be-feathered......**

▼ ▼ ▼

● ● ● *ON Thursday, last, there appeared an ad in the Brooklyn Eagle......for couples in that Borough who want to get hitched......—provided they've been engaged for a three-month span—......to apply by letter or in person to Manager Albert L. Greene......o' the Oceana Theater, Brighton Beach...... Three other Rugoff and Becker nabe stands are also interested in the matrimonial mergers......which are to be held on the respective stages......The theater managements will, 'tis reported, hand out......$500 credit on a Manhattan Beach Trump home, a bridal outfit, a wedding reception, $100 in cash......a wedding ring, a honeymoon and many other accessories......If Sir Stork arrives within one year......a bonus of a baby carriage and a layette......will be thrown in......Boys, we've all been born too late!......*

▼ ▼ ▼

● ● ● **INTO New York in person today comes Sergeant York ......for the world premiere of the Warner pic, "Sergeant York"...... in which Gary Cooper plays the title role......Yes'day the press received their ducats for the big event......at the Astor Theater tomorrow night......Even the huge attraction sign on the Astor is all ready to swing into action......after several days of colossal toil in putting it up. . .**

Mary Pickford Will Produce on Her Own

(Continued from Page 1)

some of her recent extra-curricular activities, such as war relief work, Miss Pickford will rest during the Summer on the Coast, for which she plans to leave with her husband, Buddy Rogers, next week.

"At present, I have under consideration production of 'Coquette'," Miss Pickford said. "If I can find an original story that I think is as strong, I prefer to do it rather than a re-make. But to date, no such story has presented itself."

Discussing her relations with Murray Silverstone, who recently stepped down as UA's chief exec. to enter production, Miss Pickford said she was working with him solely in a financial and advisory capacity.

Reports current both on the Coast and in New York that Harry Goetz would take Silverstone's old UA berth was described as "groundless" by the UA co-owner.

There will be no UA board move to fill the company's top title permanently until the Selznick-Capra deal is a fait accompli, Miss Pickford stated. This, she added, may be a matter of days or weeks. The contracts are under advisement.

Mary Pickford, accompanied by Buddy Rogers, arrived in New York over the week-end to confer with her counsel, Edward C. Raftery, who returned from the Coast late last week. Miss Pickford goes to Harrisburg and later to Gettysburg late this week.

Richard Carle Dead on Coast

West Coast Bureau of THE FILM DAILY

Hollywood — Richard Carle, 69, screen player since 1916 and before that a star on the stage, died here of a heart attack. His last screen role was in "That Uncertain Feeling" for Universal.

TO THE COLORS!

North Adams, Mass. — Bernard Payne, manager of the E. M. Loew Mohawk Theater here, is in the Army. He has been succeeded by Ernest W. Whitford.

Cleveland—Sid Cohen, booker for Co-operative Theaters of Ohio, was inducted into the Army and is at Fort Hayes, Columbus.

Youngstown, O.—Pvt. Clarence E. Wire, who was house manager of the State Theater here until he joined the Army, has been named in charge of entertainment of the 1st Battalion, Coast Guard Artillery, at Fort Eustis, Va.

Chicago — Victor Carlson of the 20th-Fox exchange has been called to Army service. Staff presented him with a gift at a luncheon at the Knickerbocker Hotel. Clyde Eckhardt, exchange manager, presided.

Few Films on Commercial Tele's First Programs

CBS Clings to All-Flesh; NBC to Delete Ascap Tunes —Re-Dub With New Music

(*Continued from Page* 1)

"Death from a Distance," made in 1935 by Invincible with Lola Lane and Russell Hopton, and some shorts on its first week's lineup.

NBC Re-dubbing Film Music

NBC, it was said, plans to meet the Ascap music situation insofar as films are concerned by eliminating the Ascap tunes and re-dubbing. Should it be found that this ruins the pictures, they will be replaced on the tele programs, it was added.

Two local tele stations begin operating today under the new rules, NBC as a regular commercial station, and CBS, operating on a 30 day experimental license, at the end of which the station will go on a commercial basis. NBC's station, WNBT, will operate 15 hours weekly for the immediate future, while the CBS schedule for the week includes 12 and one-half hours of programs, slightly below the minimum, but by far more than the usual experiment schedule.

Don Lee Broadcasting System, W6XAO, Los Angeles; Zenith Radio Corp., W9XZV, Chicago; and the Philco Radio and Television Corp., W3XE, Philadelphia, will continue to transmit scheduled programs over their respective stations pending the formality of shifting from experimental to commercial operation at the earliest date possible.

DuMont Starting Before Aug. 1

Allen B. DuMont Laboratories will begin commercial operations at its New York station, W2XWV, as soon as possible, within the next month and prior to Aug. 1, and is also rushing work on its Washington station, as is NBC, which expects to have its Washington station operating by Nov. 1, and its Philly outlet on the air by July 1, 1942, at which time the three-way television web is expected to begin operations.

Thirteen additional television stations are now n the process of readying commercial telecasts, and are expected to shift to a commercial basis in the ensuing months. Stations and their locations are as follows: General Electric, Albany, W2XB; Balaban & Katz, Chicago, W9XBK; CBS, Chicago, W9XCB; Crosley Corp., Cincinnati, W8XCT; Earl C. Anthony, Los Angeles, W6XEA; Hughes Productions, Los Angeles, W6XHH; Television Productions, Inc., Los Angeles, W6XYZ; The Journal Co., Milwaukee, W9XMJ; Bamberger Broadcasting Service, New York, W2XBB; Metropolitan Television, New York, W2XMT; WCAU Broadcasting Co., Philadelphia, W3XAU; Don Lee Broadcasting Corp., San Francisco, W6XDL; and Hughes Productions, San Francisco, W6XHT.

Four-Sponsor Parley

Highlighting the inauguration of commercial television will be a four-sponsor parley at NBC today, with Lever Bros., for Spry; Procter & Gamble, for Ivory Soap; Sun Oil Co.; and Bulova Watch Co. sharing honors as the first tele sponsors. Initial blurb will be heard at the start of the baseball game when Bulova will sponsor a time signal, the opening show of the first commercial schedule, and the first full-length commercial broadcast and telecast will be aired at 6:45-7 p.m. when Sun Oil presents Lowell Thomas simultaneously over NBC and WNBT.

Presenting a new problem to advertisers, television as an advertising medium is now confronted with the necessity of developing methods of presentation that can take full advantage of the video medium. At the present time there is an audience estimated at more than 2,000 families in the New York metropolitan area. There are approximately 10,000 sets which will be made available to the public within the near future—and production of new sets, employing all the standards recently approved by the FCC, will shortly get under way at DuMont, RCA and several other plants. These new sets are expected to retail at about 10 per cent more than those sets already built as a result of the national defense program.

First actual firm to enter the advertising field in television is the Lawrence Levey outfit of New York City. The system employs 36 principal elements of stage, motion picture and tele production, plus the application of mobility to selected materials in combination with other mobile effects, the sum total showing on the screen as television's newly-acquired own technique.

Network Tele Lagging

At the present time network television has been given very little consideration by the telecasters. Aside from NBC's plan to establish connecting link between New York, Washington and Philadelphia, little talk has been forthcoming on the possibilities of tele in network operation.

Oh, Yes, There Were Pix Also on Program

Fond du Lac, Wis.—Fox's Retlaw staged a Carnival Surprise Nite on a Saturday night, with newspaper coupon and 15 cents serving as admission. Lobby display included a four-legged woman, headless man, invisible woman and invisible fish. Customers also were treated to free lunch and given an opportunity to play skill games and have their fortunes told. Oh, yes, there was also a screen show—"The Great McGinty," "Cookie Carnival," cartoon and "Flash Gordon" serial.

Nationalization Plans for British Trade Officially Denied by Information Ministry

London (By Cable)—Reports circulating in the U. S. that nationalization of the British film industry impends are without foundation, according to an official denial issued by the Ministry of Information.

The nationalization reports, heard from time to time, recently found their way into print here, with Eugene Lyons, New York Post columnist, asserting that the step would take place "Shortly." Lyons stated flatly, "All movie operations will come under the supervision of the Ministry of Information."

Spyros Skouras Aids Bundles for Britain

An artists auxiliary of Bundles for Britain has been formed here. Ethel Barrymore heads the group which includes among its members Spyros Skouras, Adrienne Ames, Boris Karloff, Frank Buck, Helen Jepson, Patricia Ellis, Ireene Wicker, and Igor Gorin.

Hal Wallis to Ottawa

Hollywood—Hal B. Wallis, Warners' executive producer, leaves late this week for Ottawa, to complete final arrangements for filming "Captains of the Clouds" on location there. Film, to be directed by Michael Curtiz, is based on the Royal Canadian Air Force. Curtiz also is going to Canada to pick locations.

"Lydia" for Labor Day and "Jungle Book" for Xmas

Alexander Korda will start production of his Technicolor special, "The Jungle Book," on July 7 with picture scheduled for a Christmas release. Korda will have "Lydia" ready for a Labor Day release, it was said.

Powell Wins Lone Ranger Suit

Spartanburg, S. C.—In a decision handed down here by Federal Judge C. C. Wyche, Lee Powell, actor, was granted full right to advertise himself as "The Lone Ranger" of talking pictures. Powell was sued by The Lone Ranger, Inc., and Wallace Brothers Circus for damages and alleged infringment of The Lone Ranger rights.

Para. Buys Sparks' Stock in Fla. Houses

(*Continued from Page* 1)

ida in which Sparks had heretofore owned stock. Sparks is resigning from the presidency of those corporations but will continue in an advisory and consultative capacity.

It was stated that Messrs. Frank Rogers, B. B. Garner, M. C. Talley and Fred H. Kent, all of whom had previously been executive assistants to Sparks, will continue in the active management of the corporations and will further retain their present stock interests therein. Frank Rogers has assumed the presidency of the various corporations.

Declare Power Emergency In 7 Southeastern States

(*Continued from Page* 1)

a basis for invoking emergency powers provided by the Federal Power Act. Initial order, calling for immediate curtailment of street and ornamental lighting is expected to affect theater attendance in the area.

The emergency has been declared for Virginia, North and South Carolina, Georgia, Alabama, Mississippi, and Florida.

Nashville Adopting Daylight Time as Defense Power Move

Nashville, Tenn. — As a defense power saving move, Nashville goes on daylight saving time next Monday, the first time since the first World War. Local theaters have already made a better than 75 per cent blackout of front lights and wherever possible to do so and maintain the comfort of patrons, are operating cooling systems at a slower speed.

Chi. Piccadilly Goes Single

Chicago—The Schoenstadt circuit announces that the Piccadilly Theater is going on a single feature basis starting at once.

N. J. Allied Outing July 10

New Jersey Allied will hold an outing and golf tournament at the Hollywood Hotel, West End, N. J., on July 10.

Proving It's Public That Makes 'Em Stars

Detroit—The public is taking an interest in star billings, United Detroit management found out, when a group of leaders of the local Finnish community waited on them. They demanded headline billing for the young Finnish violinist, Heimo Haitto, who plays in "There's Magic in Music," current at the Michigan —and they got it.

We'll worry
about
September
in
September...

A FRANK STATEMENT OF

Last September, Warner Bros. contracted with 11,474 exhibitors to deliver the 48 best pictures possible before September 1st of this year.

That obligation remains an obligation with us.

Until it is completely fulfilled, we have no intention of concerning ourselves or our customers with consent decree selling or the screening of next season's product.

At the proper time, and with ample notice to all concerned, we will tradeshow our product for September and the months follow-

POLICY BY WARNER BROS.

ing. Meanwhile, we recognize our present responsibility. The flow of big pictures during July and August will be uninterrupted —and unprecedented.

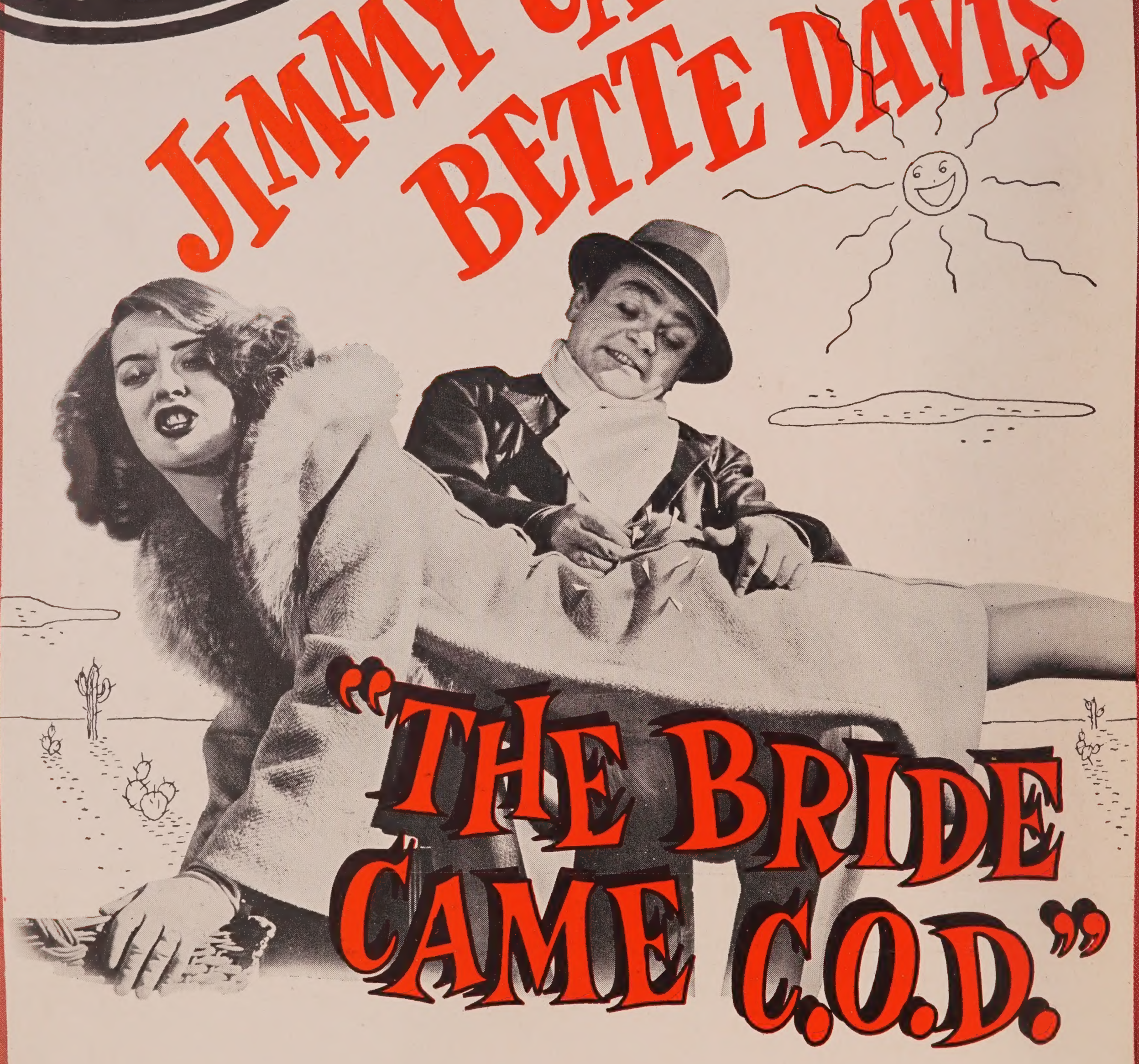
In the two months remaining of the current season, Warner Bros. will continue to fulfill all its present obligations. We will more than live up to every contract signed last year. And we'll worry about September—in September!

Gradwell L. Sears

General Sales Manager
Warner Bros. Pictures, Inc.

JULY 12
of THIS year!

JIMMY CAGNEY
BETTE DAVIS



"THE BRIDE CAME C.O.D."

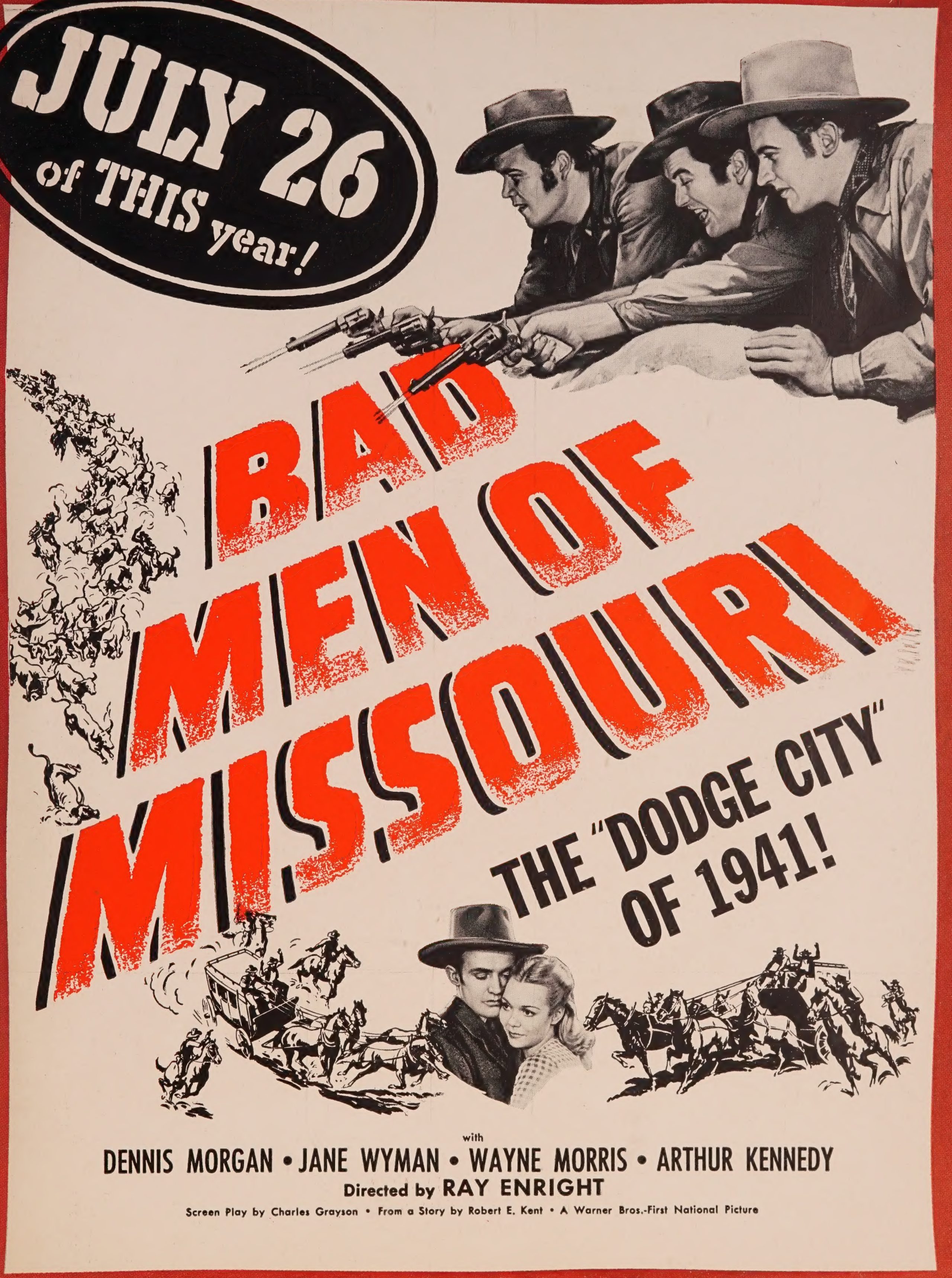
with

STUART ERWIN · EUGENE PALLETTE · JACK CARSON · GEORGE TOBIAS · HARRY DAVENPORT

Directed by **WILLIAM KEIGHLEY**

Screen Play by Julius J. and Philip G. Epstein · From the Story by Kenneth Earl and M. M. Musselman · Music by Max Steiner

A Warner Bros.-First National Picture



JULY 26 of THIS year!

BAD MEN OF MISSOURI

THE "DODGE CITY" OF 1941!

with

DENNIS MORGAN • JANE WYMAN • WAYNE MORRIS • ARTHUR KENNEDY

Directed by RAY ENRIGHT

Screen Play by Charles Grayson • From a Story by Robert E. Kent • A Warner Bros.-First National Picture

AUG. 9
of THIS year!

EDW. G. **ROBINSON** · MARLENE **DIETRICH** · GEORGE **RAFT**

in

MANPOWER

with
ALAN HALE
FRANK McHUGH
Directed by
RAOUL WALSH
Original Screen Play by
Richard Macaulay and Jerry Wald
A Warner Bros.-First National Picture

AUG. 30
of THIS year!

ERROL FLYNN
FRED MacMURRAY

in

"DIVE BOMBER"

in **TECHNICOLOR**

with
RALPH BELLAMY • ALEXIS SMITH
ROBERT ARMSTRONG • REGIS TOOMEY • ALLEN JENKINS
Directed by MICHAEL CURTIZ
Screen Play by Frank Wead and Robert Buckner
From a Story by Frank Wead • Music by Max Steiner
A Warner Bros.-First National Picture

...All this product!

...All this season!

...All from Warners!

(SO WHY WORRY ABOUT NEXT YEAR?
YOU CAN BUY WARNERS AGAIN!)

JACK L. WARNER *In Charge of Production*
HAL B. WALLIS *Executive Producer*

PRINTED IN U.S.A.

Metro to Sound Out U. S. Dailies on Pix Wants

Studio Reps. Later Will Extend Canvass to Smaller American Publications

(*Continued from Page* 1)

later on smaller publications, in a "grass roots" survey. In addition to seeking the dailies' views on the type of entertainment wanted today, the Metro reps. will check on the studios' publicity handouts and its suitability in each spot.

Richey, who spoke in the place of Rodgers, unable to attend the convention, scouted exhibitors' "mounting fear . . . of some strange bogey man who will arise and gobble up theater owners" as a result of the consent decree selling changes, and said that it was having an unfortunate effect.

Metro, Richey declared, "doesn't know or care how long the new method of selling is going to last —one year or forever," and added, "we will continue to do business with our regular customers wherever and whenever possible."

Drop 8 Lower Bracket Films

He asserted that the company will deliver every high bracket pix under the current contract, but will eliminate eight lower bracket pictures from the commitment.

Turning to recent blasts at producers, Richey told his audience:

"I can't find it good business to start at this late date, to tell Hollywood to make good pictures. That doesn't mean that constructive suggestions, made within the trade are not always highly desirable and most acceptable, but I believe that, working with the tools at hand, we must carve out of the amusement dollar a bigger slice."

On the matter of elimination of duals, now agitated by many exhib. organizations, Richey observed that the move's backers may have a case, but expressed serious doubt that the situation will be corrected in time to give exhibs. the relief they are seeking.

Traces Attendance Decline

Richey declared that to comprehend why too many potential patrons are looking elsewhere for their recreation, it is necessary to go back a decade or so ago. He put it this way:

"When labor, in order to spread jobs over a greater number of people, was successful in shortening the working day from 50 hours a week to 45 and then to 40 and in some instances 35, the whole American public became more recreation conscious for the simple reason that they had more time on their hands—more leisure hours to fill and where, before they worked longer hours and motion pictures were the only amusement they could find time for at hours that were convenient and not too tiring, now they have plenty of time to look for and embrace many sports and recreations which before were impossible.

"The five-day week, offering opportunities for a long week-end doing other things than attend movies, —golf, hobbies, more bridge because Mr. Wage Earner has more time, bowling, all of these sports have found a new revitalization from a public who has become more recreation conscious and while this change was taking place the average theater continued its role of a more or less public utility—there to be used when desirable, flaming up once in a while when a big picture stuck its thumb in the public's eye and demanded to be noticed but carrying on day after day much in the same manner it had for years. I say this not as criticism, but as an analysis of the position many theater owners find themselves in today."

Says Charts Not Constructive

In conclusion Richey warned that "this is no time to talk ill of any element in this business" and said pointedly, "I don't believe charts, analyses, predictions or revolutionary formulas which leave the impression that the movie business has gone to hell are constructive." The big job ahead, he asserted, "is to all work together to get more people through that box office."

METRO PRESCRIBES FOR INDUSTRY

"We Must Stop Wringing Our Hands and Start Ringing Door Bells," Company Tells Carolina Exhibs.

Myrtle Beach, S. C. — Here's Metro's prescription for the cure of industry ills, including both the biz slump and the eradication of trade disunity, as offered by H. M. Richey, speaking yesterday before the Carolinas' exhib. convention here:

> **"We must stop wringing our hands and start ringing door bells, quit shouting business is bad and remember that we are still getting three-quarters of the amusement dollar, throw away our charts and graphs of whether business has gone up or down and turn our attention to the buying of new ropes to keep the standing crowd in line, quit criticizing our business in the public but reserve for our inner councils that bawling out we may find it necessary to give each other, quit referring to our business as a racket, drop the word 'lousy' from our vocabulary, applaud the good and bite our lips at the bad and start telling the whole cockeyed world that motion pictures are ready for the job of entertaining a public which is sick of the black headlines, and if I am not mistaken, a period of that kind of thought will result in the most important 'cease and desist' order ever adopted in this business—a permanent 'cease and desist' against cutting each other's throats and a united industry against anyone who tries it."**

No. and So. Carolina Exhibs. Condemn Hollywood Previews

Myrtle Beach, S. C. — Theater Owners of North and South Carolina, first MPTOA affiliate to hold a meeting since the MPTOA convention in Los Angeles, in session here yesterday adopted a resolution condemning the previewing of pictures by columnists and radio commentators prior to trade press reviews as unfair and inimical to the best interests of producers and exhibitors alike. Ed Kuykendall, MPTOA prexy, had attacked the practice at the national convention.

Other resolutions adopted were:

Expressing thanks to President Arrington for his effective work and time given; endorsing the program outlined by the Motion Picture Committee Co-operating for National Defense and urging all exhibitors who have not yet joined to sign such pledges immediately; condemning the continuation of the importation and distribution of propaganda and subversive Communist, Fascist and Nazi and Axis films being brought into this country for distribution; condemning the practice of exhibiting so-called non-approved "sex pictures" as part of a double feature program with an "approved" picture, as inimical to the best interests of the motion picture theater operation and to the morals of the youth of the country.

Charles H. Arrington, president, presided at the convention. Delegates were welcomed to Myrtle Beach by Mayor Ben M. Graham. A feature of the meeting was the present of Leo the Lion, sent from Hollywood by Metro-Goldwyn-Mayer.

Principal speaker was Ed Kuykendall, MPTOA prexy, who reiterated his Los Angeles attack on the previews of pix by columnists and radio commentators. He told the delegates that the national convention was a tremendous success because 7,000 theaters were represented involving 26 states.

The MPTOA chief stated exhibs. should devote more time to enlisting the good-will of luncheon clubs, civic organizations and various women's clubs in order to bring about a better understanding of the problems confronting the industry.

Kuykendall said that he had spent many weeks in Washington during the past year "fighting the increasing tendency toward Government interference and regulation of our business, which in many instances, we as an industry, are continually inviting because of our failure to discipline ourselves. The present proposed tax bill in Washington is very severe on all business, but in this time of war we might as well prepare ourselves for further tax shocks."

As a member of national committee cooperating with the Government for national defense Kuykendall pointed out that it has encountered many angles and many problems, all of which have been met by the committee. Kuykendall charged that double bills were a menace to the motion picture industry, stating that the time is long past when the public just wants to sit through a lot of motion pictures. He deplored the previewing of pictures by the Hollywood columnists and commentators long in advance of their exhibition to the public.

Other speakers were R. B. Wilby of Atlanta, H. M. Richey, Metro's public relations counsel, and J. Noble Braden, executive director of the AAA.

Muriel Babcock on Movies

Muriel Babcock has been appointed editor of Movies, published by Ideal Publishing Corp. Miss Babcock, for the past three years was editor of Picture Play and later Your Charm Magazine.

Entertainment 'Dress' For Tradeshows

(*Continued from Page* 1)

hibitor attention and attendance when the tradeshows get under way.

With this situation shaping up, Warners, it was learned yesterday, has approached Music Corporation of America for a list of its ace bands and the hotels in which they are booked for the coming months.

As MCA gets it, idea mulled by Warners is to make their early tradeshows a "must" event on the exhibitors' social calendar, to this end transferring tradeshows from theaters—the plan announced by some companies—to the large hotel ballrooms, with tea and dance for the theater men to follow.

Warners is said to figure that such a plan, if adopted, will solve the competitive tradeshow problem satisfactorily. Theory is that exhibs. won't be adverse to mixing pleasure with business, and that if exhibs. are serious about seeing pix before buying, the company which actually gets 'em to tradeshows will have the selling edge.

Warners, it was said last night, is not the only company with a plan to "dress up" the tradeshows, but considerable secrecy shrouds the slants under consideration.

Warner District Managers In New York for Meetings

With Grad L. Sears and Carl Leserman presiding, all Warner district managers opened a series of pre-convention sales huddles at the Warner home office yesterday. The district heads will remain here over Wednesday, and are scheduled to attend the premiere of "Sergeant York" at the Astor tomorrow night. Confab, it is understood, is concerned with sales policies to prevail when consent decree selling starts.

WEDDING BELLS

Cleveland—Irene Szabo, secretary to F. Arthur Simon of Lake Shore Sales Co., was married to Ronald Tevault, former local theater manager.

Kaukauna, Wis. — Melvin Van Dyke, assistant manager of the Vaudette Theater, operated by his father, William Van Dyke, was married to Marie Marx.

Canton, O.—Janet Smith, cashier at the Ohio Theater here, and James C. Skelly, manager of the Sigma Theater at Lima, will be married July 7.

West Coast Bureau of THE FILM DAILY

Hollywood — Johnny Downs and June Ellen Draper were married here.

"Code of Honor" of Pacific Coast Conference

No Preferred Playing Time on Percentage Pix, One Provision

West Coast Bureau of THE FILM DAILY

Hollywood—The "Code of Honor" of the Pacific Coast Conference of Independent Theater Owners contains, among other provisions, the declaration that distributors shall not have the right to designate preferred playing time on percentage pictures.

Included in the Code's provisions are the following:

Unfair clearance shall be eliminated; a new brief standard exhibition contract shall be prepared (this contract to be approved by Department of Justice); exhibitors should have right to exclude any feature which would be locally offensive on moral, religious or racial grounds; distributors shall not refuse to release pictures on some run to be designated by distributors for exhibition in any situation provided that exhibitor can satisfy reasonable standard operation and exhibitor is reputable and responsible unless granting of a run on any terms to complaining exhibitor will prejudice distributors' business interests in the area where complainant's theater is located; and

There shall be no discrimination by distributors as to right to buy, priority of runs, clearance price, terms, rebates, adjustments, allowances, settlement or availability of prints first-run if such commercialized preview is presented to a paying audience or announced to the public by any medium whatsoever; where an exhibitor buys a selective contract he shall be required to announce acceptance or rejection of any picture in such contract within one week of notice of availability.

Concerning Cancellation

The following points apply to all distributors with the exception of those five companies consenting to the decree: exhibitors shall have the right to cancel 20 per cent of pictures under contract; distributors shall not force exhibitors to buy westerns, reissues, serials, foreign pictures, short subjects, newsreels or trailers as a condition for entering into a contract for feature pictures.

ITO of So. Calif., Ariz. To Co-op on "Code of Honor"

Hollywood — Independent theater owners of Southern California and Arizona have elected the following to board of directors: Hugh Bruen, Jenne Dodge, Al Galston, R. D. Whitson, Ned Calvi, Murray Hawkins and Max Sinift.

One important piece of business was the appointment of three new committees to function in conjunction with the PCC of ITO committees on resolutions and "Code of Honor." Galston is to act as chairman of the arbitration committee; Calvi as chairman of the double bill committee; Whitson as chairman of the committee on prevues, move-overs, prints, price, allocations, discriminations, and box office slump; Sinift as chairman of the committee on junior prices of admission.

The members voted unanimously in favor of single bills. Also approved and adopted resolutions and a code of honor. Report was given on action by members of PCC of ITO against Ascap including the fact that all exhibitor complaints were in and that suits should be filed shortly.

Fox West Coast requests for clearance and Universal sales policy on "In the Navy" and "Tight Shoes" were referred to the board of directors.

Fairbanks Reports on His Lat.-Amer. Trip to Welles

(*Continued from Page* 1)

reported in person to Acting Secretary of State Sumner Welles on his findings. He will confer with Welles again today and probably with President Roosevelt either today or within the next few days.

Fairbanks said he reported to Welles that "there is no question in my mind the people of the countries I visited are virtually 100 per cent behind us and the Democratic cause." He visited Brazil, Argentina, Chile, Uruguay, Peru and Panama.

Fairbanks said he found the Governments of all these countries are doing the very best job they can, despite "dangerously effective propaganda job" by the Germans, and other situations which include Germans and their friends in key positions, and former dependents on Germany for trade.

He said he recommended concrete illustration of our profession of good neighbor policy through finding some way of getting more of their products into this country. "This would be more effective than all the good-will missions we can send down there," he said.

Fairbanks also recommended interchange of students, and inviting army men from the Latin-Americas to train in our schools, as well as encouraging political missions from those states.

U. S. Films were blamed in part by Fairbanks for the bad impression some Latin-Americans have of this country. These include gangster pictures, which convey the impression we are all hoodlums, and pictures which depict the Latins as a lazy, sleepy race, he said, adding that the control board is now clearing this situation.

To the film industry, Fairbanks suggested that we concentrate for a time on showing the better side of America and Americans.

"I don't mean by that we should stop telling the truth. I think 'The Grapes of Wrath' was a good picture. But I do think we can stress more than we have, our good points, get back to the simple stories which after all, are best. For instance, I think 'Mr. Chips' was the most effective British propaganda film ever put out, and there wasn't a single bit of flag waving in it."

Present Blum Gold Watch At Baltimore Testimonial

(*Continued from Page* 1)

night at the Elks Club, tendered to Herman A. Blum, by the MPTO of Maryland. Blum, active in the industry for 20 years, has retired.

Seated on the dais with the guest of honor were: Abram F. Myers, general counsel of Allied States; Frank A. Hornig, president of the MPTO of Maryland; Lauritz Garman, vice-president; Samuel Soltz, treasurer; J. Louis Rome, Frank H. Durkee, Elmer Nolte, Jr., C. W. Hicks and Jack Levin.

A gold watch, suitably inscribed, was presented to Blum, who took the opportunity to reminisce over 20 years of industry activity, and to thank the men with whom he worked in the past. In recently anannouncing his retirement, Blum resigned his three positions: as member of the board of directors of the MPTO of Maryland, as treasurer of the same organization, and as Maryland representative on the national Allied board.

Name David Griersdorf UA's Los Angeles Manager

(*Continued from Page* 1)

nounced yesterday by Haskell M. Masters, Western division sales manager.

Griersdorf at the same time severed his connection with James Roosevelt and his Globe Productions as Eastern representative. He left last night to attend the final UA regional sales meeting San Francisco this week.

Final UA Regional Huddle Opens Tomorrow in S. F.

Final huddle in United Artists series of regional sales meetings gets under way tomorrow at the St. Francis Hotel, San Francisco, with Arthur W. Kelly, sales head, and other home office executives in attendance as well as a large group of UA representatives from the Coast division.

In addition to Kelly, Haskell Masters, Western division manager, Monroe Greenthal, ad. and pub. director, and Seymour Poe, assistant to Masters, will be on hand. Ben Fish, Western district manager and the following salesman will also be present:

Los Angeles: Earl R. Collins, branch manager; Guy S. Gunderson, Frederic Gage, Kenneth R. McKaig and W. B. Pollard. **Salt Lake City:** A. W. Hartford, branch manager; W. K. Miller, Joseph Solomon, E. M. Gibson and J. E. Madsen. **San Francisco:** D J. McNerney, branch manager; Paul Bush, Jack O'Loughlin, Jack O'Bryan and W. M. Bigford. **Seattle:** Frank M. Higgins, branch manager; A. H. Kleepper, A. J. Sullivan, C. W. Trowbridge, H. W. Landstrom and H. Harden.

Alter Bank Night Setup

Athol, Mass.—To meet court criticism, management of the York Theater here is altering the Bank Night setup, eliminating the requirement that players be ticket purchasers.

49% Limit for U. S. In Any Brit. Circuit

(*Continued from Page* 1)

interests would ever get more than a 49 per cent interest in any British circuit.

Carr also revealed an interesting fact in that since the bombing of the Ealing Studios the plant had been rebuilt on a large scale, completely modernized and assisted in every way possible by the Government, thereby putting Hitler in the role of giving the film industry an assist in that instance.

Carr, who was accompanied by his wife, expects to remain here five or six weeks, going to the Coast Sunday night. He related some amazing experiences of English film men, including himself, in escaping Nazi bombs. He stressed the fact that in comparison to the severity of the bombings there were comparatively few theaters blitzed out of action altogether. He said that 495 houses were closed in the U. K. as of May 31, but of that number, only 231 will not be reopened sooner or later.

Carr was enthusiastic about a film Ealing is now producing for UA world-wide distribution. Entitled "Ships With Wings," story revolves around the H. M. S. Ark Royal, with much of the footage taken during combat.

Describing company business in U. K. as being better during the past six months than any other period in four years, he characterized his trip as being of strictly a business nature.

When Carr returns he will be complete head of UA interests in Great Britain as George Archibald, his co-managing director, is joining the British Army.

Chilean 'Pastor Hall' Ban Stirs Flood of Protests

Santiago (By Cable)—Chilean ban on UA's "Pastor Hall" has aroused a storm of protest here and possibility for a revision of the order looms with the announcement that the Minister of Interior will view the picture personally. It is pointed out by protestants that the Nazi picture, "Victory in the West" is being shown. The picture was passed by the censor board.

"Good Neighbor" Policy

Buenos Aires (By Air Mail)—Argentine news reels are being shown on all Good Neighbor ships of the Moore-McCormack Lines.

Thrillers as Double Bills

"The Terror" and "Mystery of Room 13," both Edgar Wallace thrillers produced in England, are being released today as a twin bill by Alliance Films.

New Pictures Down Sharply; Five Start

West Coast Bureau of THE FILM DAILY

Hollywood—Only five pictures are scheduled to go into production this week, it's the smallest number in a period of many weeks. The check-up:

At Columbia: Four shooting, including "Roaring Frontiers," Bill Elliott-Tex Ritter western, with Leon Barsha producing and Lambert Hillyer directing.

At M-G-M: Ten shooting, including "The Female of the Species," comedy, with Rosalind Russell, Don Ameche, Kay Francis, and John Carroll. W. S. Van Dyke, directing and Joseph Mankiewicz producing; "New York Story," drama, with Edward G. Robinson, Edward Arnold, Laraine Day and Marsha Hunt. Producer Sam Marx and director Mervyn LeRoy.

At Monogram: Two shooting.

At Paramount: Six shooting, including "The Remarkable Andrew," drama, with William Holden, Brian Donlevy, Ellen Drew, Rod Cameron and Porter Hall. Associate producer Richard Blumenthal and director Stuart Heisler.

At PRC: Two shooting.

At Republic: Two shooting.

At RKO: Three shooting.

At 20th Century-Fox: Seven shooting, including "Swamp Water, drama, with Walter Huston, Dana Andrews, Anne Baxter and Walter Brennan. Jean Renoir, director of the picture, is now filming exterior scenes in the Everglade country of Florida with Irving Pichel assisting him as dialogue director.

At Universal: Eight shooting.

At Warners: Four shooting.

Wanger: shooting "Sundown."

Roach: shooting "Tanks a Million."

Goldwyn: shooting "The Little Foxes."

Documentary Producers Planning Lecture Program

Cessation of further organization promotion activity was decided at the first meeting of the newly elected Association of Documentary Film Producers executive board. In the future promotion will be in the hands of individual members with the provision that established fair trade practices be continued.

Meetings for the new year will be devoted to technical and artistic education of members with lectures on various production phases scheduled. Living Films, the Association's catalog, is being revised and will be published this Fall.

Headquarters of the group will be in the Hartley Productions office, 20 W. 47th St.

Schine Circuit Convention In Gloversville Aug. 5-7

Gloversville, N. Y.—Schine's circuit's annual convention will be held at the home office here Aug. 5-7.

Sessions are to be either at the Hippodrome Theater, or at the Community Center.

Originally it was planned to dispense with the convention this year in favor of regional meetings.

Preliminary arrangements are in charge of Gus Lampe, assisted by Lou S. Hart.

J. Myer Schine, president of Schine Enterprises, Inc., and Louis W. Schine, vice-president in charge of theater operations, will preside.

Westway Dismissal Appealed

Homand Continues Balto. Clearance Battle

(*Continued from Page 1*)

wood but Arbitrator Sefton Darr held that the clearance was reasonable as the Homand house was not built on the promises of distributors to supply pictures, that the Edgewood is the superior house in the neighborhood, and that the distributors and theaters are better served financially under the existing clearance. Complaint was brought against 20th Century-Fox, Loew's, Vitagraph and the Durkee Lyndhurst Corp., operator of the Edgewood.

Homand has been trying to reduce the 14-days clearance since 1929, when he filed an anti-trust action against the majors and the Durkee interests. He lost in the U. S. District Court and again on appeal.

Five File Interventions In Al Karski's Complaint

San Francisco — Interventions poured into San Francisco arbitration office when Al Karski, ower of the Laurel, Oakland, filed a complaint against the five majors, alleging unfair clearance. Outfits that have filed interventions are Golden State Theater Circuit, Fox West Coast, and the Foothill, Capitol, and Diamond theaters.

Arbitrator Rules Clearance Issue in Philly's Palm Case

Philadelphia—Hearing of the Palm arbitration action against Loew's, Inc., Paramount, and 20th Century-Fox began yesterday, and quickly became tangled in the run-clearance maze. Arbitrator H. Evans Rhell, a business executive, decided that the request was one for change of clearance, and not for change of run, allowing the case to go ahead.

Following the usual historical review of the industry by Frank Fogel, for Sam and Morris Somerson, plaintiffs; John Caskey, for 20th Century-Fox, and Stuart Aarons and Harold Levinson, for Warner Brothers Theaters, first on the stand was Carl Goldblum, of the city surveying department, who presented a map of theaters in question, and S. E. Applegate, M-G-M sales manager, who gave testimony on clearance and runs for a long period.

The Palm wants a reduction in the run the S-W Kent has over it while the defendants claim this would amount to a change in run, as the Palm, according to them, is in the same availability as the New Broadway and Jumbo. The Ken appealed decision was cited by Stuart Aarons to explain the run-clearance distinction to the abitrator.

First argument arose when Fogel asked for information on what E-A paid at the Richmond for product. Attorneys for the distribs. objected and the arbitrator declared the information could only be made available to the arbitrator, and to Fogel, but not to Somerson, Fogel's client. Fogel objected.

Hearing will be continued tomorrow morning.

Decker New Los Angeles PRC Franchise Holder

Los Angeles franchise of PRC has been taken over by Samuel K. Decker. Louis Rutstein, who owned the franchise in partnership with Sam Nathanson, will continue operating PRC exchanges in San Francisco, Seattle and Portland.

Decker, the new Los Angeles PRC franchise holder, was former Monogram franchise holder in Detroit.

Leo Samuels in Charge Of Foreign Disney Deals

Before leaving New York for the Coast, Roy Disney, vice-president and general manager for Walt Disney Productions, announced that Leo Samuels will continue in charge of Disney foreign deals under the new set-up following the resignation of Hal Horne and Dick Condon.

Detroit Premium Co. Folds

Detroit — National offices of the Hollywood Gift Club, premium company, in the Boulevard Building, have been closed. George Gilbert was sales manager.

About Face on Tent Shows

Moncton, N. B.—After announcing a ban on all carnivals, the city council suddely shifted position, and declared in favor of the traveling tent shows.

Monogram to Send Eight Before Cameras in July

Hollywood — Eight features, including five general subjects and three Westerns will go into production at the Monogram plant this month, it is announced by W. Ray Johnston, president.

Initial picture will be "Sweet Sixteen," produced by Lindsley Parsons and directed by Jean Yarbrough. Following will be "The Man from Bodie," a Rough Rider and "Phantom Rider."

First new season musical will be "Sis Boom Bah" with Grace and Peter Lind Hayes and Mary Healy, produced by Sam Katzman. Katzman will also produce "Mr. Wise Guy." Other July starters will be "Li'l Louisiana Lady," produced by Edward Finney, "Saddle Mountain Roundup," and "Man With Many Faces."

Para. to Re-issue "Ruggles"

Paramount will re-issue "Ruggles of Red Gap," Charles Laughton starrer made in 1935, in mid-July, it was said Friday by Charles Reagan.

Rutherford, Crash Victim

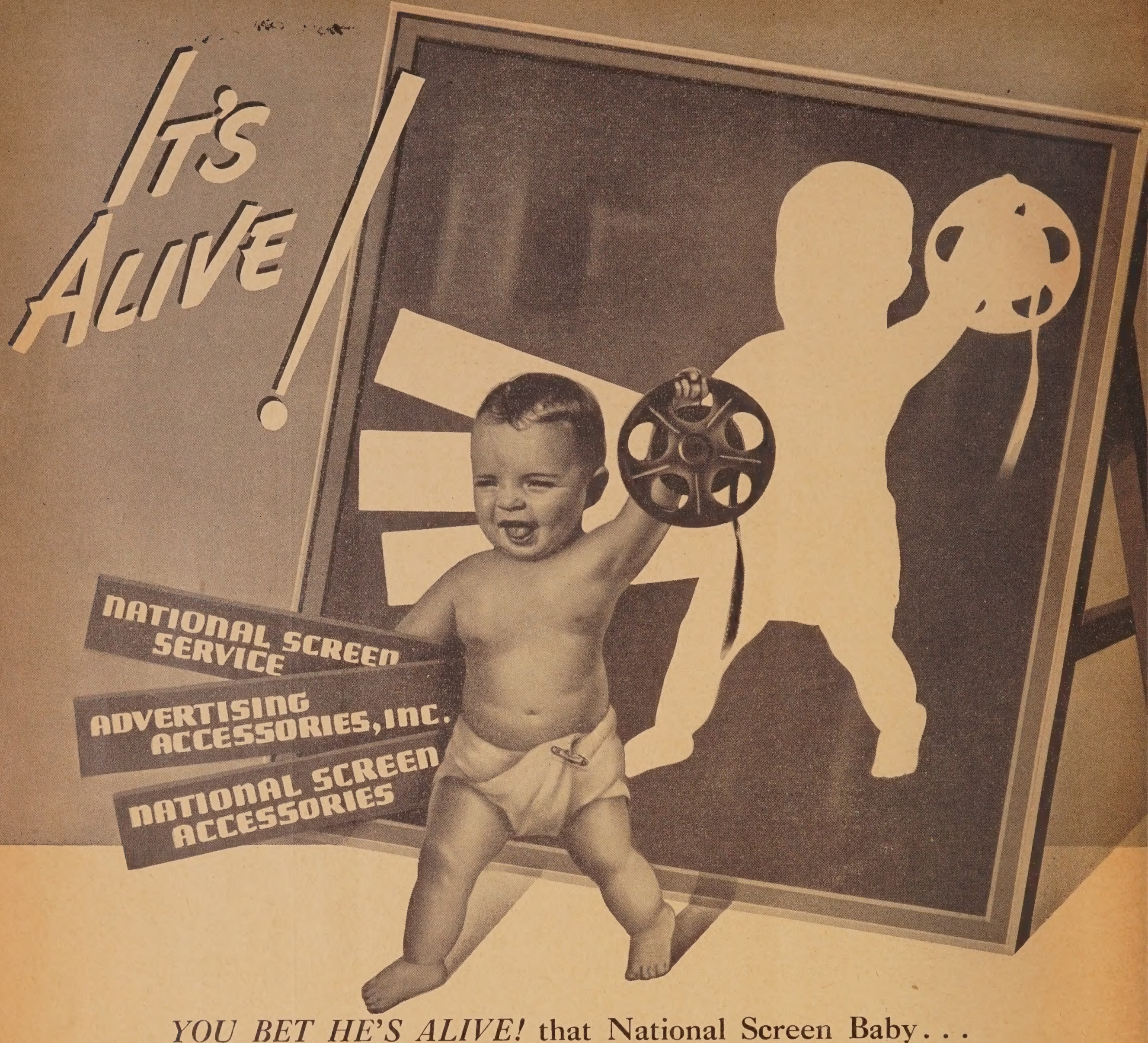
Atlanta, Ga.—H. W. Rutherford, assistant manager of Loew's Grand, sustained painful cuts and bruises when he lost control of his automobile, the car crashing into a street car safety zone on Peachtree Street.

ANOTHER REPUBLIC FAN MAGAZINE AD

SPOTLIGHTING a BIG PICTURE

SOMETIMES a truly unusual motion PICTURE reaches the screen . . . A picture so unique in its story . . . SO outstanding in its development AND treatment . . . so far above the AVERAGE in the portrayals OF its players THAT it defies ORDINARY STANDARDS OF comparison. SUCH a picture IS "POISON PEN" . . . The STORY of "POISON PEN" delves deep into HUMAN emotions and desires—DARES to lay bare the innermost MOTIVES that guide the actions OF its fascinating characters . . . CHARACTERS who are brought TO life for you by such artists as FLORA ROBSON, KNOWN to audiences THE world over for HER magnificent PERFORMANCES ON stage and SCREEN . . . ROBERT NEWTON, whose ROLE in "MAJOR BARBARA" made HIM the talk of THE entire country . . . AND a host of OTHERS equally DISTINGUISHED . . . RICHARD Llewellyn, AUTHOR of "How GREEN Was My VALLEY," wrote this STARTLING tale—AND all of the drama, all of the SUSPENSE, all of the novelty, which HE imagined has been fittingly TRANSFERRED TO the screen. Be SURE to see "POISON PEN!" IT'S one of those pictures you'll talk OF for a long time to come . . . It's

A REPUBLIC RELEASE


It's Alive!
NATIONAL SCREEN SERVICE
ADVERTISING ACCESSORIES, INC.
NATIONAL SCREEN ACCESSORIES

YOU BET HE'S ALIVE! that National Screen Baby . . . alive with all kinds of ideas for making things hum around your theatre ★ *Trailers . . . Lobby Displays and General Theatre Advertising Accessories. Alive with ticket-selling magnetism* ★ Alive with that color . . . glamour . . . sparkle that makes your theatre glow with "pleasure-promise" ★ Put him to work for you. Let his energy . . . his pep . . . his experience . . . his creative force and talents spread the glad tidings that you've got a show ★ Advertise . . . publicize . . . exploit . . . make money. Tie in your theatre with a consistent . . . all-round . . . year-round selling campaign. Let the Prize Baby carry the torch of good business with . . . *THE THREE BEST-SELLERS IN THE BUSINESS!*

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 2 NEW YORK, WEDNESDAY, JULY 2, 1941 TEN CENTS

MPTOA DEMANDING STRONG AD CAMPAIGNS

Major Weighs Auto Giveaway at Tradeshows

Editorial

WB Policy

. . . it makes sense

By CHESTER B. BAHN

NATIONAL ALLIED, declaring that it certainly was not too much to ask, called upon major distributors in a recent general bulletin to "release a few big pictures during the Summer season so that the public will not entirely lose interest."

Whether by coincidence or design, Allied's members, as well as thousands of other showmen seriously concerned about the state of the nation's box-office, doubly menaced by the apparent shortage of top quality product during the torrid weeks immediately ahead, have Warners' answer in Grad L. Sears' very-much-to-the-point statement of policy, keyed to "We'll worry about September IN September."

Sears, asserting that the company's obligation entered into with 11,474 exhibitors to deliver 48 pictures before Sept. 1 "remains an obligation with us," adds:

"Until it is completely fulfilled, we have no intention of concerning ourselves or our customers with consent decree selling or the screening of next season's product. . . . Meanwhile, we recognize our present responsibility. The flow of big pictures during July and August will be uninterrupted—and unprecedented. . . . And we'll worry about September—in September."

—— o ——

FROM the standpoint of Warners' customers—and the vast movie-going public served by them—such a sensible policy spells assurance and insurance at a time when there is a crying need for both.

Regardless of the cause or causes, of the present menacing dip in grosses, it is obvious that, to re-build patronage, quality product packed with entertainment is essential. The exhibitors' problem, today of all times, cannot be solved with weak product or stale product. It requires pix like, say "The Bride Came C.O.D." and "Manpower," to turn that trick.

While necessarily distributor and theater man alike cannot be indifferent to 1941-42, a season which will be marked by the advent of a revolutionary selling policy in at least 47 states, the present must be the operator's prime and urgent concern. There are eight hot weeks to be bridged to Sept. 1.

And in those eight weeks, theater overhead must be met. The alternative—unpleasant no less for the distributor and the

(Continued on Page 2)

Competition for Exhibitor Attendance Taking Shape; Non-Decree Cos. Watching

Competition for exhibitor attendance at the tradeshows, made mandatory under the selling provisions of the New York consent decree signed by the "Big Five," took a new twist yesterday when it was learned that one of the companies is seriously considering an auto giveaway for at least the first series of tradeshows.

Company, according to reports circulating in trade circles, is one of the first to inaugurate the trade-

(Continued on Page 7)

"Divorce" Measure Study In Prospect

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington—Long-delayed action on the Neely divorcement bill is scheduled to get under way again the first part of next week, it was revealed here yesterday.

Senator Kilgore, W. Va., chairman of the subcommittee assigned to study the bill, said action had been

(Continued on Page 6)

Soviet Russia Enters Bid For "The Great Dictator"

The Soviet Government made its first bid for anti-Nazi pictures yesterday when United Artists was ap-

(Continued on Page 7)

1ST SPONSORED FILM FOR TELE

Missouri-Pacific R. R. Travel Short Set for NBC

As the entire advertising and entertainment fields eagerly studied the inauguration of commercial tele yesterday, NBC last night announced the station had signed the first commercially-sponsored film telecast, with the Missouri-Pacific Railroad set to sponsor a travel film over the WNBT facilities on Friday at 9-9:30 p.m. and, further, that the Bulova Watch Co., which sponsored two time signals yesterday over WNBT, the NBC television station, had signed a 13-week contract continuing its time signals.

There was also a strong possibility last night that Sun Oil, Procter & Gamble and Lever Bros. would also sign up for term tele commitments.

Officials at NBC pointed out that

(Continued on Page 6)

WB Will Deliver Contract Pix 100%

Despite any action by other distributing companies to get an early start in selling product for the new season, Grad Sears, Warners' general sales manager, instructed district managers at a home office con-

(Continued on Page 10)

Ill. 135-Minute Measure Dies

Last-Minute Move for Enactment a Failure

By a slim margin of three votes, the Illinois Senate prior to its adjournment sine die early yesterday at Springfield, defeated, for a second time, a last-minute move to bring the Sandquist 135-minute bill to the floor, according to word received in New York last night.

Twenty-six votes were required to discharge the Committee on Efficiency and Economy to which the

(Continued on Page 6)

Theaters to Halt Shows For FDR's July 4 Address

Announcement was made yesterday by RKO and Loew's that the President's speech on Friday, July 4, would be heard in all their theaters in the Metropolitan area. Regular programs will be interrupted at 5 p.m. when the President goes on the air and they will resume at the conclusion of the address.

"Distributors Have Got a Job to Do in Creating a Market," Says Kuykendall

The MPTOA, via a general bulletin issued yesterday by Prexy Ed Kuykendall, warned distributors that "now is the time for strong genuine advertising campaigns to renew interest in the new pictures and bring 'em back to the box-office."

Asserting that "business is bad

(Continued on Page 7)

U. S. Halts Import of Nazi Propaganda Pix

Washington Bureau of THE FILM DAILY

Washington—As part of the drive to curtail German propaganda in this country, all branches of Federal enforcement agencies have quietly closed down on importations of German propaganda films, with the re-

(Continued on Page 10)

Iola, Kans., Exhib. Files First K.C. Arbitration Case

Kansas City — First arbitration case to come before the KC tribunal has been filed by W. A. Weaver, operator of the Pic, Iola, Kans.

(Continued on Page 6)

SAG-Gulf Oil Renew Radio Program Pact

Gulf Oil and the SAG yesterday signed contracts whereby the former will, for the fourth consecutive year, sponsor the Gulf "Screen Guild Theater" series over a CBS network of 79 stations. The new cycle is scheduled to get under way on Sept. 28, and will be heard weekly thereafter at 7:30-8 p.m. As has been the case in the past, sponsor will pay the SAG $10,000 weekly, for which "name" Hollywood talent will appear on its radio series.

Jean Hersholt and Edward Arnold signed for SAG, while Young & Rubicam handled for the sponsor.

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 2 Wed., July 2, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Tuesday, July 1)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	¾	¾	¾	.....
Con. Fm. Ind. pfd.	8¾	8¾	8¾	.....
East. Kodak	134	133¼	133¼	— 1⅛
do pfd.	....	....	....	.....
Gen. Th. Eq.	12	12	12	— ⅜
Loew's, Inc.	29⅝	29½	29½	— ¼
do pfd.	....	....	....	.....
Paramount	11	10¾	10¾	— ⅛
Para. 1st pfd.	97⅛	97⅛	97⅛	+ ½
Para. 2nd pfd.	10½	10½	10½	— ⅛
Pathe Film	10⅛	9⅞	10⅛	+ ⅛
RKO	3⅜	3⅜	3⅜	.....
RKO $6 pfd.	52	52	52	.....
20th Century-Fox	5⅞	5⅞	5⅞	— ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	3¾	3⅝	3⅝	— ⅛
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	104⅜	104⅜	104⅜	— ¼
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	96	95⅝	96	+ ½
Warner Bros.' dbs. 6s48	95	95	95	.....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	¼	¼	¼	.....
Sonotone Corp.	8½	8½	8½	— ⅛
Technicolor	....	....	....	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	6½	6½	6½	.....
Universal Picts.	17	17	17	— 1

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	61¼	64¾
Roxy Thea. Bldg. 4s 1st '57	55¼	58¼

Pollock to Poll Defense Workers on Show Hours

Rochester—Plans for special weekly shows for workers in local defense industries are being formulated by Lester Pollock of Loew's Rochester.

Parleys will be held with personnel managers of factories working on 24-hour shifts, and workers will be polled, to determine the most suitable time to stage the show.

WB Policy

. . . it makes sense

(Continued from Page 1)

producer than the exhibitor—is too obvious to require definition.

—— o ——

INCIDENTALLY, from the purely selfish standpoint of the distributor, it is "good business" to supply available top quality product now rather than to deliberately withhold it for the new season.

The latter course, if adopted, as Allied's bulletin pointed out, "means surrendering the field for the time being to rival forms of entertainment with the accompanying risk that the public may get entirely out of the movie-going habit."

And, if industry statistics mean anything at all, millions already have done exactly that, to the great loss of Hollywood, New York and in-between points.

Lefko, Rosian, Young Testimonials Planned

Pittsburgh—Exhibitors and sales reps. in the Main Line territory will tender a testimonial dinner to Morris Lefko, of RKO, recently promoted from salesman to branch manager of the Indianapolis exchange in the Gold Room of the Roosevelt Hotel here Monday.

Dick Lange, city salesman for RKO, is chairman of the banquet committee, which consists of George Tice of Columbia, Milt Brauman of M-G-M, F. D. "Dinty" Moore of Vitagraph, and Jack Judd of Advertising Accessories.

Cincinnati—Queen City Variety Club will tender a testimonial dinner for Universal's new Division manager. Peter Rosian, at the Netherland Plaza, July 14.

A similar dinner is to be tendered Harry Young, Rosian's successor as branch manager here, by the Columbus Variety Club, July 8.

Circus Gets Writ to Show In Sioux City on Fourth

Sioux City, Ia.—The Cole Bros. circus nipped Sioux City theater and other amusement operators in a legal entanglement and will stage its show on July 4 after securing a writ of mandamus in District Court to secure its city council permit.

The circus originally was denied its permit when the other amusement operators complained that Independence Day might mean the difference between a profitable and unprofitable season. The operators claimed they operated year-round or during entire seasons and it wasn't fair to have outside competition come in on holidays to take the best of the business.

Farewell for Gracie Fields

Gracie Fields who returns to England by clipper Saturday at the call of Prime Minister Churchill will be tendered a cocktail party by the British War Relief Soceity at the Ritz Towers this afternoon.

20th-Fox to Start Tradeshows July 21?

Philadelphia—Twentieth Century-Fox, which holds its sales convention in Hollywood July 16-18, will start tradeshowing 1941-42 product the week of the 21st, it was reported in trade circles here yesterday.

Strawhat Opposition Up; 80 Theaters Now Operating

Strawhat opposition steps up this week, with 16 additional Summer theaters opening and bringing the total in operation to approximately 80. Latter is some 11 less than for the same week a year ago.

At 10 of the 80, the bill this week is "George Washington Slept Here," the Kaufman-Hart comedy to which Warners hold the screen rights.

Pix company scouts have four new plays to lamp this week at Summer theater tryouts. Opening last night was "Divorcons," Margaret Mayo's new adaptation of the Sardou play, at the Hilltop Theater, Ellicott City, Md., and "Broadway, 1941," an up-to-date version by Philip Dunning of the prohibition era meller, "Broadway," originally written by Dunning in collaboration with George Abbott, at the Montowese Playhouse, Branford, Conn.

"Always Romance," written by Taylor Holmes and Norman Clark, with Holmes as its leading actor, will arrive at the Harbor Playhouse, Marion, Mass., tonight. Tomorrow night will bring "Final Answer," a comedy in Llewellyn Miller, editor of Screen Life Magazine, to the Woodstock (N. Y.) Playhouse.

Argentina Sees "Blitzkrieg" But B.A. Censor Makes Cuts

Buenos Aires (By Air Mail) — Previously exhibited only before invited audiences of Argentine Army officers, the Nazi propaganda feature, "Victory in the West" is now being shown generally here as "Blitzkrieg."

Municipal censor after the first screening ordered certain deletions deemed particularly offensive to the British.

Papers favoring the Axis gave the Ufa-distributed film rave reviews. the Tageblatt assailed it bitterly but the so-called independent papers largely refrained from outspoken comment.

NSS Home Office Employes Purchasing Defense Stamps

Nearly 50 per cent of all Home Office National Screen employes are now buying defense stamps, with indications that the 50 per cent mark soon will be passed. So many of these stamps and stamp books are bought weekly that the mailing department of the National Screen home office virtually acts as a substation of the Post Office for the sale of these stamps.

COMING and GOING

WILL H. HAYS arrives in Hollywood tomorrow to remain for the rest of the Summer.

SIDNEY R. KENT is vacationing in the Thousand Islands.

LOUIS PHILLIPS leaves town today for a vacation.

EDWARD C. RAFTERY has returned from the Coast.

GILBRT MILLER is on the Coast.

GERTRUDE GUTKIN of the New Haven Universal exchange, will spend her vacation at Niagara Falls.

MARGARET McKINNON, Paramount New Haven exchange secretary to Edward Ruff, will take the Great Lakes boat trip.

MARY FEBBRAIO of the RKO New Haven exchange will vacation in Canada.

JEANETTE BERLINER, Republic New Haven booker, will spend the week-end at Atlantic City.

Oscar Morgan's Father Dead; Funeral Tonight

Funeral services for Dr. Tali Esen Morgan, 84, father of Oscar A. Morgan, in charge of Paramount short subject sales, will be held at Farry Memorial Home, Asbury Park, tonight. Long active in musical circles, Dr. Morgan was a noted musical author and conductor. Other survivors include Kays R., an attorney in Asbury Park and three daughters, Mrs. J. Otto Rhome, Mrs. Joseph K. Savage and Mrs. Robert Tusting, Jr.

Shapiro Leaves World

Resignation of Irvin Shapiro as general manager of World Pictures Corp. was announced yesterday. Shapiro said he will announce his new plans shortly.

WILLIAM F. BLITHERS
Telegraph—Harrisburg, Pa.

Film Daily
YEAR BOOK
1941

says—

"It is in use constantly for reference here, and for that reason an indispensable volume in our library. Your new edition is the finest you have issued. We have yet to consult the Film Daily Year Book and not find the material we need."

1941
YEAR BOOK
of Motion Pictures
•
Now Being Distributed
FREE
To Subscribers of
THE FILM DAILY
1501 Broadway
New York
Hollywood Office
6425 Hollywood Blvd.
Hollywood, California

Republic Speeds Up 1941-1942 Production

Although Republic is not considering itself affected by the New York consent decree, its production department is speeding up work on product for next season and has generally allocated an increased budget to improve the quality of all its 1941-42 features, it was learned yesterday at a press conference held by M. J. Siegel, studio production head, at the home office. Siegel, here to discuss plans for second quarter production for next season with Herbert J. Yates, said that approximately $1,500,000 was being added to next season's budget.

Siegel affirmed that instead of announcing a fixed program for the forthcoming year, the company had announced a given number of pictures, but put itself in a position by which each quarter's production could capitalize on any subject worthy of production. He cited the contract the company signed with Billy Conn to star in "The Tinsel Kid" as one of the benefits derived from a flexible program. Conn starts work on the picture around July 20.

Siegel said that the entire program for 1940-41 would be delivered by Aug. 15 and that probably three or four features and a like number of westerns on next season's program, would be completed by that date.

It was learned that Republic has completed one 4,000-foot feature subject for the Army as part of the Hollywood defense production program. Siegel returns to the Coast next week.

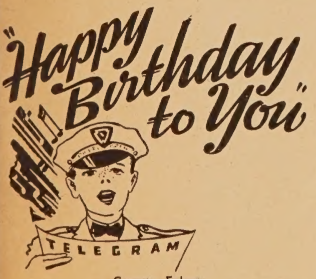
Comic Strip Rep. At Coast Negotiating with Producers

West Coast Bureau of THE FILM DAILY

Hollywood — A. T. Lowenthal representing the Chicago Tribune and the New York Daily News comic strip syndicate, is here dickering with companies that are interested in motion picture rights to "Orphan Annie" and "Moon Mullins" series, but declared it is too soon to discuss negotiations. "Orphan Annie" may be made into a feature series.

Metro Re-issue in Globe

Metro's re-issue of "Navy Blue and Gold" goes into the Globe here.



George Folsey

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● **NATIONAL** Defense activities down Georgia way...... are being stepped-up to crescendo pitch......and two of the more resonant notes currently......relate to two pic gents......Arthur Lucas, prexy of the Lucas & Jenkins Circuit......and William K. Jenkins...... the chain's secretary-treasurer......The former has just been named State Chairman of the Defense Staff......to aid in promoting sales of defense savings bonds and stamps in Georgia......—an appointment which came direct from Secretary of the Treasury Henry L. Morgenthau, Jr.......Mister Lucas will head all committees in the State......in connection with the forthcoming drive......to make every man, woman and child in Georgia......an owner of either a defense bond or stamp......or both......

▼ ▼ ▼

● ● ● *NOW anent Mister Jenkins......—at a recent meetin' in the Fourth Corps Area Headquarters in Atlanta......he was designated chairman of the Voluntary Army Aviation Cadet Board for Georgia......At the meetin' were several Army brass hats......who discussed plans whereby groups of public and air-minded citizens......in both large and small communities of the Corps Area......would organize into boards "for the purpose of fostering, recruiting and assisting Army Aviation Cadet Boards"......Jenkins' appointment was a "natural"......because of his all-around ability plus the fact that he has long been an aviation enthusiast......and a licensed pilot......The L & J Circuit for some weeks past has been running a series of trailers and noozepaper ads designed to promote Americanism......It is another splendid example of how filmland is rendering invaluable service to Uncle Sam......*

▼ ▼ ▼

● ● ● **NEW** York and Sergeant York were synonymous yesterday ......as far as big excitement was concerned......—the latter's arrival at Penn Station causing an amazing amount of hullabaloo......what with the metropolitan press out in force to meet this hero of World War No. 1......and delegations of war veterans present en bloc......In addition to members of the 82nd Division......(York's World War outfit)......the welcoming vets included the 77th Division and band, Veterans of Foreign Wars, American Legion Posts, military officials, and others......Prominent in the front ranks of the greeters......were Jesse L. Lasky, who produced "Sergeant York" in association with Hal B. Wallis; S. Charles Einfeld, Mort Blumenstock, Ralph W. Budd, and other Warnerites......All the big doin's yesterday......(which also included a reception at the Veterans Club, another at Mayor LaGuardia's Summer City Hall, and the "We the People" broadcast o'er CBS)...... conspired to spotlight tonight's world premiere of "Sergeant York" at the Astor Theater......

▼ ▼ ▼

● ● ● *WARNERS' home offce reported yesterday......that a brilliant audience will attend the world premiere......and that among the long list of notables will be Grace Moore, Joan Bennett, Mrs. William Randolph Hearst and William Randolph Hearst, Jr.......William T. Dewart, Constance Collier, Ralph Ingersoll, Henry Luce, Billy Rose, Thomas Beck......Representative Carol Reese of Sergeant York's Congressional district, Governor Prentice Cooper of Tennessee, General Frank T. Hines, General Louis W. Stotesbury, and Borough President George U. Harvey of Queens......At the Astor, the pic will play on a two-a-day, reserved seat basis......*

To Spend $1,200,000 On 208 Soundies

West Coast Bureau of THE FILM DAILY

Hollywood—Mills Novelty Co. will spend $1,200,000 next year and will make 208 soundies, each to run three minutes, with Sam Coslow in charge of production and Herman Webber, production manager, working under Coslow. Josef Berne has been signed to a term contract to handle direction of these subjects.

Production will start Monday on the first of group with the following to appear in them: Gale Page, Mary Healy, Martha Tilton, Duncan Sisters, Dave Rose and his orchestra, Buddy Rogers and his band; Skinnay Ennis and his band; Johnnie Downs, Borrah Minevitch and Sterling Holloway. John Barry will be in charge of subjects to be produced in the East.

Stockholders Approve K-A-O Reorganization

K-A-O stockholders have approved the plan of reorganization for that company and its two wholly owned subsidiaries, the B. F. Keith Corp. and the Greater New York Vaudeville Theaters Corp. Lehman Bros. acted in an advisory capacity in relation to the financing plan and the sale of new securities.

The new subsidiary corporation, the B. F. Keith Corp., has issued $6,000,000 of 4¼ per cent mortgage and collateral trust bonds due June 1, 1954 and sold to the Equitable Life Assurance Society. The company also has issued and sold $2,000,000 2½ per cent serial notes of five annual maturities to a group of banks headed by the Bankers Trust Co.

Proceeds of these issues are being used to return $4,482,000 B. F. Keith Corp. first and refunding mortgage 6s due in 1946, $607,000 Keith Memorial Theater first leasehold 6s due in 1943 and 48,586 shares of 7 per cent convertible preferred stock of the K-A-O Corp.

Woolley Opposite Davis

West Coast Bureau of THE FILM DAILY

Hollywood — Monty Woolley will repeat his stage role opposite Bette Davis in Warners' "The Man Who Came to Dinner."

It Was the Heat, And Humidity, Too

It was 92 yesterday most every place in New York, except in the air-cooled pubs. Joe Di Maggio hit in both games of a double-header to tie the all-time record of 44 games, tele went commercial, and a lot of the film companies closed up early. United Artists, 20th-Fox and Columbia were thankful for their air conditioning and paid the weather no mind, but Warners, Metro and Universal closed at 4, RKO closed at 4:30. Paramount and Republic, braved the weather, stayed open. In case anybody asks, the humidity was 71 yesterday at noon.

TONIGHT

...and forever more!

ASTOR THEATRE · 8:30 P.M.

'S

Thereafter, twice daily. The production will also play on a reserved seat, limited engagement policy in a number of carefully-selected roadshow houses throughout the country.

Warner Bros. Present The World Premiere of

GARY COOPER

RGEANT YORK'

WALTER BRENNAN · JOAN LESLIE

George Tobias • Stanley Ridges

A HOWARD HAWKS PRODUCTION

Original Screen Play by Abem Finkel & Harry Chandlee and Howard Koch and John Huston
Based Upon the Diary of Sergeant York • Music by Max Steiner
Produced by Jesse L. Lasky and Hal B. Wallis

Early Senate Study of Divorcement Bill is Seen

Sub-committee Expected to Meet Next Week to Take Up Neely's Legislation

(*Continued from Page* 1)

delayed due to necessity for studying emergency legislation which had to be completed before end of the fiscal year.

Now that this is out of the way, he is ready to go, but has done nothing pending return to Washington of Senator Langer of North Dakota, who expressed considerable interest in the bill, according to Senator Kilgore, and who had been away from Washington for some time due to illness of his mother.

At Senator Langer's office, however, it was said yesterday he is expected to return to Washington on Monday. Kilgore said in that event he will almost immediately call the sub-committee for study of the legislation. This does not mean, however, that hearings will start at once, or even that hearings will be held.

Senator Kilgore explained that he has a mass of information from previous hearings. First action of the sub-committee will be to study this information. Following that will be conferences with Thurman W. Arnold of the D of J, to determine just what further hearings are necessary, whether the sub-committee should act solely on basis of the information already before it.

Kilgore said that in all likelihood, however, all interested parties will be notified and at least given an opportunity to add whatever they might wish, to what has already been said.

Chester Didsbury Dead

Chester Didsbury, veteran Walden, N. Y., theater owner and exhibitor, is dead. Didsbury, who operated the house bearing his name in Walden, had been in theater biz for 50 years.

TO THE COLORS!

Washington Bureau of THE FILM DAILY

Washington — Milton F. Lunch, long with THE FILM DAILY'S Washington Bureau and for nearly a year, its chief, has reported for Army service. He is succeeded by Oscar Hume.

Rochester—Now doing their bit in Uncle Sam's Army are Pvt. Richard Blake and Lieut. D. Gardiner Mason, both formerly with Eastman Kodak.

Wheeling, W. Va.—George Otte, Jr., son of the general manager of the five theaters here operated by the West Virginia Theatrical Enterprises, Inc., reports to Camp Fort, Thomas, Ky., for Army training.

Cincinnati—Jay Goldberg, son of Lee Goldberg, PRC franchise holder, has been inducted into the Army.

Proposal for 10-Cent Admission Tax Base Expected to Reach House in About 2 Weeks

Washington Bureau of THE FILM DAILY

Washington—Recommendation by the House Ways and Means Committee that Federal admission tax have a lowered base to 10 cents, is expected to reach the floor of the House in about two weeks, and to be passed without strenuous opposition, it was revealed here last night.

Committee members predicted it would take about two weeks to complete work on the new tax bill of which the admission tax item is a part. Since the lowered base was advocated by the industry, and now has been approved by the Committee, it is generally expected the provision will soon become law.

Iola, Kan., Exhib. Files First K. C. Arbitration Case

(*Continued from Page* 1)

against the consenting majors. Action is a some run complaint in which Weaver claims the majors refuse to license film for his house.

Agreement Terminates Ram Complaint on Clearance

Atlanta—Clearance complaint of H. B. Ram, operator of the Patricia, Aiken, S. C., has been settled with the entering of a consent agreement before Arbitrator Guy Badwell. Under the agreement, the Patricia will play 14 days behind the Augusta, Ga. first-run houses between January and March, the resort season. For the balance of the year the Patricia will play 30 days behind Augusta first-runs. Complaint named all the majors.

Rowland Clearance Hearing Is Deferred to July 10

Cincinnati — Clearance hearing brought by Fred Rowland, operator of the Parsons Theater, Columbus, O., claiming the seven-day clearance granted to the Markham Theater was unfair, has been deferred to July 10 by Judge Herbert Cook, arbitrator.

Rowland filed clearance demand for his Main Theater, Columbus, against the Eastern on the same date, claiming seven-day clearance of the Eastern over the Main was unfair.

Believe Settlement Near In Strike at Disney Studio

West Coast Bureau of THE FILM DAILY

Hollywood—Indications before last night's session between the Screen Cartoonist Guild and Walt Disney were that a settlement would be reached that would terminate its five weeks' strike or Disney cartoonist.

Designation of the Guild, wage scales to equal the best wages in other cartoon studios, a union shop with preferential hiring has already been agreed to by Disney. Remaining points of difference are principally retroactive pay and treatment of Guild members who did not join the walkout.

The proposed pact will be submitted to Disney unit members of the Guild for adoption or rejection.

First Sponsored Film For Tele A Travel Pic

(*Continued from Page* 1)

it would not be the practice of the television station to sell one-time shots, but that for the time being advertisers would be allowed to purchase the one-time telecasts and could include the one show in a term contract when and if it was signed.

Promptly at 2:30 p.m. yesterday afternoon WNBT faded out its test pattern, which had been used for a few hours, and for the first time in the history of radio, a strictly-television commercial was seen by the 2,000 families in the metropolitan New York area. Using no sound in the presentation, the initial image was a large clock, with the name Bulova prominently displayed. The clock ticked off one-minute, and then the station faded the commercial to pick up the baseball game from Brooklyn.

In every available tele room at Radio City were the advertising executives, as well as motion picture and radio officials who had turned out to witness the initial commercial telecast. Their reaction to the initial showing was mixed, but the final consensus of opinion seemed to be that the images were vastly improved over those seen during the experimental period, even in their last stages.

Telecasters were emphatic in their decision to give the best possible program to the tele audience despite the limited number of sets now in use throughout the centers where telecasts will be available. The highly interested attitude displayed by the advertisers and their agencies —plus the fact that the tele stations can still operate without too much union difficulty, has brought about the attitude of quality instead of quantity. Music, it was explained, will be the same as is now popular on the air, and no difficulties are expected as a result of Ascap-BMI situation now current in the broadcasting field.

George Verbeck Dead at 71

Interment rites for George Verbeck, 71, N. Y. Strand's head doorman and an employe of the house since it opened in 1914, will be held tomorrow in Newburgh. Body will lie at the Jacob Herrlich Sons Funeral Parlor, 332 E. 86th St., until tonight.

Ill. 135-Minute Measure Dies

(*Continued from Page* 1)

bill had been referred after it had swept through the House. Only 23, however, were cast, and the bill remained buried in committee as the session ended.

The measure was supported by Illinois Allied, opposed by the downstate United Theater Owners of Illinois and the major circuits, the latter asserting that a majority of patrons favored duals and terming the legislation unconstitutional, destructive and interference with business.

A similar anti-duals bill was passed at the 1940 legislative session in Illinois, but subsequently was vetoed by the Governor.

Adjournment of the Illinois legislature leaves anti-dual bills active in only five states—Pennsylvania, New Jersey, Massachusetts, Texas and Missouri.

Major industry interest now centers in Washington where the House Ways and Means Committee is drafting tax legislation. The Committee has approved a 10-cent tax base, with reduction of admission tax exemption to nine cents from the present 20. Only service men in uniform would be exempt under the proposal.

FPC Moves to Bring More Power Into Southeast States

Washington Bureau of THE FILM DAILY

Washington—The Federal Power Commission yesterday moved to bring more electricity to the Southeastern states, where power shortage has threatened possible closing of picture shows. FPC ordered interconnections among power companies to bring 200,000 kilowatts to that area.

Although the commission's action would make power rationing possible in all the 17-state area, officials declined to say whether restrictions would be imposed. Power already has been rationed to some extent in Alabama, Georgia and Tennessee.

WEDDING BELLS

Hazelton, Pa. — Mary G. Riley, cashier of Capitol Theater here, and William Vance, Jr., were married in St. Gabriel's Church here.

Toledo, O.—Morris Morgan, manager of the Palace, and Maybelle Schreiber were recently married.

Distribs. Have Advertising Job to Do—MPTOA

Kuykendall Raps Relying On Publicity and "Free Space" by Film Cos.

(*Continued from Page* 1)

and will continue to be bad through the hot months, probably in spite of anything that can be done about it," the bulletin asserted "the distributors have got a job to do in advertising their product and creating a market for the pictures they will release."

"Curtailing their advertising and relying on publicity and 'free space' to put over their pictures and personalities because business falls off" is not the solution, the bulletin affirms, with this added pointedly:

> **"Not a single advertising director came to our convention (held recently in Hollywood) to outline and explain to the exhibitors any plans for putting over his new product, though all of them received personal invitations to do so."**

Discussing the current situation, Kuykendall writes that "it is rather obvious that mass meetings, publicity statements, mud-slinging, resolutions, stump speeches denouncing Hollywood and damning the pictures we are showing in our theaters, are a waste of time and only make matters worse . . . What we need most of all are sound, realistic and constructive plans to bring it (business) back to at least normal starting with the new season on Labor Day."

Kuykendall asserts that "cussing Hollywood is a sure way to grab headlines, but it doesn't turn out any better product, and it drives business away from our theaters by convincing the public that our shows are no good." He continues with the assertion that Hollywood now realizes what it is up against and that the exhibitor, too, "has got to work hardest at his job from now on."

Turning to "the double feature sickness," the MPTOA exec. asserts the dual bill "is a local problem of competition," adding "we believe something should and will be done about it soon."

> **"Resort to rigid statutory regulation of the length of a show is dangerous," observes Kuykendall, "but may be the only way out as a last resort if public resentment and indignation keeps mounting. It is a bad method to pursue, and may bring worse troubles in its wake."**

It is the MPTOA prexy's thesis that the producers and distributors have a definite role in the elimination of duals. "Why," he asks, "don't they undertake to convince the public that they should patronize the theaters that try to show single feature programs?"

Kuykendall also contends that the Hollywood press preview "evil"—meaning the previews by Hollywood commentators and columnists long in the advance of release—"ought to be corrected by the producers." He asserts that there is no quarrel "with the Hollywood commentators' judgment of the merits of the picture."

"No one, however, has yet tried to defend or justify the long interval between these 'Hollywood press previews' and the actual release of a picture for public exhibition, which is seriously damaging our business," Kuykendall says, adding, the taunt,

> **"When will the producers do something about it, or are they afraid of the Hollywood commentators and columnists?"**

49 Arbitration Cases Pending; 3 Appealed

Of 84 cases filed with the motion picture arbitration system since Feb. 1, 17 have been decided, 18 withdrawn and 49 were still pending as of yesterday. Distributors won in 12 of the 17 decisions; three favored exhibitors, and two were split judgments.

Three complaints have been carried up to the Appeals Board which has made one decision upholding the arbitrator in a finding favoring the distributors.

SERVICE BUREAU FOR THE MPTOA

Bi-Weekly Summaries to be Distributed from New York Offices to Affiliated Units

The MPTOA shortly will launch an established service bureau which fortnightly will release a summary of information on conditions in territories, trends in buying and selling under the consent decree, important developments in arbitration, etc., it was disclosed yesterday when the full text of the report of MPTOA's Committee on Film Buying Problems and Operating Policies was made public.

Secretaries of state units affiliated with the national exhib. organization will submit summaries weekly to the MPTOA headquarters here, which will make the required digests for re-distribution among the units.

The committee's report, submitted by Chairman Arthur H. Lockwood at the recent MPTOA convention, it is also disclosed, rejected an all-industry ad campaign proposal, suggesting the inclusion of uniform industry institutional copy in all company and theater ads instead.

Report further condemned distributor tendency to reduce the number of prints, called for the death of duals, condemned the sale of pictures to non-theatrical accounts where sale of all product to established theaters is not effected, and reviewed anticipated results of the decree and arbitration system.

Carolina Exhibs. Close Parley; Elect Next Winter

Myrtle Beach, S. C.—Theater Owners of North and South Carolina closed their convention here yesterday on an optimistic note after what was described as one of its best and most helpful meetings. Approximately 300 theaters were represented at the convention. A large group of Paramount execs. were in attendance.

Officers will be elected at the unit's Winter meeting.

Soviet Russia Enters Bid For "The Great Dictator"

(*Continued from Page* 1)

proached on a deal for "The Great Dictator." United Artists is considering the offer, but it is not likely that any deal will be made unless it is a cash transaction, it was reported last night.

It is expected that the Soviet will also try and make deals with other film companies that have produced anti-Nazi pictures, Warners, 20th-Fox and Metro having a number of productions of this type on hand. What the offer was for the Chaplin picture was not disclosed.

Exhibs. Reported in Rush To Book Soviet Pictures

As a result of Russia's entrance into the European War as an enemy of Germany, theaters throughout this country are swamping Artkino Pictures with orders for prints of Russian films. Artkino, sole distributor in this country of Soviet films, is not only smothered by orders from regular customers, but also by houses that would not have played a Soviet film a short week ago under any circumstances, but are now anxious to get on the bandwagon and cash in on a rising wave of interest in Russia.

"Soviet Frontiers On The Danube," a full length Russian documentary, and a two reel subject dealing with the Red army is now playing at the Central Theater, and Amkino is faced with the necessity of rushing out a number of extra prints to fill orders.

Company is unable to fill a large number of orders for Soviet anti-Nazi pictures. "Professor Mamlock," a bitter anti-Nazi film, is particularly in demand, with not a print in the country.

Auto Giveaways For Tradeshows?

(*Continued from Page* 1)

show practice. Attempts to confirm this last night were unavailing; previously, it had been understood that the company named in the reports was committed to a "business only" policy for its tradeshows.

Should any company finally determine upon the auto giveaway plan discussed, it could mean the distribution of some 160 cars for the first full five-block, assuming that tradeshows were held in all 32 exchange territories and that one car was given in every spot for each one of the five screenings for the exhibs.

With Warners said mulling over plans for tea dances in connection with ballroom tradeshowings of 1941-42 product—as exclusively disclosed in THE FILM DAILY yesterday—there was lively trade speculation yesterday as to line to be adopted by other companies.

Metro, which starts its tradeshows the week of July 14, has no "window dressing," social or otherwise, in mind, it is understood. There is no hint, as yet, as to the plans of 20th-Fox or Paramount, the other two signatories to the consent decree.

Meanwhile, it was said yesterday that other companies, not signatories to the decree, are watching the situation with keen interest, with some execs. said prepared to advocate tradeshows if the decree plan works out for the "Big Five."

SEC Approves Exemptions Asked in K-A-O Reorg'n

Washington Bureau of THE FILM DAILY

Washington—The SEC has approved application of Atlas Corp., RKO, K-A-O, the American Co. and Michael J. Meehan for exemption from the provisions of the investment company act of 1940 in several transactions involved in the reorganization of K-A-O.

The Commission found the terms of the proposed transactions reasonable and fair and that they do not involve over-reaching on the part of any of the parties.

In This Case Italy's Film Fare Was "Fine"

Rome—An Italian producer and nine pic stars have been fined 10,750 lire (nominally about $550) for eating meat on "meatless days." Owners of restaurants which served the meat were fined 5,600 lire each and given 20 days in jail. Two butchers, charged with selling the meat at advanced prices were fined 1,500 lire each and jailed for 20 days.

(Editor's Note: What happened to the waiters the dispatch doesn't say).

THE BUMSTEADS GO HIGH HAT... TO HIT A NEW HIGH FOR HILARITY IN

The Funniest of All The "Blondies"!

Top production! Top performances! And a brand new angle for down-to-earth showmen, as America's favorite film family goes blue-blood, to banish everybody's blues!

Blondie

n Society

Based on the comic strip
created by CHIC YOUNG

with **THE BUMSTEADS**

PENNY SINGLETON
as Blondie
ARTHUR LAKE
as Dagwood
LARRY SIMMS
as Baby Dumpling

JONATHAN HALE · DANNY MUMMERT · WILLIAM FRAWLEY · EDGAR KENNEDY · CHICK CHANDLER

Screen Play by Karen De Wolf · Directed by FRANK R. STRAYER
Produced by Robert Sparks
A COLUMBIA PICTURE

WB Will Deliver Contract Pix 100%

(*Continued from Page* 1)

ference yesterday that the company would not be stampeded into following suit, but would fulfill its current season's contracts 100 per cent before going after new season's business.

The district managers were told to so inform their field staffs and to abide strictly by this policy.

Sears condemned the tendency in some quarters to "sluff off" the last few months of a season in order to get the jump in selling the new lineup. He declared that Warners not only would deliver their full lineup for the year, but that exhibitors would be given the same service in the last two months as in the first two.

GRAD SEARS

Carl Leserman, assistant general sales manager, presided with Sears at the conference. Also in attendance were Roy Haines, Eastern and Canadian manager; Ben Kalmenson, Southern and Western manager; Norma H. Moray, short subject sales manager; A. W. Schwalberg, supervisor of exchanges; Arthur Sachson, head of the contract department; and the following district managers: Ed M. Schnitzer, Eastern (N. Y.); Robert Smeltzer, Central (Washington); Rud Lohrenz, Midwest (Chicago); James Winn, Prairie (Kans. City); Ralph L. McCoy, Southeast (Atlanta); Fred M. Jack, Southwest (Dallas); Henry Herbel, West (L. A.).

After attending the "Sergeant York" premiere tonight at the Astor, the district managers return to thier territories.

Warners Starting Singles In Uptown at Cleveland

Cleveland—Nat Wolf, Warner zone manager, has made the first local step leading to adoption of a single feature policy in subsequent-runs. Starting yesterday, the Uptown, 3,500-seat nabe house, went into straight single features with no change in the admission scale. Heretofore, the Uptown has played a mixed policy,—singles when the pictures were strong enough to stand alone, and duals otherwise.

All Cleveland first-runs play single features, as do the de luxe first-run nabes, including Loew's Park and Granada, Keith's East 105th St., Warners' Colony and the Shaker.

Monroe Funeral Held

Trenton, N. J.—Funeral services were held for John I. Monroe, former president of the Langhorne Country Club and Philadelphia theater operator.

REVIEWS OF NEW FILMS

"The Bride Came C.O.D."

with James Cagney, Bette Davis
(HOLLYWOOD PREVIEW)

Warners 86 Mins.

DAVIS-CAGNEY COMEDY STARRER RINGS THE MONEY BELL AND WILL RE-SELL TIRED MOVIE PATRONS.

In "The Bride Came C.O.D." the producing and acting team of Cagney and Cagney, enhanced by the versatile Miss Bette Davis, have rung the money bell. It's solid proof that William Cagney's position as associate producer is predicated on ability. This is the type of product that will re-sell kicked-around theater patrons on movies for entertainment purposes. There is nothing new or unusual—with the exception of seeing Bette Davis as a comic—but plenty of action and laughs and not too much worry about dramatics and leading characters' dignity—pays off in the audience's thorough enjoyment of the film.

We label Miss Davis versatile—and that she is. She takes pratt falls and mud on the face and a shoving around, with the grace of a hard working, competent burlesque queen. She'll disappoint none of her fans with this performance. The brothers, Epstein have written a clever story—well balanced and sprightly. Ernie Haller's camera work adds authenticity, almost newsreel in quality to the yarn.

Of course, it would not be possible to say all those nice things if the directorial chore had been bungled—but it wasn't. William Keighley has added to his reputation.

Jack Carson, as the egotistical band leader, gives a cutting, brilliant performance. The rest of the strong cast including Eugene Pallette, Stuart Erwin, Harry Davenport and William Frawley give excellent support to the starring players.

James Cagney, about to lose his airplane to the finance company is hired to fly Bette Davis, an oil heiress, and Jack Carson, a "phony" band leader from Los Angeles to Las Vegas—in an elopement engineered by radio gossiper Stuart Erwin, who has jumped the gun on the announcement.

Overhearing a long-distance telephone conversation between Bette and her father (Eugene Pallette), Cagney, to earn enough money to get his plane out of hock, calls the father back and agrees to kidnap Bette and deliver her unmarried in Texas for ten dollars a pound.

He gets off the ground with her but over the desert she attempts to escape via parachute and they crack up on the desert. They come upon a ghost town—are discovered by Army fliers, the band leader arrives, the sheriff arrives, the father arrives, and bedlam breaks loose as Cagney tries desperately to prevent Bette from marrying Carson.

Of course, it's a comedy windup with Bette and Cagney man and wife.

Book this one—it's cash on delivery.

CAST: James Cagney, Bette Davis, Stuart Erwin, Eugene Pallette, Jack Carson, George Tobias, Harry Davenport, William Frawley, Edward Brophy, Harry Holman, Chick Chandler, Keith Douglas, Herbert Anderson, William Newell, DeWolf Hopper.

CREDITS: Executive Producer, Hal B. Wallis; Associate Producer, William Cagney; Director, William Keighley; Authors, Kenneth Earl and M. M. Musselman; Screenplay, Julius J. and Philip G. Epstein; Cameraman, Ernie Haller, ASC; Art Director, Ted Smith; Editor, Thomas Richards; Special effects by Byron Haskin and Rex Wimpy, ASC; Music by Max Steiner; Orchestral arrangements by Hugo Friedhofer and Ray Heindorf; Musical director, Leo F. Forbstein.

DIRECTION, Solid. PHOTOGRAPHY, Excellent.

"Barnacle Bill"

with Wallace Beery, Marjorie Main,
Virginia Weidler
(HOLLYWOOD PREVIEW)

Metro-Goldwyn-Mayer 92 Mins.

BEERY'S RETURN TO SEA-TRAMP ROLE IN FILM MARKED BY STRONG CAST, ACTION AND COMEDY, SHOULD DO GOOD BIZ.

There are a few stars in Hollywood who can stand being typed. Wallace Beery is one of them. Audience reaction to the first glimpse of Beery as the foul old sea-tramp in "Barnacle Bill" is good proof that is the way they want to see him. This film might be "Min and Bill" or any of the others of the sea stories Beery has made, and although the story here is good, it is Beery's characterization that makes the film. Beery has never had a better feminine foil than Marjorie Main proves to be. She is excellent as the frumpy amorous storekeeper.

Director Richard Thorpe and Producer Milton Bren working from Jack Jevne and Hugo Butler's screenplay have both done a fine job. The only possible criticism, could be that the film is a little long. Leo Carrillo, Virginia Weidler and Donald Meek in supporting roles rate bows.

There are great exploitation possibilities in this picture and you won't have to worry —your audiences will thoroughly enjoy it.

Wallace Beery, a sinful, worthless, lazy deep-sea fisherman, registers his boat in his daughter's (Virginia Weidler) name to escape creditors, even though he hasn't seen her since she was a babe in arms.

Virginia, when she hears of it, comes to San Pedro from Gloucester, Mass. to live with and reform her dad. She, with the assistance of Marjorie Main, who is in love with Beery, are doing a good job until Beery borrows money from Marjorie to keep a schooner and is discovered running off to the South Seas.

Disappointed, Virginia leaves him and tells him she is going back to Gloucester. Beery filled with remorse, takes his schooner out and—using it as a refrigerator ship—breaks a monopoly held by racketeers and has them thrown in jail. He sails his ship home in a hurricane and earns the respect of his daughter and wins the hand of Marjorie.

The kids will love "Barnacle Bill."

CAST: Wallace Beery, Marjorie Main, Leo Carrillo, Virginia Weidler, Donald Meek, Barton MacLane, Connie Gilchrist, Sara Haden, William Edmunds, Don Terry, Alec Craig.

CREDITS: Producer, Milton Bren; Director, Richard Thorpe; Author, Jack Jevne; Screenplay, Jack Jevne and Hugo Butler; Cameraman Clyde De Vinna, ASC; Art Director, Cedric Gibbons; Associate, Urie McCleary; Editor, Frank E. Hull; Musical Score Bronislau Kaper.

DIRECTION, Good. PHOTOGRAPHY, Good.

U. S. Halts Import of Nazi Propaganda Pix

(*Continued from Page* 1)

sult that not one has entered the U. S. in more than a week, it was learned from authoritative sources here today.

While other propaganda activities have been curtailed with public announcements such as closing of German consulates and German Library of Information, film suppression has been accomplished quietly, but nonethe-less effectively, officials revealed.

While present legislation is believed adequate to cope with situation, both State and Justice Departments are drafting new legislation to make enforcement air-tight. Officials are still trying to figure out some way to stop distribution of films already in country, but doubt if this can be accomplished even through new legislation, but hold that public opinion will stop their showing in time.

Flow of Nazi Newsreels To the U. S. Interrupted

Steady flow of German newsreels into the U. S. has been stemmed or at least interrupted, with two varying reasons given.

Some trade quarters link the nonarrival of the newsreel subjects, deemed largely of a propaganda nature, with the closing order for German consulates issued recently by the U. S. Government.

At Ufa's offices here, however, it was claimed that the non-receipt of new Nazi newsreels was due to "transportation difficulties."

No new German features have been received recently, it was also said.

Proposed New Taxes Would Hit Pix Industry

New taxes tentatively voted yesterday by the House Ways and Means Committee would adversely affect the motion picture industry and its affiliates. Rep. Cooper, D., Tenn., stated that the committee had agreed tentatively on a $25 annual use tax on coin-operated devices which pay cash or tokens redeemable for cash or merchandise and a $5 tax on each machine vending merchandise, such as cigarettes and candy.

Also a 10 per cent manufacturers' excise tax was approved for optical instruments other than eye glasses. This would affect camera lenses. A similar tax was approved for adding and calculating machines and typewriters in stores and offices.

Other tentatively approved taxes which would affect the film industry were a 5-cent tax on all passenger fares in excess of 35 cents whether by rail, air, water or bus; a five per cent levy on all telephone bills; and an increase in rates on second-class postage.

The committee tentatively rejected a proposal to tax electric light bulbs. Such a tax would add greatly to the exhibitor's headaches if the committee should reverse itself and the tax be imposed.

THE GAYEST OF HER GAY SHOWS

Judy Canova sets a new high for mirth-provoking hilarity in her latest and greatest musicomedy.

A great cast of laugh-getters help Judy on her rollicking route along a rib-tickling road to joyous gaiety.

Puddin' Head

JUDY CANOVA

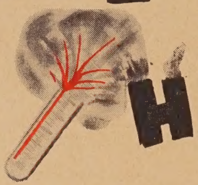
FRANCIS LEDERER

RAYMOND WALBURN • "SLIM" SUMMERVILLE
EDDIE FOY, JR. • ASTRID ALLWYN
ALMA KRUGER • HUGH O'CONNELL
"CHICK" CHANDLER
JOSEPH SANTLEY—Director
Screen play by Jack Townley and Milt Gross
Original story by Jack Townley

A REPUBLIC PICTURE

"CAUGHT IN THE DRAFT"

IS PARAMOUNT'S TOP GROSSER FOR THE YEAR— DESPITE NATION-WIDE HEAT WAVE!



In the face of blistering weather, "CAUGHT IN THE DRAFT" turns in an absolutely phenomenal box-office record . . . actually running 30% ahead of "Road to Zanzibar," which up to now was Paramount's No. 1 money-hit for 1940-41!

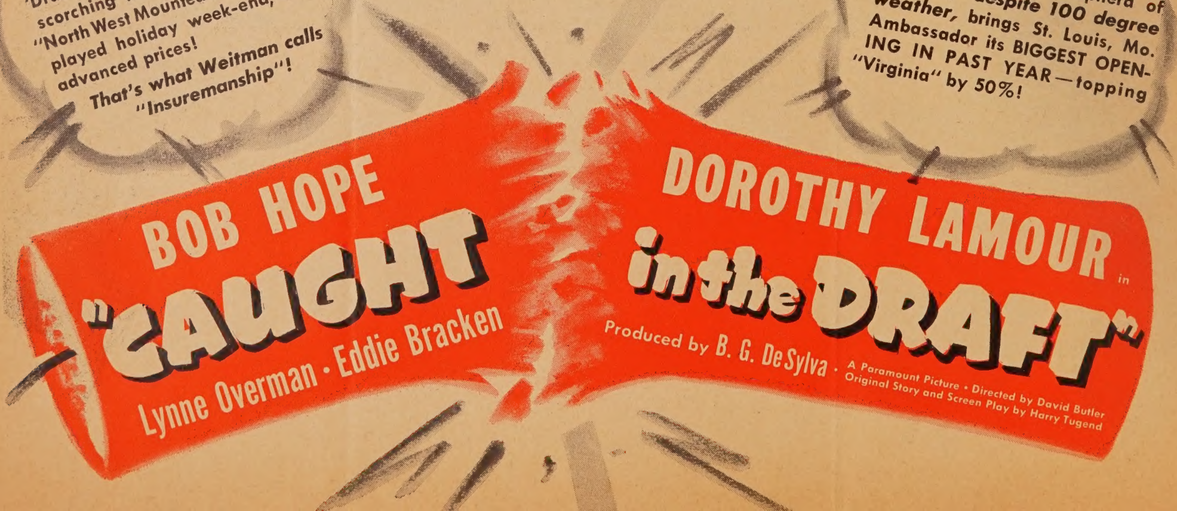
FLASH FROM N. Y. PARAMOUNT:

'Draft" beats heat wave! Despite scorching weather, "Draft" beats "North West Mounted Police," which played holiday week-end, and c advanced prices!

That's what Weitman calls "Insuremanship"!

STOP PRESS BULLETIN!

Paramount's "The Shepherd of the Hills," despite 100 degree weather, brings St. Louis, Mo. Ambassador its BIGGEST OPENING IN PAST YEAR—topping "Virginia" by 50%!



BOB HOPE DOROTHY LAMOUR in

"CAUGHT in the DRAFT"

Lynne Overman · Eddie Bracken

Produced by B. G. DeSylva · A Paramount Picture · Directed by David Butler

Original Story and Screen Play by Harry Tugend

Building
Remodeling

THE Film Equipment News DAILY

Equipment
Maintenance

VOL. 80, NO. 3—Second Section NEW YORK, THURSDAY, JULY 3, 1941 TEN CENTS

TRADE GETS ACOUSTIC RECOMMENDATIONS

Legislation Spurs Theater Building In Cuba

PLAIN TALK

. . . about equipment

By GEORGE H. MORRIS

Equipment Editor, THE FILM DAILY

IN the days when sound films were in their swaddling clothes, there could be found within the industry a number of folks who thought them merely a passing fancy. Silent product was riding high, wide and handsome. The trade and the public was used to it, and it was inconceivable to many a sincere soul that articulate pictures could supplant the inarticulate productions.

All kinds of arguments were advanced by the stand-patters in an effort to persuade the progressives of the latter's impractical enthusiasm. There's no use hashing-over what developed. Silent pix quickly grew colder than the ground in which they buried Massa.

—o—

WHAT'S the point of resurrecting this now ancient sound-silent war? Merely that it serves, along with countless other instances we could cite, as proof that, in a business whose membership at large is constantly shouting, "Give us something new!" well, the shout is sometimes louder than the actual inclination to accept innovation.

Right now, when theaters are faced with the problem of retaining attendance, appears to be the time for them to think in terms giving audiences something new besides the changes in screen programs. Isn't it logical to assume that if fans like to view different pictures, that they also appreciate a change in the environment in which they see those pictures? Monotony, we hold, should not be allowed to set-in in film houses.

—o—

MUCH can be done to build business via equipment, furnishings and decoration, —which brings us to the subject of the magical things which can be accomplished

(*Continued on Page 2*)

Early Competition

Detroit — Suit has been started against Rouge Theater Co.,—which is building a new theater in the suburb of River Rouge,—by Raymond Freedlander, owner of an adjoining theater. Latter is claiming damages because his own theater caved in, allegedly as a result of excavating for the new theater, being built by Bernard Brooks.

Exhibitors Also Improve Many Houses in Order to Meet Looming Competition

By MARY LOUISE BLANCO

FILM DAILY Staff Correspondent

Havana (By Air Mail)—Considerable impetus is being given to theater building in Cuba currently as a result of a bill which exempts new building from certain taxes which heretofore have been something of a deterrent to theatermen planning expansion. The measure, which has several years in force, was approved by the House of Representatives here.

The effect of the legislation also

(*Continued on Page 4*)

IMRC Building New Commercial Pic Proj.

International Mutoscope Reel Co. of Long Island City is building a new type of self-contained projector for commercial sound films. This new machine will facilitate the screening of sales and commercial sound films in sales rooms, branch offices, department stores, conventions, etc. This new motion picture

(*Continued on Page 5*)

Galbreath Buys Town; Film House Is Planned

Youngstown, O. — John W. Galbreath, Columbus, has purchased the entire town of McDonald, O., near here, from the Carnegie-Illinois Steel

(*Continued on Page 5*)

That Prodigal Sun

Chattanooga, Tenn. — Just how hot it has been down here in Tennessee can readily be appreciated from the fact that direct rays of the sun set fire to fresh tar on the roof of the local Dixie Theater. The prompt arrival of a quartet of fire engines prevented serious damage from the unusual accident.

Ebersons Working on Five Important Jobs

From plans being prepared by John and Drew Eberson, prominent film theater architects, a new 1,000-seat film theater will go up in Farmingdale, L. I., and it will be owned and managed by Prudential Playhouses, Inc., who have many stands in the Long Island sector.

The Ebersons have also been delegated to arrange for the remodelling of the Larchmont Theater in Larchmont, N. Y., recently acquired by the Prudential circuit.

Mellon-Stuart, Pittsburgh contrac-

(*Continued on Page 5*)

U. S. Airco Equipment In Six Southern Houses

Atlanta—U. S. Airco cooling systems have been installed in six houses in the territory. Wil-Kin Theater Supply, Inc., handled the jobs for the Colony, Fayetteville, N. C.; Clover, Montgomery, Ala.; New, Georgetown, S. C.; Springfield. Springfield, Ga.; Biltmore, Miami; and Colony, Ft. Lauderdale, Fla.

Duplex Theater Idea Revived

Associated Project Will Be Test Of Duals

By H. F. REVES

FILM DAILY Staff Correspondent

Detroit—Construction of a new theater to solve the double bill problem was announced by Alex Schreiber, president of Associated Theaters in an interview here. The house will be one unit of a three-part construction program planned by Associated.

Basically, the idea is a return to

(*Continued on Page 3*)

Another Wilmington House Planned by Ben Shindler

Wilmington — Bids for the construction of a $100,000 motion picture theater at Boxwood Road and Maryland Avenue are expected to be asked shortly. Plans and specifications are being prepared. Benjamin Shindler, manager of the Ace, is hav-

(*Continued on Page 5*)

Findings Entailed Long Research on This Phase Of Theater Construction

By RALPH WILK

West Coast Bureau of THE FILM DAILY

Hollywood—Climaxing a long and intensive period of scientific investigation and analysis, the Research Council of the Academy of Motion Picture Arts and Sciences has issued its resultant findings in a bulletin on Theater Acoustic Recommendations, prepared by the Council's Theater Sound Standardization Committee under the chairmanship of John K. Hilliard.

These recommendations were prepared after conferences between the committee, prominent architects, and

(*Continued on Page 3*)

Savini Notes Boom In Theat. Building

A surprising number of new theaters are being built and there is much evidence of remodeling despite the boxoffice slump, reports R. M. Savini, president of Astor Pictures, who has just returned from a three weeks tour of the South, West and Mid-West. Construction and improvements are all the more evident

(*Continued on Page 6*)

Mirrophonic Selected By 14 Seattle Stands

Seattle—B. F. Shearer Co. has installed Mirrophonic De Luxe sound systems in 14 houses in Arizona, California, Oregon and Washington. Lineup includes the Tiger, Tiger,

(*Continued on Page 5*)

Very Latest Flash

Rochester—Highly successful were the night aerial photographic tests, second to be held here, staged by Lieut. Col. George W. Goddard, with Eastman Kodak officials cooperating. Results to the flight are being kept secret by the Army. Used for the first time was a new and highly secret night aerial photographic aid, —a silent flash bomb.

THE Film Equipment News DAILY
Building Remodeling
Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folk, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK

. . . about equipment

(Continued from Page 1)

by theatermen disposed, for example, to harness the newly-developed field of fluorescence.

Out in Chicago's new Ken Theater you will find periods of intermission quite as interest-creating as the periods during which the films are being projected. Patrons are intrigued and delighted with the fluorescent murals and the fluorescent curtain within the auditorium. Activated by so-called "black light," they glow in the dimmed-to-a-minimum illumination while music swells from invisible music sources. This showmanship in decoration is proving a co-force in the b.o. magnet.

—o—

THEN out in Columbus, Ohio, the Beechwold Theater is a definite subject of a fan conversation through its fluorescent art objects in luminescent niches,—one of which objects is a three-foot-tall plaster cat. Patrons gawk at it with amazement, and 'round the city folks talk volubly about the theater,—which is precisely what theaters want folks to do.

Many, many houses, most of them spanking new ones, have succeeded handsomely in getting themselves favorably talked about, and consequently better patronized, by installing the new Alexander Smith & Son's fluorescent carpet which is treated to glow under "black light."

—o—

SOON hosts of theaters, we predict, will be using house programs printed in fluorescent inks, permitting the audience to read them without going through optical contortions. Strangely enough, the blackouts in Europe's beleaguered cities are giving impetus to the use of fluorescent printing.

"Black light" may be considered by some, in its application to film houses, as just a passing fancy. But we don't concur. Showmanship marches ever onward, and it's dangerous to snub progress.

The exhibition field will be a long way toward recalling its lost sheep customers when it clarions: "Off with the old, and on with the new!" And means it.

Strand to Get Air-Conditioning

Bridgeport—Bids are all in on the air-conditioning job at Strand Amusement's Rialto Theater, and award of the contract is forthcoming.

Rajah Shampoo

Cleans Rugs and Upholstery
Safely and Economically

HEWES, 425 W. 52nd St., N. Y. C.

S.O.S. Discloses Recent Sales and Installations

Following recent jobs are reported by S.O.S. Cinema Supply Corp.: complete booth equipment including two S.O.S. rear shutter projectors for A. B. Jefferis' Jefferis Theater, Piedmont, Mo.; chairs for Thomas Quarad's Terminal Service, New Brunswick, N. J.; theater chairs for Palace Theater, operated by Mrs. P. O. Lewis, Ewarts, Ky.; S.O.S. Imperial Model 16 mm. projector with amplifier and speaker for O. F. Kleeb, Pittsburgh; and two Zephyr-Coolaire blowers for Donald Parks' Beverly Theater, Prairie Grove, Ark.

Two Powers mechanisms were supplied to M. Branscome's Ivanhoe, Ivanhoe, Va., and air conditioning equipment was shipped to the Fort Theater, Poplar, Mont.

Army Gym Converted To Serve as Pic House

Spokane—Fort George Wright has a new motion picture theater, the post gymnasium having been turned into one. It seats 400.

A 35 mm. projection machine has been set up and sound equipment is also provided. It is planned to make three programs each week. The theater opened officially on July 1st. The Army motion picture service will furnish the pictures.

The theater staff is headed by Lieut. John D. Knappenberger. Price schedules are 10c-20c with special prices for coupon books.

Jackson's Drive-In Opens

Jackson, Tenn. — "Tight Shoes" was the picture shown at the opening of the "Met-N-Mo-V" Theater with the patrons privileged to remove their pedal coverings entirely if they desired because the new theater is a drive-in, the 106th in the nation. Steve Stein, manager, has invited patrons to bring also their smoking jackets, pipe, and bedroom slippers. Admission is 35 cents for adult with no charge for the automobile. Children under 12 are free. There was a sell-out at the first few shows. Time will determine how much novelty had to do with the attendance, say local movie theater men.

RCA Sound for Palace

Clinton, Ind.—The Palace Theater, operated by R. F. Scherer, has installed the latest type RCA High Fidelity sound equipment.

BERNDT-MAURER GALVANOMETER
Excellent condition, closing out for $135.00. Westinghouse 32V D.C. Interlock Motors, brand new, 1/12 h.p. and 1/20 h.p. 1440 r.p.m. Pr. $195.00 Duplex 35 mm. Automatic Step Printer with 18 scene light change, nice shape, $144.50.

Send for Bargain List Studio, Recording & Lab Equipment

S.O.S. CINEMA SUPPLY CORP.
636 11th Ave., New York

Dueber Will Construct New Theater In Canton

Canton, O.—A. M. Dueber, retired industrialist here will construct a $75,000 neighborhood theater on the site of the former Dueber Hampden watch works plant, he has announced. Work will be started immediately and the theater, to seat 1000, and to be called the Dueber, will be ready about Sept. 1. It will be the first new theater construction here in several years.

The building will measure 60 x 172 feet, will have two stories in front to accommodate offices, and one story in the rear. Construction will be of brick and front will be terra cotta. Charles Firestone, Canton, is architect.

Theater has been leased for 15 years by the Park Theater Co., Barberton, O.

Expansion of Eastman Offices Is Under Way

Rochester—Construction work is commencing with the object in view of adding four stories to the Eastman Kodak Office here which is currently five stories in height.

Added space will be used for additional stock and shipping facilities needed because the line of Kodak products has increased in the past 10 years. The work will also enable the other departments in the office to expand.

Incidental to the addition of the four floors, the elevators in the building will be modernized, as will the conveyors and chutes for handling goods moving to and from stock.

Palace Improves Projection

Leechburg, Pa. — Palace Theater here has purchased Simplex Low lamps, Strong rectifiers and Hertner transverters from the Pittsburgh branch of National Theater Supply Co.

Motiograph for the Wells

Ft. Wayne, Ind.—The Wells Theater has installed new Motiograph projectors, RCA High Fidelity sound equipment and new Da Lite screen. A. Borkenstein operates the house.

Purchases Walker P. M.

East Palestine, O. — Mrs. Abe Cohen bought a Walker plastic molded screen for her New Grand Theater from National Theater Supply Co.

Gates Selects Carrier

Norfolk, Va.—Sydney Gates has installed Carrier air conditioning in his Gem Theater.

FOR MOTIOGRAPH PROJECTORS

MIRROPHONIC SOUND

CONSULT YOUR INDEPENDENT THEATRE SUPPLY DEALER

COMING and GOING

PAUL RAFUL, who was manager of the Ohio Theater, Youngstown, which was recently purchased by that City to effect a street widening project, is taking a vacation with Mrs. Raful, and will return to theater operation there shortly.

BILL GEDRIS, Ideal Seating Co. prexy, was in New York this week from Grand Rapids, Mich., company's headquarters.

G. B. BABCOCK, of the Lake Huntington Theater, Lake Huntington, N. Y., made a business visit to New York this week on an equipment purchasing mission.

WALTER E. GREEN, NTS prexy, is reported planning a swing through company's branches in the near future.

DREW EBERSON, of the architectural firm of John and Drew Eberson, is scheduled to arrive in New York from Daytona Beach, Fla., early this month.

N. C. HAEFEL, Baltimore branch manager for NTS, has returned to that city from New York, following conferences at the home office.

GEORGE PINEIRO, prominent Cuban equipment dealer, arrived recently in New York from Havana.

STANLEY HAND, staff representative for Altec, has returned to the home office in New York from a swing through the South and Southwest.

MRS. MILDRED KARSCH, following a business visit to St. Louis, has returned to Farmington, Mo., and will open her new theater in Rolla, Mo., on July 15.

ENNIS C. WHITNEY, sales manager for American Seating Co., was in Cleveland a few days ago for conferences with organization's sales representative there, Frank Boyd.

B & L Lenses Installed By Wil-Kin Organization

Atlanta — Nine installations of Bausch & Lomb lenses have been completed by Wil-Kin Theater Supply, Inc. Houses include the Drive-Ins in Greensboro, N. C., Jackson, Miss. and Shreveport, La.; the Florida, Pensacola, Fla.; Pal, Lyons, Ga.; Colony, Fayetteville, N. C.; Clover, Montgomery, Ala.; Palmetto, Spartanburg, S. C., and Carolina, Columbia, S. C.

Permit Granted Project

Norfolk, Va.—Jeff Hofheimer and his associates have received permission from the City Council to construct a new theater at Ward's Corner, between downtown Norfolk and Ocean View.

Orders Simplex Equip.

Elwood, Ind.—The Elwood Theater, operated by Trueman Rembush, installed two new Simplex E-7 mechanisms and Simplex 18-in. magazines.

An enterprise long associated with the best work in the field . . .
Executing
PAINTING . . .
DECORATING .
MURALS . . .

BATTISTI STUDIOS

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International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 3—In Two Sections. Section I. NEW YORK, THURSDAY, JULY 3, 1941 TEN CENTS

GOOD PIX WILL END DUALS, SAYS BALABAN

Majors Push Long Term Short Subject Contracts

Universal and Columbia Closing Long Deals In Downstate Illinois

By **JOSEPH ESLER**
FILM DAILY Staff Correspondent

Chicago—Indicative of a possible short subject sales trend, major exchanges are shooting for two and three-year deals in downstate Illinois. At least one major is said to be closing 85 per cent of its deals on a three-year basis, and another has closed a number of two-year contracts. Little effort to sell city accounts has been made as yet.

Universal, evident leader in the long term campaign, is signing two and three-year contracts, with about 85 per cent coming through as three-year deals. Columbia is said to have

(*Continued on Page* 8)

Plan Elastic Program For 20th-Fox Shorts

West Coast Bureau of THE FILM DAILY

Hollywood — A minimum of 52 short subjects and a flexible maximum geared to meet any extra demand will be the 20th-Fox short subject production policy for the new season, first selling season under terms of the censent decree, it was learned here yesterday.

Elastic line-up, it was pointed out, puts the company in a position

(*Continued on Page* 8)

Detroit Film Row Buys Defense Savings Stamps

Detroit — Sales of National Defense Stamps and Bonds got off to an excellent start on Film Row, and a very slow one among theaters

(*Continued from Page* 9)

Consolidated Paying 10% Monthly Bonus

Honolulu—A 10 per cent bonus to the more than 500 employes of the Consolidated Amusement Co. has been voted by the board of directors. Paid monthly, the bonus will continue indefinitely.

"Sergeant York" Scores Entertainment Bull's-Eyes from the Start to Finish

Every factor which spells Success with a capital "S" for a picture, and Revenue with a capital "R" for theaters everywhere, is present in the screen version of the saga of "Sergeant York," America's Public Hero No. 1 of World War No. 1.

Like the incredibly accurate marksmanship of its title character, the footage scores entertainment bull's-eyes from start to finish,—a span of 2 hours 14 minutes,—during which the story of the Tennessee farmer-soldier is enthrallingly told at the hands of Producers Jesse L. Lasky and Hal B. Wallis, through the brilliant directorial skill of Howard Hawks.

(For complete review, see Page 4 of this issue, and for color story of last night's world premeire at the New York Astor, turn to "Along the Rialto," Page 3.)

—MORRIS.

RKO Execs. in Field For 1st Tradeshows

RKO Radio sales executives will take to the field, visiting the various branch offices, during the week of July 14 when the company will tradeshow its first complete block-of-five to comply with the terms of the New York consent decree, it was announced yesterday.

Making the swing of the exchanges from the home office will be Vice-President Ned E. Depinet, Andy Smith, sales manager, and the two

(*Continued from Page* 9)

Harry David, Tracy Barham Switched by Goldenson

Harry David, who heads the Intermountain Theaters operating out of Salt Lake City, will switch territories with Tracy Barham, now in charge of the Sohio Theaters in

(*Continued on Page* 3)

Finds Minn. Exhibs. Back "Anti-5" Law

By **GEORGE E. GUISE**
FILM DAILY Staff Correspondent

Minneapolis — Minnesota exhibitors, including members of Allied Theaters of the Northwest and independents, are solidly behind the state's new anti-blocks-of-five law and will resist any effort by distributors to upset the act.

This was the word brought back to Minneapolis by Fred Strom, executive secretary of Northwest Al-

(*Continued on Page* 8)

Judge Conger Denies Bioff Itemized Particulars Bill

William Bioff, IATSE exec., yesterday lost an attempt to pry from the Government details of its charges that he and George E. Browne, IATSE prexy, coerced payments of

(*Continued on Page* 7)

Field Sales Managers for WB

New Authority Conferred on District Heads

All Warner district managers will become field sales managers of their respective territories, with fixed assignments to operate in the district office instead of covering the field as the practice heretofore, it was announced yesterday by Grad L. Sears, general sales manager.

Explaining the purpose of the

(*Continued on Page* 7)

More Firms Step Up Com'rc'l Tele Plans

Success of the first two days of commercial television insofar as the signing of advertisers is concerned has prompted other telecasters now operating on experimental licenses to

(*Continued on Page* 7)

Exhibitor Initiative Also Held a Vital Factor by President of Paramount

By **HOLLIS KENNAHAN**
FILM DAILY Staff Writer

BARNEY BALABAN

Elimination of double features can be accomplished by a consistent flow of good pictures from Hollywood combined with exhibitor initiative, Barney Balaban, Paramount prexy, told a conference of trade press writers here yesterday.

"The near future should be opportune for such a move," declared Balaban.

Questioned about the anti-duals campaign inaugurated on the West

(*Continued on Page* 10)

Paramount Planning Extensive Regionals

Paramount, in all probability, will have an extensive series of regional sales meetings instead of a national

(*Continued on Page* 7)

Price Cuts for Service Men Sweeping the Country

With National Theaters, Paramount, Warners, Loew's and RKO cutting admission prices for men in

(*Continued on Page* 3)

"Citizen Kane" Goes Into 1st RKO Block

RKO Radio is substituting Orson Welles' first pic, "Citizen Kane," for "Before the Fact," Alfred Hitchcock's production, in its initial block-of-five, it was disclosed yesterday. Decision results from the fact that the Cary Grant-Joan Fontaine co-starrer will not be ready, it is said.

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FINANCIAL

(*Wednesday, June 2*)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	⅞	⅞	⅞	+ ⅛
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	133⅜	132¾	133⅜	+ ⅛
do pfd.	175½	175½	175½	+ 1
Gen. Th. Eq.	....	....	....	.....
Loew's, Inc.	29¾	29⅜	29⅜	— ⅛
do pfd.	....	....	....	.....
Paramount	11	10¾	10¾	.....
Para. 1st pfd.	97½	97½	97½	+ ⅜
Para. 2nd pfd.	....	....	....	.....
Pathe Film	10¾	10	10	— ⅛
RKO	3⅜	3¼	3¼	— ⅛
RKO $6 pfd.	51½	51½	51½	— ½
20th Century-Fox	....	....	....	.....
20th Century-Fox pfd.	18½	18½	18½	.....
Univ. Pict. pfd.	153¾	153½	153¾	— 4¼
Warner Bros.	3⅝	3⅝	3⅝	.....
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	104¼	104¼	104¼	— ⅛
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	....	....	....	.....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	¼	¼	¼	.....
notone Corp.	....	....	....	.....
chnicolor	8⅝	8½	8½	.....
ans-Lux	....	....	....	.....
niversal Corp. vtc.	6⅜	6⅜	6⅜	— ⅛
niversal Picts.	....	....	....	.....

"Caught in the Draft" Goes Five at N. Y. Para.

Bob Hope's "Caught in the Draft" will remain at the New York Paramount Theater for five weeks instead of four, Paramount reported yesterday. It's the second time in the entire history of Paramount Theatre that a picture has played five consecutive weeks. DeMille's NWMP earlier this season broke all theater records by playing a five-week engagement.

Studios to Continue Co-op with Magazine And Syndicate Critics on Review Deadlines

West Coast Bureau of THE FILM DAILY

Hollywood—Commenting on a report published locally that press showings in advance of release are to be abandoned, studio representatives yesterday declared the story was entirely groundless.

They stated the Studio Publicity Directors Committee is working on press preview problems, and that studios have in past always co-operated with magazine and syndicate writers in the matter of meeting their deadlines and that this policy will be continued.

It will be at least one or two weeks before the committee completes its plans to govern future press showings, new problems having arisen because of the New York consent decree.

Robbins, Casanave Suit Counter-Suit Settled

Herman Robbins, president of National Screen Service Corp., National Screen Accessories, Inc., and Advertising Accessories, Inc., and Charles L. Casanave announced yesterday that all litigations between them and their associates had been settled.

National Screen Service Corp. purchased all of Casanave's stock in National Screen Accessories, Inc. and Advertising Accessories, Inc. Casanave has resigned as vice-president, director and general manager of National Screen Accessories, Inc. and Advertising Accessories, Inc.

Casanave has acquired from National Screen Accessories, Inc. exclusive non-theatrical commercial rights for the exploitation, sale and distribution of a new Nean effect sign.

Detroit's Taverns Going For Soundies in Big Way

Detroit—Considerable number of "soundies" machines have been placed on location within the past couple of weeks in taverns in this city, by Panoram distributors.

The Wayne County (Detroit) franchise has been awarded to the new Wayne Panoram Co., headed by John W. Smith, president of the Detroit City Council, and a former Mayor of Detroit, and Harold Colby, president of the Tivoli Brewing Co.

Practically the entire state has been franchised, or will be within 30 days, Lucas said. All large population counties are already signed up.

Great States Will Test New Surprise Giveaway

Chicago — Homemakers' Surprise Packages, new giveaway handled by Exhibitors' Merchandiser, Inc., will be tried out by Great States this month. EM, headed by Jay Fagan, has deals with 15 standard trade names and Woman's Magazine. Plan will be extended if initial tryouts are successful.

Consolidated Book Publishers has recently closed deals for encyclopedia sets with the Water Circuit, Birmingham; United Portland, Ore., and with 12 Grand Rapids houses.

Palm Case Hearing May Go Over to Aug.

Philadelphia—The Palm Theater arbitration case continues today and may last longer if it doesn't end today, it will be postponed until August.

On the stand yesterday as Somerson witnesses were Joe Conway and Sid Samuelson, the latter Allied business manager here. When Fogel ended his case in the afternoon, attorneys for the distribs. asked dismissal on grounds it was a request for a change in run. The arbitrator refused to allow the request, and the case was continued.

S. Eugene Kuen, Jr., is the arbitrator in the Hatboro case to be heard on July 30. Next week's cases are the Hill Theater July 7, and the Breeze Theater July 9.

Three Studios Interested In Gehrig Film Biography

West Coast Bureau of THE FILM DAILY

Hollywood—Metro, Paramount and David O. Selznick are reported interested in a screen biography of Lou Gehrig, with Christy Walsh said authorized to act by the late baseball star's widow.

Studios are understood to see in Gehrig's life the same opportunity presented by the career of Knute Rockne, filmed last year by Warners.

Walsh is now on the Coast, and, if a deal materializes, may serve as technical director.

Keith Memorial Theater Redeeming Bonds Nov. 1

Holders of Keith Memorial Theater Corp. first mortgage leasehold 15-year sinking fund six per cent gold bonds, due Nov. 1, 1943, are being notified that the bonds will be redeemed Nov. 1 this year. Issued under an indenture of mortgage from the First National Bank of Boston, trustee, the bonds will be paid off at the rate of 101 per cent, plus accrued interest to Nov. 1, 1941. Bonds are to be surrendered to the First National Bank of Boston.

MPA to Open New Club Rooms

Motion Picture Associates will formally open its new clubrooms in the Hotel Lincoln Wednesday, July 9, it was announced yesterday. The organization will celebrate the event with a buffet luncheon.

COMING and GOING

DAVID O. SELZNICK goes to the Coast next week.

ROBERT BUCKNER, Warner associate producer, is here from Hollywood on business.

BRIAN DONLEVY returns to Hollywood Saturday after a month's p.a. trip.

GARY COOPER is here from the Coast, attending the preview last night of "Sergeant York."

JACK BARRY, of Minoco, plans to go to the Coast next week, stopping over in Chicago en route.

PHIL REISMAN is in Hollywood.

FRANCIS S. HARMON is touring the South addressing film defense groups. He returns to the Coast the first part of August.

EDGAR SELWYN and **S. N. BEHRMAN** are due here Monday from the Coast.

VINTON FREEDLEY left yesterday for Hollywood.

BILL BLUMBERG, Warner exploiteer stationed in Washington, is at the home office.

NORMAN RANDALL, Paramount, New Haven assistant, will vacation in Boston as of tomorrow.

ALLEN SPARROW, manager of Loew's, Richmond, leaves with his family tomorrow for a two weeks' vacation in Miami.

MADELEINE CARROLL returns to the Coast next week from West Indies location work in "Bahama Passage."

MICHAEL CURTIZ and **HAL WALLIS** leave the Coast Monday for Ottawa to prepare for filming the RCAF picture, "Captain of the Clouds."

E. H. GRIFFITH, director, and **STERLING HAYDEN**, leading man of "Bahama Passage" arrived in Hollywood yesterday from location in the West Indies.

K-A-O to Pay Off Arrears

Directors of K-A-O intend to pay off arrears on the preferred stock at an early date, according to an announcement. Arrears amount to $15.75 a share on 15,000 outstanding shares of 7 per cent stock.

Film
YEAR BOOK
1941

LOUIS JACOBSON

Hollywood Screen World

says—

"This 23rd edition is undoubtedly the finest you have ever published. It is a most valuable contribution to the film industry, and indispensable service, worthy of the support of everyone engaged in motion pictures. Congratulations."

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YEAR BOOK
of Motion Pictures

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Hollywood, California

More Cutting Prices For Service Men

(*Continued from Page* 1)

uniform, a wave of reports came in yesterday indicating it will only be a short time before the practice will be general throughout the country. Circuit and indie operators in Chicago agreed on cuts at a meeting, and the Century circuit and the Brooklyn Paramount and Fabian Fox Brooklyn also announced reductions yesterday.

Price cuts vary in many instances due to the policy being set by district or zone heads, or in the case of Paramount, by its various theater partners. It is pointed out by circuit heads that different situations must necessarily be given different treatment. Brooklyn Strand will also make reductions, it was announced.

Admissions for service men to the Brooklyn Paramount and Fabian Fox as announced yesterday are as follows:

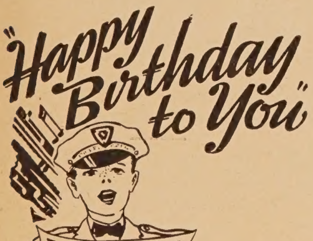
Matinees Mondays to Friday (except holidays) 20c plus 3c tax, total, 23c; Saturday matinee (except holidays) 20c, tax 4c, total 24c; Sunday matinee to 2 p.m. (except holidays) 20c, plus 4c tax, total 24c; Monday to Saturday evening (except holidays) 5 p.m. to close, 25c, 5c tax, total 30c; Sunday evening (except holidays) 2 p.m. to close, 25c, plus 5c tax, total 30c.

Admish Price Cuts for Service Men in Chi.

Chicago—New service men's admission charges will be, B houses, 20 cents matinee, 25 cents night; C houses, 15 cents matinee and 25 cents night.

Heywood Gillispie Dead

Chicago — Heywood Gillispie of Warners' Highland Theater died after an extended illness.



JULY 3

Leon Errol
Luther Reid
Wynne Gibson
Florence Miles

JULY 4

Louis B. Mayer
George M. Cohan
Gertrude Lawrence
Henry Armetta
Gloria Stuart
Mary Patricia Alicoate
Mrs. Thomas Meighan
Vince Barnett
Barbara Weeks
Irving Caesar
George Murphy
Helen Gilbert
Ed Savin
Harvey Thew
Joseph Ruttenberg

JULY 5

Helen Harrison

JULY 6

Al Wilkie
Don M. Mersereau
Frank E. Garbutt
Jay Blaufox

ALONG THE RIALTO
WITH
Phil M. Daly

● ● ● THE spirits of many a fine film production of the past ......seemed to pervade the institutional Astor Theater last night...... as if to welcome a worthy successor to the triumphs they themselves once enjoyed......at that showcase of cinema powerhouses......And a triumph it was for "Sergeant York"......and all who have had a hand in its making and impending distribution......Chiefly among the "all" who were present last night......at the world premiere ......were Sergeant Alvin York himself......whose titanic act of heroism in the Argonne Forest during the World War......was the factor responsible for spotlighting a career......many of whose facets are in themselves exceptional screen material......and bringing that career biographically to the American screen......

▼ ▼ ▼

● ● ● *ALSO among the "all" at last night's inaugural...... was Co-Producer Jesse L. Lasky......who came on to New York this week from the Coast......as the representative of the Lasky-Hal B. Wallis team......which combo reaped unto itself its deserved share......of the audience acclaim......which resounded at the finale......Too, there was Gary Cooper...... who plays so magnificently the film's title role......and Harry M. Warner, head of the House of Warner, who had also come to town from California......for the debut......as well as upon the highly patriotic mission......of raising funds for United Service Organization......*

▼ ▼ ▼

● ● ● WARNERS' "greeting staff" included Gradwell L. Sears, Carl Leserman, S. Charles Einfeld and Mort Blumenstock......—and just to give you an idea of the greeted-ones:......Governor Prentice Cooper of Tennessee, the entire Tennessee contingent from the House of Representatives......General Hugh Drum, General Lewis B. Hershey, the entire Second Corps Area staff, the Army Information Department staff......Mrs. Ogden Reid, Billy Rose, Eleanor Holm, Major General Bill Donovan, Max Gordon, Bert Lytell, Jack Alicoate, H. V. Kaltenborn, Franklin P. Adams......Joan Bennett, Major Albert Warner, Constance Collier, Mrs. William Randolph Hearst, Borough President George U. Harvey of Queens......Mr. and Mrs. Jules Brulatour, Henry Luce, Elsa Maxwell, Fannie Hurst, Grace Moore, Don Mersereau, Barnarr Macfadden, General Stotesbury, and many others......

▼ ▼ ▼

● ● ● *MOST of the above......upon invading the theater's lobby......were shuttled willingly to the microphones of Station WINS......o'er whose facilities the premiere was broadcast ......and spoke of the gala event......Before the eyes of the droves of Great White Way pedestrians......flashed the magnicent "Sergeant York" announcing sign......—four stories high and a half block long......on which glitter 15,000 red, white and blue lamps......—a stirring sight and the most patriotic sign to grace Old Broadway within this scribe's memory......To add further glamour, Charles Ross, (filmland's Eastern illumination genius), had the facade bathed in lumens......issuing from three huge searchlights......Indeed, last evening Broadway was the Great Red, White and Blue Way!......*

▼ ▼ ▼

● ● ● THE "Sergeant York" world-bow account would be incomplete......without recording the fact that Jesse L. Lasky......deserves the thanks of the entire nation for making the film possible......With infinite patience, enthusiasm and faith......he negotiated for the story ......America will be richer for his efforts and those of his associates ......and, make no mistake about it......—so will exhibitors......

DATE BOOK

Today: UA regional sales meeting, St. Franci San Francisco.
July 7: Morris Lefko testimonial, Rooseve Hotel, Pittsburgh.
July 8: Harry Young testimonial, Columbus.
July 8: CFI special stockholders' meeting, Wi mington.
July 10: New Jersey Allied outing, Hollywo Hotel, West End, N. J.
July 12: Boston Cinema Club clam bake, Gre Acres Country Club, Saxonville.
July 13-14: MPTO of Virginia mid-summer co vention, Hotel Chamberlin, Old Point Co fort.
July 14: Peter Rosian testimonial, Netherla Plaza, Cincinnati.
July 15-16: Warners' Canadian sales meetin Montreal.
July 16-18: 20th-Fox sales convention, L Angeles.
July 18: Baltimore Variety Club golf tourn ment, Woodholme Country Club.
July 21: Detroit Variety Club golf tourn ment, Brooklands Golf Club.
July 21: Pittsburgh Variety Club golf tourn ment, South Hills Country Club, Bren wood.
July 28-Aug. 1: Warners' sales conventi Blackstone Hotel, Chicago.
Aug. 2: Chicago Bookers Club picnic, Bai Farm, Princeton, Ill.
Aug. 5-7: Schine circuit convention, Glove ville, N. Y.
Aug. 9: Baltimore Showmen's Club dance.
Aug. 18: George E. Browne-Willie Bioff tr starts, New York.
Aug. 22: Washington, D. C., Variety Club go tournament, Manor Country Club.

Harry David, Tracy Barhar Switched by Goldenson

(*Continued from Page* 1)

Southern Ohio, Leonard Goldenso executive in charge of Paramou theater operations, announced ye terday.

David will make his headquarte in Cincinnati and Barham will ope ate from Salt Lake City.

George Planck, assistant genera manager of the Sohio Theaters, wil remain as assistant to David.

Ill. Women's Club Fed. Has New MP Division Hea

Chicago—Mrs. Willis J. Burgess executive secretary of the Illinoi Federation of Womens' Clubs, re ports the appointment of Mrs. O. A James of Salem, as chairman of th Motion Picture Division, succeedin Mrs. F. J. Waindle of Oak Park who recently was named presiden of the Better Films Council of Chi cago, succeeding Mrs. Richard M Clure, retired.

Milt Howe Joining RKO

West Coast Bureau of THE FILM DAI

Hollywood — Milt Howe, vete member of 20th Century-Fox's pu licity department joins RKO stu publicity July 29 in charge of "pla ings."

RKO Will Tradeshow Three Holt Westerns

RKO Radio is planning early tradeshows of three of its 1941-42 Westerns, starring Tim Holt, it was disclosed yesterday. Release of the first Holt pic is set for Oct. 10. Under the terms of the New York consent decree, Westerns will be sold separately next season.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Sergeant York"

with Gary Cooper, Walter Brennan,
an Leslie, George Tobias, Stanley Ridges

Warners 134 Mins.

ACE B.O. ATTRACTION, SPLENDIDLY RODUCED, ACTED AND DIRECTED. IS "NATURAL" FOR EVERY OUTLET.

Every factor which spells Success with capital "S" for a feature picture, and evenue with a capital "R" for theaters verywhere, is present in the screen veron of the saga of "Sergeant York," Amera's Public Hero No. 1 of World War No. 1.

Like the incredibly accurate marksmanip of its title character, the footage scores ntertainment bull's-eyes from start to finh,—a span of 2 hours 14 mins.—during hich the story of the Tennessee farmeroldier is enthrallingly told at the hands f Producers Jesse L. Lasky and Hal B. Vallis through the brilliant directorial skill f Howard Hawks.

The latter has acquitted his assignment ith rare good taste, and a sensitive feelng for bringing out the best values of the creenplay which Abem Finkel and Harry Chandlee, plus Howard Koch and John Huston, co-operatively fashioned.

For sheer timeliness, this picture has few serious competitors, despite the fact that it deals with events transpiring 'twixt 1916 and 1919, for the reason that the erson of York symbolizes the fundamental elements America needs to survive in a world where democracy and moral honesty e the targets of fierce, destructive forces.

"Sergeant York" will fill the hearts of everyone with pride, and spines with those chills and thrills which spring from rampant action, heroics and romance. It is an audience picture of the highest rank, and this by any yardstick, for its appeal ranges through every age-bracket of fandom.

Gary Cooper heads a cast of great ability, —a magnet name on any marquee. In the top femme role is Joan Leslie who rockets to star-status as a result of her work in this vehicle. Noteworthy performances are turned in by Walter Brennan, pastor of the mountain folks; Stanley Ridges as the Major; and Margaret Wycherlv, as Mother York.

The story tells of York's metamorphosis from a drinking, brawling, but nevertheless industrious individual, into a man of fervent faith and stalwart character, whom fate was to make the idol of a nation. His romance is tenderly and interestingly told, as is his finding religion on the night when he set out in the storm-wrecked Tennessee mountains to kill the man who [illegible] cheated him, only to have his rifle ick by lightning.

There are the sequences unveiling his [illegible] experiences in the Army, into which [illegible] was, as a conscientious objector, unwillingly inducted, and his subsequent "conversion" effected through the realization that he must "render unto Caesar the things which are Caesar's, and to God the things which are God's." His capture virtually single-handed of some 132 Germans in the Argonne is rousing, based-on-fact stuff.

Too, there is his return to worshipping America which bestowed upon him lavish honor, and to his native State which gave him the home he yearned for, and where he could live in happiness with the girl he loved.

So fine is the assembling of the production that one is apt to be enchanted by, rather than cognizant of, the music by Max Steiner,—which is excellently conceived and rendered at vital periods during the picture, with splendid dramatic and emotional results. "Sergeant York" may not be a great picture by the standards of arty critics, but it is smash box-office.

CAST: Gary Cooper, Walter Brennan, Joan Leslie, George Tobias, Stanley Ridges, Margaret Wycherly, Ward Bond, Noah Beery, Jr., June Lockhart, Dickie Moore, Clem Bevans, Howard de Silva, Charles Trowbridge, Harvey Stephens, David Bruce, Charles Esmond, Joseph Sawyer, Pat Flaherty, Robert Porterfield, Erville Anderson.

CREDITS: Producers, Jesse L. Lasky, Hal B. Wallis; Director, Howard Hawks; Screenplay (based upon the Diary of Sergeant York), Abem Finkel, Harry Chandlee, Howard Koch, John Huston; Music by Max Steiner; Photography, Sol Polito.

DIRECTION, Brilliant. PHOTOGRAPHY, Fine.

"Hit the Road"

with Gladys George, Barton MacLane

Universal 61 Mins.

"TOUGH GUY" YARN WILL SUPPLY AMUSEMENT FOR KID AUDIENCES.

Once more, what's left of the Dead End Kids, plus the Little Tough Guys, are regenerated and set on the straight and narrow in an innocuous programmer that will amuse the juveniles. To most other audiences, the mannerisms, gags and plot will be too, too familiar.

Gladys George, Barton MacLane and the kids do as much as possible with a weak story involving a reformed gangster who takes several kids out of a reform school because they are the sons of his former gangsters. The kids, not knowing of the reformation, believe they are part of a plot to revenge their father's deaths by a rival strong-arm mob.

On finding out their benefactor has gone straight they try to leave but come to his rescue when they find the rival gangster is plotting to pull a job in the small town where they have been living.

CAST: Gladys George, Barton MacLane, Billy Halop, Huntz Hal, Gabriel Dell, Bernard Punsley, Bobs Watson, Evelyn Ankers, Charles Lang, Shemp Howard, Walter Kingsford, Eily Malyon, Edward Pawley, John Harmon.

CREDITS: Associate Producer, Ken Goldsmith; Director, Joe May; Story, Robert Lee Johnson; Screenplay, Robert Lee Johnson, Brenda Weisberg; Art Director, Jack Otterson; Musical Director, H. J. Salter; Cameraman, Jerome Ash.

DIRECTION, Mild. PHOTOGRAPHY, Good.

Essaness Putting Singles Into Five Chi. Houses

Chicago—The Essaness circuit is putting single feature programs into five houses, the Lamar, Devon, Buckingham, Byrd and Ardmore. There will be no change in admission prices.

Emil Stern, Essaness executive, says unless there is business improvement soon many houses will be closed during the Summer.

"Forced Landing"

Starring Richard Arlen
with Eva Gabor, J. Carrol Naish, Nils Asther,
Evelyn Brent
(HOLLYWOOD PREVIEW)

Paramount 67 Mins.

PINE-THOMAS ACTION MELLER ABOVE AVERAGE FOR "GASPER" AUGURS WELL FOR SERIES.

This is the second Bill Pine-Bill Thomas effort for Paramount release, and if the boys keep up the standard used in this film, they are going to make a lot of friends who operate theaters.

It's an action picture with plenty of production—a reasonable budget—and a plot that raises it a mite above the average gasper.

Dick Arlen, trimmed back down to the handsome class, and Eva Gabor, a Paramount foreign hope, handle the romantics. Miss Gabor is lovely and possesses that continental charm that has clicked before. What Paramount does about it matters a lot—from what she looks like in this.

Associate Producer John W. Rogers has done well. Interesting background, good casting and clever cutting brought him what he sought. Gordon Wiles' direction is excellent, good enough for any cast of players.

The Maxwell Shane-Edward Churchill script shows thought and aside from a few corny sides of dialogue—which action fans don't mind—it is real meritorious. J. Carrol Naish as a banditto and Nils Asther, a heavy, merit praise.

Richard Arlen, a transport pilot who has lost his "ticket" in the states, joins the air force of a mythical country in the Pacific Ocean. Before he ever steps into a plane, he punches his Colonel (Nils Asther) in the nose, in a fight over the Colonel's fiancee, Eva Gabor.

He accepts a position flying a civilian plane to one of the islands far outposts rather than inprisonment or death for striking an officer. His first passenger is Miss Gabor and while on their way to the outpost they land to inspect the burned plane of Arlen's predecessor and are captured by bandit-patriot J. Carrol Naish. Naish's son is accidentally shot and Miss Gabor flies him to safety and a doctor. Naish pays with his life for going along.

There are some thrilling air-fight scenes as Arlen and Miss Gabor uncover and destroy the real villain of the piece.

You can't go wrong on this cast or finished product.

CAST: Richard Arlen, Eva Gabor, J. Carrol Naish, Nils Asther, Evelyn Brent, Mikhail Rasumny, Victor Varconi, John Miljan, Frank Yaconelli, Harold Goodwin, Thornton Edwards, Bobby Dillon, John Gallaudet, Harry Worth.

CREDITS: Producer, William H. Pine and William C. Thomas; Associate Producer, John W. Rogers; Director, Gordon Wiles; Screenplay, Maxwell Shane and Edward Churchill; Cameraman, John Alton, ASC; Special Photographic Effects, Fred Jackman, Jr., ASC; Art Director, F. Paul Sylos; Editor, Robert Crandall; Musical Supervision, Dimitri Tiomkin.

DIRECTION, Excellent. PHOTOGRAPHY, Excellent.

"Bachelor Daddy"

with Baby Sandy, Edward Everett Horton,
Donald Woods, Raymond Walburn

Universal 61 Mins.

WEAK COMEDY IS INEPT IN ALL DEPARTMENTS; SANDY ONLY BRIGHT SPOT.

Several good comedians are shamefully wasted in this offering because of a generally inept job, the screenplay being weak to an extreme and the direction is hardly adequate. Baby Sandy is extremely cute, but a cute baby doesn't go a very long way in making a whole picture. The cast is more than adequate and the technical work is up to par.

As screen merchandise this picture is a week lower bracket on a double feature bill for small nabes. Its faults lie principally in a corny story that reaches back into antiquity to dust off the bewhiskered plot about the bachelor, or, bachelors, in this case plural, being stuck with an offspring an anxious mother wants cared for. Even an old one like this can be amusing if it is novel, but this isn't.

Baby Sandy, Edward Everett Horton, Donald Woods, Raymond Walburn, Franklin Pangborn, Evelyn Ankers, Kathryn Adams, Jed Prouty and Hardie Albright are prominent in the cast. Harold Young was the director and the original screenplay was written by Robert Lees and Fred Rinaldo.

Story concerns Miss Adams' incarceration and plan to get Horton, Walburn and Woods to take care of her baby. There is considerable confusion too much slapstick that is not very funny and few other odds and ends before it is wound up. Habet Hoc Habet.

CAST: Baby Sandy, Edward Everett Horton, Donald Woods, Raymond Walburn, Franklin Pangborn, Evelyn Ankers, Kathryn Adams, Jed Prouty, Hardie Albright, George Meader, Bert Roach, Juanita Quigley, Bobby Larson, Mira McKinney.

CREDITS: Associate Producer Burt Kelly; Director, Harold Young; Original Screenplay, Robert Lees and Fred Rinaldo; Cameraman, Milton Krasner; Editor, Paul Landres.

DIRECTION, Weak. PHOTOGRAPHY, O.K.

Jewish Theatrical Guild Again Names Cantor Prexy

For the ninth consecutive time, Eddie Cantor has been elected president of the Jewish Theatrical Guild of America, Inc., William Morris, Jr., Ben Bernie, A. A. Jaller and Jack Pearl were elected vice-presidents while George Jessel, Fred Block and Sam H. Harris were re-elected v-ps.

Also continued in office are Abe Lastfogel, treasurer; Nat Lefkowitz, assistant treasurer; Sam Forrest, financial secretary; William Degen Weinberger, board chairman; Dr. Leo Michel, chairman of relief; Henry M. Katz, legal committee head, and Dave Ferguson, executive secretary.

Council includes Louis Bernstein, Charles Cantor, Dan Dody, Nat N. Dorfman, Benny Fields, Lester Hammel, Henry Jaffe, Morris Jacobs, Dr. Elihu Katz, Marvin Schenck, and Harry Schumer.

More Firms Step Up Com'rc'l Tele Plans

(*Continued from Page* 1)

step up plans so as to cash in on the publicity wave which pioneer advertisers are netting as a result of preliminary tests. Estimated audience in metropolitan New York during the first two days of commercial telecasting was about 5,000 television homes, practically all of them in the income brackets which most advertisers desire to reach.

Programming is now smoothing out at both NBC and CBS, and schedules for the future will be arranged at least 10 days to two weeks in advance. There will in all probability be no further emphasis on films—although they will be used to a certain extent, but most of the efforts will be confined to live talent shows.

At the present time work is being rushed to re-align the receiving sets now in use and it is estimated that about 85 per cent of the 5,000 sets in New York have been fixed and now are performing according to existing standards. Set owners were practically unanimous in favoring the reception of the sound on the new FM channels, claiming a 100 per cent improvement over the old sound channels.

Unions Again Worrying Over Tele Jurisdiction

The long delayed, all-out struggle for jurisdiction over television talent is expected to break out anew following signaturing by CBS of a contract with Local No. 1, IATSE, covering tele programs on WCBW, and the imminent conclusion of a similar contract by NBC for its tele outlet, WNBT.

Unions principally involved in the struggle to control tele talent are Actors Equity Ass'n through its charter from the 4 A's, AFRA controlling the radio field, Screen Actors Guild which considers tele an extension of the motion picture art as well as a possible threat to it, and Chorus Equity.

First Tele Variety Show Tonight From WNBT

The first television variety show will be broadcast tonight from NBC's station WNBT. Program consists of three musical acts and a lecturer with travel films of Russia.

Preparedness Note?

New Haven—Maybe it's in line with the defense program—maybe not. But at any rate, the Paramount, M & P first-run house here, has installed a target gun game in the men's room.

House is also the first in the town to install a popcorn vending machine as part of lobby rearrangement. Candy counter has been enlarged and a Cocoa-Cola vendor installed as well.

Government's Defense Move to Interconnect Systems May Dim Broadway's Bright Lights

Possibility that Broadway's bright lights may be dimmed loomed as a result of the Government's drive to conserve power and to interconnect power systems for the benefit of Southern defense manufacturers. Decision rests on the duration of the Southeastern shortage and the availability of steel and copper to make necessary connections between utility networks.

While the initial Federal Power Commission interconnecting order involved only power companies in Florida, North Carolina, Mississippi, Louisiana, Georgia, Florida and Alabama, experts are probing possibilities in the Tennessee Valley and Ohio and the New York utilities systems could be hooked in if necessary wire and tower materials are made available.

Field Sales Managers for WB

New Authority Conferred on District Heads

(*Continued from Page* 1)

changeover, Sears stated that: "We are stepping-up the authority and scope of our field sales forces. It means that we are abandoning the now out-moded plan of maintaining sales outposts and are concentrating executive energy in the important market points by having a field sales manager in constant two-way contact with our branch managers and customers.

"Under the consent decree, the Home Office must be in rapid contact with all branches at all times. To do this, a certain amount of in-between supervision must be removed."

The men now holding the post of district manager will be added to the branch sales personnel, where they will function as field sales managers. Those affected include Ed M. Schnitzer, New York; Robert Smeltzer, Washington, D. C.; Rud Lohrenz, Chicago; James Winn, Kansas City; Ralph L. McCoy, Atlanta; Fred M. Jack, Dallas, and Henry Herbel, Los Angeles.

Sears pointed out that, if any other supervision at all becomes necessary under the decree, it will only be as assistants to either himself, Carl Leserman, assistant general sales manager, Roy Haines, Eastern and Canadian sales manager, or Ben Kalmenson, Southern and Western sales manager.

"The change will add seven top-flight sales executives to the branch forces," added Sears, "and will put Warners not only in a stronger selling position, but also equip it to serve exhibitors better than ever."

James Cagney Gets Lead In "Captain of Clouds"

West Coast Bureau of THE FILM DAILY

Hollywood—James Cagney yesterday was cast for the star role in Warner Bros.' "Captain of the Clouds," formerly, "Shadows of Their Wings," story of the Royal Canadian Air Force in which George Brent and Dennis Morgan have leading roles. Michael Curtiz will direct and Hal Wallis produce. They leave Monday for Ottawa to start preparations for filming. Cast and crew will leave the Coast July 11 for Ottawa. Owen Cathcart Jones, RCAF flight lieutenant who collaborated with Norman Reilly Raine on the story, will act as technical adviser.

Much of the film will be in Technicolor.

Casting of Cagney postpones filming of the George M. Cohan biographical picture, "Yankee Doddle."

Chaplin Has Received No Soviet "Dictator" Offer

West Coast Bureau of THE FILM DAILY

Hollywood—Charley Chaplin representatives state that he has not as yet received Soviet offer for "The Great Dictator." They declared Soviet deals for "City Lights" and "Modern Times" were cash arrangements. They do not know whether he will ask any deal besides the cash deal for "The Great Dictator."

Judge Conger Denies Bioff Itemized Particulars Bill

(*Continued from Page* 1)

$550,000 from four majors when Federal Judge Edward A. Conger denied Bioff's application for an itemized bill of particulars.

Bioff had sought information such as dates and places where alleged bribes were paid, the form of the payments, names of officials of film companies allegedly making the payments and similar details. The Court allowed only two items, unnamed by it, which it said the Government had consented to supply Bioff.

Screen Cartoonist Guild Bars Dealing With Bioff

West Coast Bureau of THE FILM DAILY

Hollywood—Efforts to settle the Screen Cartoonist Guild-Walt Disney Studios dispute encountered a new barrier when, according to a Guild spokesman, the SCG refused to participate in negotiations meeting when it was learned that William Bioff was scheduled to sit in. Special membership meeting of the Guild, the spokesman said, voted unanimously to have nothing to do with Bioff.

Van Dyke on "Thin Man"

West Coast Bureau of THE FILM DAILY

Hollywood — Metro has assigned W. S. VanDyke to direct "The Shadow of the Thin Man," replacing Mervyn LeRoy. Pic goes before the cameras on Aug. 1 with the "Thin Man" co-stars, William Powell and

Paramount Planning Extensive Regionals

(*Continued from Page* 1)

convention this year, Barney Balaban Paramount president said yesterday. Balaban asserted that selling under the consent decree necessitated a great amount of attention to detail in every situation which could not be gone into at a national convention.

In regard to the company's selling policies, Balaban said that until such time as he had discussed every angle of selling with Neil Agnew, sales chieftain, it would be impossible to make any statement on the subject. He did say, however, that with percentage pictures, it would be a question of what Paramount and the exhibitors thought of a picture that would determine any percentage basis.

Balaban said that he did not foresee any change in selling in Canada, with the sales forces expected to sell at least a minimum totaling this year's lineup. He explained this by stating that under the company's elastic production policy it would be impossible for the sales force to sell a given number of pictures in Canada at the beginning of the season above this year's announced program of 44.

Questioned as to whether or not Paramount would increase its theater holdings in Canada to offset the rapid development of the Odeon circuit there, Balaban said that Famous Players Canadian was interested in making deals with any theater owners who had worthwhile properties that would be important to Paramount.

Smalley Injunction Suit Against Para. Settled

Troy, N. Y. — Suit brought by Smalley Theaters, Inc., against Paramount Pictures for a show cause order and a mandatory injunction compelling the distrib. to carry out the provisions of a contract, has been settled and discontinued.

Plaintiff alleged that Paramount did not license its films to the Smalley Theater at Fort Plain according to the contract and that it was giving Schine's Little Falls Theater preference. Stipulation entered provides that terms of the contract be carried out.

Louis Phillips represented Para., and Leonard L. Rosenthal of Troy the plaintiff.

'Christmas In July'

Cleveland — "Christmas in July" became a fact here today when Louis Eick of Martins Ferry dropped into the National Screen office and bought Christmas and New Year's trailers for both his Fenray and Elzane Theaters. Local temperature was 92 degrees.

Finds Minn. Exhibs. Back "Anti-5" Law

(*Continued from Page* 1)

ied, after a tour of mort than half he state and interviews with more han 100 exhibs.

"Certain parties seem to be trying to create the impression that our members are beginning to weaken, that they are starting to worry about product," Strom said. "But the real truth is just the opposite.

"Some exhibitors I conferred with while out through the state have told me their present film contracts will carry them only through August or the first half of September, but even these boys are standing pat. Several of them told me they'd go so far as to close up rather than go back to the block of five plan of buying film.

"There is no move here to close houses for the month of July or for any other month, either because of lack of film or as a b.o. aid. If there are any closings for lack of pictures, they'll not come until October and likely not then, as long as some of the distributors are selling now under the Minnesota law.

"We are prepared for any action which may be taken by the distributors. We are not going to stipulate to set the anti-act aside until such time as its constitutionality is determined by the courts. We are ready to fight this thing through to the finish and don't let anyone make you believe otherwise. I've found only two exhibitors in all my travels through the state who are opposed to the new law and these two alone are certainly not going to control the actions of the majority nor of Northwest Allied.

"Distributors can spring any surprise they want. We'll be prepared for it. And I'm sure the court will give the attorney general and our attorney plenty of time to answer in any court action that is started."

Majors' Legal Attack on Minn. Anti-5 Block Law Is Said Near

Minneapolis—Legal attack on the Minnesota anti-five block selling law, long in preparation by major company counsel in New York, is expected to be launched here momentarily, with David Shearer carrying the ball for the distribs. as local counsel.

Decision to move now in the test case is said to have come suddenly in New York, when two of the three major companies insisted on action before the new selling season starts, United Artists, not a party to the New York consent decree, also is lined up in the fight against the Minnesota law.

It is reported the decision to withhold date of the attack on the law and course of procedure, is for the purpose of keeping distributor moves in the fight more or less secret from sponsors of the law until the last minute, indicating a "surprise" approach by which the distributors expect to get quick temporary relief, without endangering their future status. The surprise move is expected to shorten the trial as well, forcing a quick showdown one way or the other.

OUTSIDE LOOKING IN

Editor's Note: The opinions expressed in this resume of critical and columnar comment on industry matters are essentially those of the writers quoted; they do not necessarily reflect those of THE FILM DAILY.

JIMMIE FIDLER (*N. Y. Daily Mirror*): "Hope I'm not boring you with my attack on double features. I feel I'm fighting for the life of the films. The movies face bankruptcy if this attendance slump doesn't end —and I blame it on the duals.

"I started this about two years ago. Then it was near a one-man battle. Lately it has created national interest among producers, exhibitors and public.

"My mail has heavily increased from theater owners and managers. Of 411 to date, only two favor double features; 391 see double features ruining the business.

"Many theater men conducted polls on the question. Not one poll shows a public majority in favor of double features. Patrons of the Ken Theater (Chicago), are 77 per cent for single features, 21 for double, 2 per cent neutral.

"So, why doesn't the declining industry do something? Why don't theater competitors see they're fighting a common enemy, and get together?"

CHICAGO DAILY NEWS: "The House of Representatives at Springfield has voted, 81 to 49, to compel managers of movie houses to have a recess of 15 minutes after every hour of showing of any bill that runs longer than two hours and 15 minutes. This great 'health' measure is supposed to be aimed at the naughty 'double feature,' which is said to annoy some movie patrons and must certainly annoy the Hollywood producers or the theater owners—we don't know which, or why.

"Of course there are Tories who still cherish ancient delusions about people minding their own business and regulating their own amusements; but there are only 49 of them in the Lower House of the Sucker State. Eighty-one representatives are committed to the doctrine of Nursie State and Kiddie People.

"We think the law may be popular. The only thing more popular in the Little Red Schoolhouse than a recess was a holiday, and it ought to be that way at the movies. The lobby industries, including peanuts, candy bars, popcorn and pop, should boom. Jimmy Roosevelt's juke boxes can be installed in the lobby for patrons who prefer an unbroken evening of film gazing. Nursie Illinois is good to her little boys and girls."

THORNTON DELEHANTY (*N. Y. Herald-Tribune*): "Hollywood theater owners from many parts of the country came here . . . for their annual convention, which was devoted largely to speeches blaming the producers for the ills of the picture business, particularly as regards the double feature. The producers in turn blamed the exhibitors for ruining the business by giving away a set of dishes with every picture.

"Everyone agreed that the double feature was a menace, and each side held the other responsible. When the convention was over the exhibitors passed a resolution condemning double features, a move that will be about as effective as if Congress were to pass a bill decreeing that henceforth all children are to be born with not more than one eyebrow.

"The exhibitors, on the final day of the clambake, also passed a resolution disapproving of the preview system in Hollywood which permits the correspondents and syndicated columnists to evaluate pictures before the public gets a chance to see them. Evidently the theater owners are striving to find some way to keep their patrons from knowing how bad a picture is until they have paid their money to see it.

"From the theater owner's point of view this is an excellent idea. People are more inclined to see a picture if no one has said anything to discourage them, but it does not go far enough. The theater owners should pass a rule, and get Congress to enact it into a law, forbidding any patron who has seen a picture which he didn't like from relaying his opinion to any of his friends or acquaintances. This would do away with that word of mouth publicity which many experts in the field of showmanship consider immeasurably more potent than professionally directed propaganda. Of course, if by some weird quirk a patron liked a picture, he would be free to talk about it as much as he liked. He might even get some kind of reward. . . ."

Kennington-Richards Formed

Dover, Del.—Kennington-Richards Enterprises, Inc., has filed a charter with the corporation department of the Secretary of State's office to deal in theaters and places of amusement. Capital is 1,200 shares, no par.

Soviet Calls In Tele Sets

Moscow (By Cable)—All television sets, radio and phonographs must be turned in for storage for the duration, according to official notices displayed in post offices.

Delisi Sells to Bello

Nanty-Glo, Pa. — Joseph Delisi, veteran exhib. has sold the Capitol and Family Theaters here to Thomas Bello, who formerly operated theaters in Belle Vernon.

Majors Push Long Term Shorts Pacts

(*Continued from Page* 1)

closed "quite a few" two-year contracts but has not yet started its city drive.

Sid Ross, of the Warner exchange, reports that short product sales for the new season are ahead of the same period last year. Most of the downstate accounts have been signed but no effort has been made to sell in the metropolitan district.

RKO reports many March of Time and Disney contracts and a demand for other series. Calls for the Conn-Lewis fight films exceeded all expectations, it was said.

Twentieth Century-Fox shorts sales are about normal with the exchange awaiting showings of features before making a drive for contracts. Paramount also reports satisfaction with shorts bookings with the big drive in the offing. M-G-M will show shorts along with features at trade showings.

Retailers Spent $370,000 To Plug Benchley's Short

Retailers in 530 cities throughout the U. S. spent $370,000 for newspaper advertising in a three-week period for the Bob Benchley one-reeler, "The Forgotten Man," the Saturday Evening Post, which sponsored the pre-selling campaign for the reel, reported to Paramount yesterday. Paramount claimed the figure spent a record. Stores, it was said, used more than 1,500 ads plugging the reel and theater playdate. Short was given 685 first-run engagements in three weeks, a Para. record.

Nat Lefton Again Host

Cleveland—Nat L. Lefton, Repub- franchise owner, was host to the members of his exchange and their families at the first annual Republic picnic held at his lake shore estate. Gertrude Drukenbrod, Al Gregg, Rudy Norton and Lefton made up the committee in charge of the program of events which included games for the children and water sports for the grown-ups.

"Bombay" Held in 10 Keys

"They Met In Bombay" has been held over in 10 of its first key city engagements, M-G-M said yesterday, reporting business, ranging up to 208 per cent of normal.

Valentino Pix as Dual Bill

Following a test last week which clicked, two Valentino pix, "The Eagle" and "Son of the Sheik" start as a double bill today at Max A. Cohen's New Amsterdam.

Wolfberg Replaces Golden

Cincinnati—John "Bud" Wolfberg is new Schine booker for this territory, succeeding Joel Golden, now aligned with Universal.

Plan Elastic Program For 20th-Fox Shorts

(Continued from Page 1)

where elimination of double features or other circumstances which would increase the demand for shorts would allow the company to make as many shorts as necessary to fill the demand.

Half of the minimum program will come from the studios of Paul Terry, cartoon producer who has been distributing through 20th-Fox for some time. It is also pointed out that the far-reaching facilities of Movietone News enables the company greatly to increase its production of travel, political, sport or other types of shorts without any strain on the organization.

Detroit Film Row Buys Defense Savings Stamps

(Continued from Page 1)

here, according to statement to THE FILM DAILY by Edgar E. Kirchner, chairman of the Motion Picture Division.

Practically 100 per cent enlistment of exchanges on a weekly contribution basis has been secured, with purchases ranging from 25 cents up to some $25 and $50 bonds for some branch managers and salesmen. One salesman made a single purchase of $1,000.

Average sales to exchanges and supply companies have been about $400 weekly, with a steady increase so that the current weekly contribution is $500—about $2,000 in the first month.

Story in the theaters is just the reverse. Failure of Government officials to supply necessary signs to hang in the box-offices so that customers will know the bonds can be bought there, plus the failure to supply the books for the stamps, as undertaken when the campaign was started, has made it impossible to event start the drive, except in about a dozen houses in the state.

Available books and signs were placed in the Adams Theater, Detroit first-run house, and some 10 houses of the Associated Circuit here and upstate as of last Wednesday. Sales to date have, however, been negligible, with insufficient data to even make an estimate of Stamp sales.

Operate on Mrs. Niland

Cincinnati—Mrs. Peter Niland, wife of Columbia rep., is in Good Samaritan hospital, following a thyroid operation.

Force of Habit

Baltimore — When MPTO of Maryland presented a gold watch to Herman A. Blum at the testimonial dinner in his honor Blum took out his glasses to read the inscription. Quipped "Bill" Hicks: "Blum never signs a contract without reading it first."

REVIEWS OF NEW FILMS

"Hello Sucker"

with Hugh Herbert, Tom Brown, Peggy Moran

Universal 61½ Mins.

STILTED AND STAGEY, "SUCKER" BOGS DOWN DESPITE POSSIBILITIES IN CAST AND STORY.

There is little to recommend this picture. A clever yarn and, as far as leading characters are concerned, a good cast are here, but something happened somewhere and it all counts for naught.

A newcomer, June Storey, playing a 17-year-old Mae West character takes care of killing the sequences in which she appears, but the rest of the film, despite the clever Hugh Herbert and personable Tom Brown and Peggy Moran, is stilted and altogether too stagey. It might be acceptable for a second spot with a strong main feature.

Tom Brown and Peggy Moran—a couple of kids from the country, are sold a booking agency by "slicker" Walter Catlett. The former owner Hugh Herbert, convinces them they have been robbed but the three of them decide to carry on.

They begin booking acts into store windows and develop a good sized nation-wide "circuit." There is a lover's quarrel, a few knock-down and drag-out scenes and of course the pair are re-united through the efforts of Herbert.

There are some good comedy scenes in this, but not enough to make the picture.

CAST: Hugh Herbert, Tom Brown, Peggy Moran, Lewis Howard, June Storey, Walter Catlett, Robert Emmett Keane, Mantan Moreland.

CREDITS: Associate Producer, Ken Goldsmith; Director, Edward Cline; Author, Arthur T. Horman; Screenplay, Maurice Leo and Paul Gerard Smith; Cameraman, Charles Van Enger, ASC; Art Director, Jack Otterson; Associate, Ralph M. DeLacy; Editor, Ralph Dixon; Musical Director, H. J. Salter.

DIRECTION, Fair. PHOTOGRAPHY, Fair.

Hawaiian Kiddies Clubs Adopting Patriotic Motif

Honolulu (By Air Mail)—The patriotic motif has been interjected into all Consolidated Amusement Co. Kiddies' Clubs and the names of all the clubs have been changed to Young America.

The new junior organization will hold its first meetings Saturday at the Kaimuki, Palama, Kapahula, Kalhihi and Waipahu theaters on the island of Oahu and at the Palace Theater in Hilo. Each child will receive an American flag pin, emblem of the club. Boy Scouts will assist at the opening ceremonies.

The clubs will continue to meet every Saturday morning at their respective theaters.

"Blossoms" Withstand Heat

New York's heat wave has not been able to wilt "Blossoms in the Dust." More than 103,000 persons saw the picture during the first six days of its Music Hall run. Pix starts its second week at the house today.

☆ SHORTS ☆

"New England's 8 Million Yankees"

RKO-MOT 20 mins.

Interesting Issue

Dealing with the rock-ribbed shorelines and hilly fastnesses of New England, the cradle of the nation, this new issue of the March of Time is interesting for general audiences. However, it is a slightly confused subject, as it jumps from women's garden clubs to national defense plants. It might have been better if it had adhered to a closer-hewed line of material.

Subject shows Exeter, New Hampshire, as a typical New England town of a high order. It deals extensively with the people, their activities and way of life, all of which is interesting, but more on the travelogue style than the usual MOT material.

The noted Yankee Division is also seen in the subject, once again at full strength for the first time since World War I. In addition, a number of defense plants, including shipyards, are shown. The commentary is good and the subject is handsomely projected to the screen.

RKO Execs. in Field For 1st Tradeshows

(Continued from Page 1)

divisional sales heads, Bob Mochrie (East) and Cresson E. Smith (West).

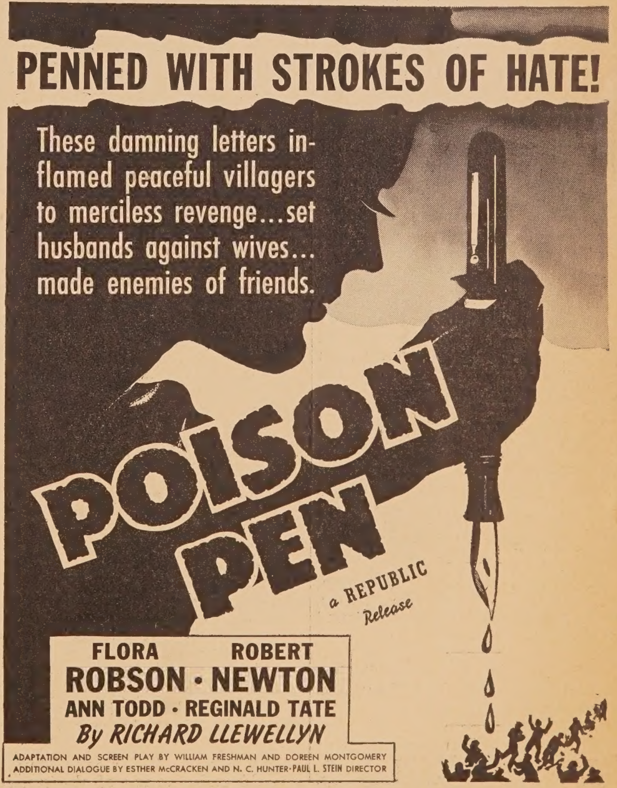
Additionally, district managers have been instructed to attend at least one trade showing in each branch of their respective territories. District heads on this tour include Gus Schaefer, Northeastern; Nat Levy, Eastern; C. Boasberg, Eastern Central; David Prince, Southeastern; W. E. Branson, Midwestern; L. E. Goldhammer; Prairie; H. C. Fuller, Rocky Mountain; J. H. MacIntyre, Western.

The company, it was said, plans to largely hold its tradeshows in theaters. Complexion of the first five-block was announced at the recent New York sales convention.

Harold Lloyd to Star In "My Favorite Spy"?

West Coast Bureau of THE FILM DAILY

Hollywood—Harold Lloyd is conferring with RKO studio officials on a reported plan to star in a picture. "My Favorite Spy," M. Coates Webster original, owned by Lloyd, is said to be under consideration.



PENNED WITH STROKES OF HATE!

These damning letters inflamed peaceful villagers to merciless revenge...set husbands against wives... made enemies of friends.

POISON PEN

a REPUBLIC Release

FLORA ROBSON · ROBERT NEWTON
ANN TODD · REGINALD TATE
By RICHARD LLEWELLYN

ADAPTATION AND SCREEN PLAY BY WILLIAM FRESHMAN AND DOREEN MONTGOMERY
ADDITIONAL DIALOGUE BY ESTHER McCRACKEN AND N. C. HUNTER · PAUL L. STEIN DIRECTOR

Para. 16-Week Production Cost Up $2,600,000

No "Sluffing" of Para. Pix for Summer, Balaban States at Press Confab.

(*Continued from Page* 1)

Coast by the PCC of ITO, and taken up by the MPTOA at its recent Los Angeles convention, Balaban and Adolph Zukor, Para. board chairman, who also was present, concurred in the opinion that the New York consent decree made necessary a new system of business "for everybody."

Exhibs. See Pix Well in Advance

Balaban and Zukor pointed out that exhibitors will see pictures well ahead of their bookings, will be able to determine a picture's worth and plan campaigns in advance, and that smart exhibitors will single-feature to conserve product. Balaban stated that if one large territory would go single feature it would pave the way for a national attempt.

Regarding pix advertising under the consent decree, Balaban expressed the opinion that increased costs and additional effort necessary to sell product certainly warranted increased advertising.

Breaking with generally accepted trade practice and custom, Paramount will have no set number of pictures on the 1941-42 program and will provide the studio with as large a budget as is necessary to produce and deliver pictures that will be top flight in every respect insofar as maximum costs, technical efficiency, stories and planning can make them, Balaban declared.

Planning Strong Pix for Two Years

Balaban said that Paramount has been planning such a program for two years in anticipation of world events and the New York consent decree. He pointed out that the company has a huge theater interest, and therefore must service these theaters with top-flight pictures; that shrinking foreign markets and increased production costs make it mandatory to increase earnings from every available source, and that only strong product can meet these needs. He was laudatory in remarking upon the tremendous strides made by the studio in diversifying and speeding up production and in increasing quality generally.

In emphasizing increased spending, Para.'s prexy said that during the past 16 weeks, the studio has spent $2,600,000 more on production than in the same period last year. Qualifying this expenditure, he pointed out that the company's financial position is excellent, earnings have justified increased expenditures and that earnings for the current quarter, would probably top the corresponding period last year.

No "Sluffing" on Summer Pix

Balaban emphatically stated that there would be no "sluffing" on the company's Summer schedule, and that every one of the 44 pictures sold on the current season program would be delivered, and delivered on time. He said that the company was well ahead now on its production schedule and a number of pictures on next year's schedule are in work, with several completed.

Paramount's first block-of-five to be sold under terms of the consent decree has been completed and by Sept. 1, a number of other pictures will be completed or in various stages of advanced production, Balaban said. He emphasized the point that Y. Frank Freeman and his production forces are farther ahead with actual and planned production than the studio has been any time in its history.

Make Production Fit Demand

Enlarging on the production speed-up, Balaban stated that the company's elastic policy will allow it to increase production greatly to meet any demands, but said that the studio will only produce material that has definite marketable qualities. He also warned that dissipation of product might be very harmful in the future, due to a scarcity of worthwhile stories and ideas.

Balaban said that theater attendance nation-wide has shown some improvement, and has increased generally in the far-flung Paramount interests, but that increased taxes have offset any benefits. He also said that he believed general admissions were slightly lower.

STORKS!

Jordan Lipschultz, Warners' booker in Newark, has a new son, Marc Robert, born to Mrs. Lipschultz in Beth Israel Hospital, Newark.

Coshocton, O.—A. C. Patterson, manager of the Mu-Wa-Tu Theater, announces the birth of a seven-pound son to Mrs. Patterson.

Richmond, Va. — Robert Taylor, doorman of the East End Theater, is the daddy of a baby girl.

Chicago—R. T. Barry, manager of Warners' Capitol Theater, is the father of an eight-pound baby boy.

COL. MAY HANDLE ARGENTINE PIX

Interested If Equitable Deal Can Be Worked Out, Says McConville, Back from S. A. Trip

Returning this week from a Central and South American trip, Joseph McConville, Columbia foreign manager, reported yesterday that company business was moving ahead, due to pictures that had a general appeal. McConville stated that the market was in a healthy condition, theater construction was continuing on a large scale, and conditions were generally good.

He said that company business was definitely better than last year in the territory.

McConville declared that he was still interested in making a deal for distribution of pictures produced in Argentina if an equitable proposition could be worked out. Under such a deal, Columbia would distribute these pictures throughout the world where they were marketable, he said.

He held conventions in Brazil and Argentina during his nine-week trip. McConville expressed the belief that Argentina would turn out about 50 pictures this year, with this total probably increasing in the future.

New Efforts Being Made To End SCG, Disney Strike

Hollywood—Although negotiations to settle Screen Cartoonists Guild's Walt Disney strike were stymied when Guild representatives charged that Willie Bioff had been invited by the Disney organization to participate in negotiations, new efforts were being made last night to settle the walkout.

Disney issued following statement to strikers:

"I believe you are entitled to know why you are not working today. I offered your leaders the following terms: All employes to be reinstated to former positions; No discrimination; Recognition of your union; Closed shop; Fifty per cent retroactive pay for time on strike—something without precedent in the American labor movement; Increase in wages to make yours the highest salary scale in the cartoon industry; Two weeks' vacation with pay.

"I believe that you have been misled and misinformed about the real issue underlying the strike at the studio. I am positively convinced that Communistic agitation, leadership, and activities have brought about this strike, and have persuaded you to reject this fair and equitable settlement. I address you in this manner because I have no other means of reaching you."

Guild representatives said they are willing to accept 50 per cent of retroactive pay to May 28, 1941 if non-strikers were assessed 50 per cent of what they earned since May 1928.

Chi. Operators Vote Not To Take Summer Pay Cuts

Chicago—Chicago operators' union executive committee voted yesterday that no Summer reductions in operators' salaries would be permitted. They also endorsed action of operators donating time to run defense films which they figure would amount to 1,000 hours weekly for 300 Chicago theaters.

Defense Bonanza In Ind. No. B. O. Aid

Indianapolis, Ind.—A list of defense expenditures of the Federal Government, compiled by the ATOI as distributed to the manufacturers located in the various cities and towns in Indiana, with the exception of Gary, gives a rather peculiar picture however true, of the enormous amount of money being spent in the state, while exhibitors located in the defense towns report business 20 to 30 per cent below normal. The total amount of Government spending totals $435,933,274.

Exhibitors in small towns of the state report that many of their patrons are leaving to take advantage of the high wages being offered in the defense manufacturing industries.

Exhibs. offer several reasons for showing absolutely no increase in box-office receipts, in fact just the opposite.

(1) That most of the industries are operating from two to three shifts; (2) that the country is suffering from war nerves and cannot sit still for three hours required for viewing a double feature program; (3) that listening to the radio for war news has supplanted motion picture entertainment for the present; (4) that most picture patrons formerly in the lower wage group, now employed in defense work a higher wages are seeking more expensive entertainment; (5) that most people are no longer interested in entertainment in which they can take no active part.

Indiana has one of the largest per capita expenditures for defense in the nation, estimated at $127.17 per person, despite the fact that b.o. receipts currently are from 20 to 30 per cent off, with wages going skyward and help scarce.

TO THE COLORS!

Chicago — William H. Bindel of Warners' Rialto Theater, has been called for Army service.

Chicago—John Inskeep and Sam Grossman of the National Screen Service have joined the Army. The boys were presented military kits by fellow employes.

Chicago—John Moeller of the Esquire Theater has been drafted for the Army. Eddie Knox also of the Esquire service staff, has joined the U. S. Coast Guard.

Cleveland—Sid Cohen, booker for Co-operative theaters of Ohio, who was inducted into the Army last week, has been sent to Fort Riley, Kan.

Academy Gives Views On Theater Acoustics

(*Continued from Page* 1)

acoustical and equipment engineers. The recommendations embody general principles to guide the acoustical design and construction of sound motion picture theaters.

In a recent letter sent to the president of each chapter of the American Institute of Architects, as well as other architectural groups, Darryl F. Zanuck, Council chairman, pointed out the value to architects of the information contained in the bulletin, and offered a sufficient number of copies for transmission to the complete membership of each organization.

Essential design features as summarized in the bulletin are:

1. A minimum volume consistent with the required seating capacity and proper auditorium proportions.

2. An auditorium width of from 50 to 70 per cent of the length and an auditorium ceiling height of not more than 40 per cent of the length.

3. The use of non-parallel surfaces; in particular, the floor should not be parallel to any ceiling section not opposite side wall sections parallel.

4. The use of convex rather than concave surfaces. In addition, the wall and ceiling surfaces should otherwise be broken up so as to thoroughly diffuse the sound.

5. Auditorium absorption characteristics to provide the same rate of sound decay in a vertical as in a horizontal direction from side to side or from back to front walls.

6. Heavily upholstered seats and ozite-lined carpet in the aisles.

7. Backstage treatment giving a negligible amount of reflected or reradiated sound from the backstage into the auditorium.

8. A heavily carpeted proscenium designed for good viewing conditions from the front seating section.

9. Auditorium walls with sufficient sound insulation material to prevent extraneous noise entering the auditorium.

10. The projection booth acoustically treated with fire-proof material and projection ports equipped with acoustic baffles.

11. All equipment subject to vibration and hum such as arc generators, voltage regulators, lighting control equipment, etc., acoustically isolated from the auditorium.

12. Air-conditioning equipment of a high-volume, low air-velocity type with air ducts provided with acoustic baffles.

Long narrow auditoriums, high ceilings, excessively long and narrow balcony overhangs, concave focusing surfaces, and large unbroken reflecting areas should always be avoided, as acoustical faults will always result from their use.

If these recommendations are followed, the resulting auditorium will give sound (as reproduced on a modern two-way equipment) with high intelligibility, warm, natural screen presence, good balance between high and low frequencies, uniform loudness level throughout the auditorium and the proper relative balance between high level music passages and low level, intimate dialogue scenes, the bulletin declares.

Recommendations for reducing acoustic difficulties on motion picture sets were made recently by the Academy's Research Council.

Duplex Theater Idea Revived

Associated Project Will Be Test Of Duals

(*Continued from Page* 1)

the angle of duplex theater construction, an idea popular in theater construction about the time of the last war. Construction has been started on a second 900-seat theater to adjoin the present 1,200-seat Wyandotte Theater in the south end suburb of Wyandotte, where Associated also owns the only other two theaters in town. The new building, which will include two store units, will contain 900 seats.

"The basic policy will be single admission which will allow patrons to attend either theater auditorium," Schreiber said. The usual two feature program will be shown in one auditorium, while the other will show the main attraction single feature, with the rest of the program made up of short subjects and news reels. Those patrons who prefer double bills can have them, and those who prefer a shorter show or single bill can likewise have it. There will be no differential in admission price.

Test Case for Duals

"Thus there will be a determination of how many patrons go to one show only, and how many prefer double features. There are, of course, other possibilities, but the basic theater policy at the opening will be adapted to the needs of the present, and an attempted solution to the double bill evil.

"Associated has experimented on a small scale with single bills in Wyandotte, and found it successful when the picture played was strong enough to warrant single billing."

Two other construction projects are included in the same announcement by Schreiber. The Iris Theater in Detroit, which they have just taken over, is to be closed in about three weeks, and will be completely remodelled at an estimated expenditure of $30,000 for opening in September.

To Demolish Norwood

The Norwood Theater on Woodward Ave., one of the oldest neighborhood theaters in the city, is to be torn down in about a month for street widening, and will be replaced by an entirely new theater structure.

Shindler to Construct $100,000 Pic Theater

Wilmington, Del.—Benjamin Shindler, manager of the Ace Theater, has announced that construction of a film theater to cost more than $100,000 will be started within a few weeks at Boxwood Road and Maryland Ave. in suburban Crestwood.

The property in Crestwood was purchased recently by Shindler, and an initial survey was immediately started.

House will seat about 800, Shindler said, and will incorporate every modern design of theater construction. It is planned to have the theater ready for opening in the Autumn.

NTS Outfits Capitol

Albany — Albany branch of National Theater Supply Co. has installed Simplex High lamps, Hertner generators and a Walker PM screen in the Capitol Theater here. The Capitol is one of the Banton Circuit Theaters.

Steel Tower Will Make Fox Building a Landmark

Detroit—Construction of a 100-ft. steel tower atop the 125-ft. Fox Theater Building is designed to give the house the most outstanding sign in Detroit, when the present two-story sign is removed because of city ordinance condemning stickouts on Woodward Ave.

The sign, being erected by Walker & Co., will have a slow motion flasher effect on the lower 40 feet, through use of 4-ft. sections. Upper 60 feet on each of the four sides will have the name F-O-X in red lettering 14 feet high. A dual read beacon light will top the entire structure. Sign will be constructed to withstand a 100 m.p.h. gale, according to L. C. Van Boven, who is directing the job.

"Million" Order Filled

Indianapolis—All booth equipment and accessories placed in the new Open Air Theater on U. S. Road 40 just west of this city has been furnished by the National Theater Supply Co., and was purchased by C. E. Million, operator.

Gets International Chairs

Taftville, Conn.—Hyman Schwartz, operator of the 312-seat Hillcrest for the past 15 years, will install new International floating comfort chairs and modernize his projection booth. Modern Theater Equipment has the job.

H-I Lamps For Haven

Brookhaven, Miss. — New high-intensity lamps have been installed in the projectors at the Haven Theater here, it is learned from Jack Downing, manager.

USAIRCO
ENGINEERS
HAVE MADE A LOT OF
Improvements
IN LOW COST
COMFORT COOLING

To date there are over 8,000 USAirCo theater installations. Such a record brings justifiable pride in having attained the industry's No. 1 position in theater cooling. But its real significance lies in the benefits to be derived by the exhibitor from the wide and varied experience it represents.

Many of these thousands of installations presented new and unusual problems to challenge the skill and ingenuity of USAirCo engineers. Their solution upset many an apple-cart of old-time air conditioning theory. New, more practical, more economical methods had to be devised. As a result, scores of improvements have been perfected by USAirCo engineers which have brought Kooler-aire to new peaks of efficiency and costs down to the lowest level in years.

You, like every other smart operator, no longer question the need for comfort-providing, business-building theater cooling. But you are concerned over what type of system will do the job best at the least cost. Equally important—Who makes it? Who installs it? Who stands back of it?

So before you invest in comfort cooling equipment, get the answers to these important questions. Learn what is new in theater air conditioning. Get all the facts about the different types of cooling—blower, evaporative, cold water, refrigerative—all of which are made by USAirCo.

Find out how little Kooler-aire costs—how easy it is to buy—why the theater industry has for 17 years made USAirCo its first choice.

THE EARNING POWER OF CONTROLLED AIR CONDITIONING in the Modern

UNITED STATES AIR CONDITIONING CORP.
Northwestern Terminal FD641
Minneapolis, Minnesota

NAME ....
THEATRE .... CAPACITY......
CITY .... STATE........

Legislation Spurs New Building in Cuba

(*Continued from Page* 1)

is to influence remodelling operations indirectly, because with the building of new stands it is virtually certain that existing houses will modernize so as to better meet competition.

Ernesto P. Smith, manager of Columbia, will add very soon another theater to his already large chain of movie houses. He is building a 1,050-seat movie house at Egido St. here. It is being equipped with Western Electric sound, Century projectors and Cyclex lamps. It will be known as the Universal.

Jesus Perez Gonzales is building a 1,650-seat motion picture house at Calzada de Columbia y 6, Almendares of steel and concrete. Cost of the house, $60,000.

The management Cines Pons, S. A., is building at Belascoain between Concordia y Virtudes a 1,000-seat movie house. Equipment was sold by Western Electric.

Carlos Arroyo, manager of three more movie houses is building a new one at Moron Camaguey. It is to have a seating capacity of 1,050, and will be known as the San Carlos and equipped by the National Theater Supply Co. There is a new movie house, Margot, at Puentes Grandes with a seating capacity of 700, likewise equipped by the National Theater Supply Co.

In the renovation field about 15 movie houses are being improved in Havana at the present time.

Further Simplex Sales Are Reported by NTS

Eleven new installations of Super Simplex projectors have been announced by National Theater Supply Co. Included in the list are the Warner, Pittsburgh, and the RKO Keith, Washington.

Other houses are the Virginia, Harrisonburg, Va.; Iager, Iager, W. Va.; Madison, Albany; American, Troy; Delaware, Albany; Capital, Ballston, N. Y.; Colony, Schenectady; W. G. Handley's Auditorium, Springfield, Ga., and the Fairlawn, Washington.

Rembusch Buys Lenses

Elwood, Ind.—Trueman Rembusch, operator of the Elwood Theater here, has installed new Bausch & Lomb Super Cinephor lenses in connection with Simplex E-7 mechanisms.

Noxen Gets Air Conditioning

Noxen, Pa.—Completing the extensive improvements made by the management of the Noxen Theater was the installation of a complete air-conditioning plant.

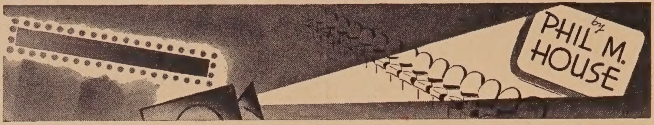
WTS Supplies Arbor

Omaha—Western Theater Supply Co.'s local offices announce installation of Mirrophonic De Luxe sound in Arbor Theater here.

New Charles Stearns House

Rochester, Mich.—Charles Stearns will build a new 1,000-seater here.

OF MATERIAL INTEREST



▼ ▼ ▼

● ● ● LAST week, Iran......which in happier days of the little red schoolhouse (not C.C.N.Y.) we used to call "Persia"......declared its neutrality......in the Nazi-Soviet brawl......and judging from a dispatch from that distant neck of the woods......the Iranians are doing their best to live up......to their newly-declared status......Evidence is furnished via the new Alborz Theater which has just opened in that country......British, Russian and American films are being shown via German-made projectors......The Alborz has 1,200 seats......bringing the film theater seating total in Iran to approximately 24,000......In the first three months of 1941......60 per cent of the 65 films shown were from the U. S. A.

▼ ▼ ▼

● ● ● *THROUGH a misunderstanding and subsequently-published yarn......we inadvertently (in type) used up the two-week vacation span......for those noble toilers up in Heywood-Wakefield's factory in Gardner, Mass.......Well, anyway, they're off today......and we hope they have as much pleasure and recreation......as it is possible to have in a fortnight......plus the two weeks they only got typographically......*

▼ ▼ ▼

● ● ● A week ago yes'day......Western Electric's information dept.......opened an exhibit of industrial photography......in the lobby of Bell System headquarters at 195 Broadway......The pix emphasize the theme of "National Defense"......as interpreted by the noted pictorialist, Holmes I. Mettee......Many of our equipment bigwigs attended the show......right in its early stages......

▼ ▼ ▼

● ● ● *SPEAKING of photos......the best among those made this year by members of the Kodak Camera Club of Rochester......—largest group of its kind in the world—......hang in the 20th Annual exhibit in Eastman Kodak office building there......The exhibit of 612 entries constitutes for the first time this year...... a Kodak National Salon......And anent Rochester......Robert W. Reed, who has received a Ph.D. degree at the Institute of Paper Chemistry in Appleton, Wis.......has returned to the up-State city to become affiliated with Eastman Kodak......*

▼ ▼ ▼

● ● ● BART DATTOLA, head of Dattola Amusement Enterprises, is all set to give his org. and its customers......a neat Xmas present......—which sure is an instance of farsightedness......when you consider the anything but Ole Santa atmosphere just now......down in New Kensington, Pa.......There he's puttin' up a 1,000-seater......plans for which have been completed......and contracts awarded......Stand'll bow in time for Yuletide......

▼ ▼ ▼

● ● ● *ON Tuesday, Bausch & Lomb Optical paid out a dividend of 25 cents a share......on the company's common......and $1.25 a share on the preferred......Jerry Jackson, son of Jerome Jackson, is delighted with his new de luxe theater in Williamsberg, Ohio......and the grand array of equipment in it......Cincinnati reports that the first of the new Otto Hehn Retiscopes to go into a theater there......has done so......it's in the Mariemont Theater......The Retiscope is a special patented glass fiber screen......and thereby hangs a tale:......The Nazi's wanted the invention badly enough......to allegedly hustle Otto Hehn through 11 concentration camps......keeping him just ahead of the American Consular Service for 15 months......*

« « « » » »

Shift of Plans Made In Up-State Project

Rochester—Merger of two building projects in suburban Brighton has effected the new theater planned for that section.

The new development, a half-million dollar building enterprise, will include the theater and a large block of stores.

Plans for the project, which will get underway in two weeks, call for a 1,200-seat theater, two large stores and 12 smaller stores.

The two building projects were merged when it was feared both projects might place too many stores in the Brighton area, dislocating both town planning and economic balances.

Philip Smith Theatrical Enterprises have the lease on the theater. A supermarket and Neisner's will occupy two of the larger stores.

Construction Details Set For Legit. House

Montreal—G. W. McGregor, veteran showman, announces that final preparations are now being completed for the construction of a new, legitimate theater in Montreal. The theater, which will be located on Mountain St., will be of the most modern design and equipment, both for the presentation of stage shows and the accommodation of its audiences.

Plans include a 100 by 60 ft. stage, an orchestra pit that will accommodate 90 musicians, a smoking lounge 80 by 100 ft. and a seating capacity of 1,484. McGregor announces that ground will be broken shortly and that the tentative opening date of the new house is March 1, 1942.

Improvements Started To Mississippi House

Gulfport, Miss.—Renovations and repairs which include enlargement of the lobby and construction of a new front and a large marquee with a silhouette sign have been started at the Anderson Theater here, of which A. F. Hughley is manager.

Work on installation of two new air conditioning units is about complete, replacing the old-type ventilating fan which has been used. The other improvements will be made as quickly as possible.

To Reopen The Strand

Farrell, Pa.—The old Strand Theater, which has been closed for seven or eight years, has just been taken over by Messrs. Potts, Hollick & Moznik. After undergoing extensive repairs and alterations, and the installation of new equipment throughout, this theater will reopen on Sept. 1.

Ritz Gets New Carpet

Anniston, Ala.—Alexander Smith carpet has just been installed in the Ritz Theater, owned and operated by Alabama Theaters, Inc.

IMRC Building New Commercial Pic Proj.

(Continued from Page 1)

projector offers several unique advantages never before available in one self-contained unit, the company asserts.

Employing the latest RCA Projector and Sound System, together with a continuous automatic reel, it will handle up to 1200 feet of 16 mm. Sound Film. Operation is completely automatic. It is started by push-button and the machine stops at any predetermined point by notching the film.

A motor driven humidifier in conjunction with filtered air insures long life to the film. The cabinet is completely sound-proofed. A 17 by 22 plastic screen produces an excellent image from any viewing angle. The cabinet is 71 inches high and 33 inches deep. It is made of walnut and is solidly built to withstand rough handling.

Another Wilmington House Planned by Ben Shindler

(Continued from Page 1)

ing the new theater built, from plans by Samuel Abramson, Philadelphia architect. The theater, two stories in the auditorium section with a three-story front facing Maryland Avenue, will seat 800 persons. There will be a balcony and offices on the second floor. An adjoining parking lot with easy access to the theater, will accommodate 125 automobiles.

Mirrophonic Selected By 14 Seattle Stands

(Continued from Page 1)

Ariz.; Campus and Pic Fair, Los Angeles; Star, Sonora, Calif.; Piedmond, Oakland; Esquire, San Francisco; Dinuba, Dinuba, Calif.; Del Mar, San Leandro, Calif.; Alger, Lakeview, Ore.; Esquire, Portland; Rand, Sutherlin, Ore.; Custodial School, Buckley, Wash.; Roxy, Bremerton, Wash., and Vale, Vale, Wash.

Hart Theater Gets Equipment

Baton Rouge, La.—The Hart Theater has installed Motiograph sound, Brenkert projectors, B & L lenses and new seats and carpets. Wil-Kin Theater Supply, Inc., of Atlanta, did the job.

New Royal Is Refurbished

Atkins, Ark.—The New Royal Theater has been remodeled and redecorated. New cushion seats have also been installed.

Barringer Buys Chairs

Geary, Okla. — Virgil Barringer, operator of the Broadway Theater here, recently installed 100 new seats in that house.

Lion Likes Walker

Los Angeles—For use in its numerous preview rooms, Leo the Lion (M-G-M), has just purchased 10 of the newest type Walker PM screens, according to Lloyd Ownbey, manager of National Theater Supply Co.'s local branch. Installation of the 10 screens follows selection of them by other important Hollywood studios, including that of Technicolor.

Ebersons Working On Five Important Jobs

(Continued from Page 1)

tors, have been designated as the contractors for the re-building of the Alvin Theater in that city, which new stand is designed by the Ebersons.

Latters' New York offices also announce that they have filed plans with the District of Columbia for a new theater to be erected at East Capital St. and Minnesota Ave. by the Congressional Amusement Corp. of Washington. It will be a 1,000-seater.

Strand, Lansing, Mich., owned by the W. S. Butterfield Theaters, Inc., is undergoing extensive remodelling operations and will reopen Aug. 1. This house is being renamed "Michigan." The Ebersons are the architects also for this theater.

Galbreath Buys Town; Film House Is Planned

(Continued from Page 1)

Corp., consisting of about 600 acres with some 1,500 homesites, business areas, school grounds, streets, and two parks.

Galbreath intends to have built 250 or more houses, a business center, recreation center, financial institution, and a theater. No consideration was made known but Trumbull County records show a tax valuation of $1,535,000.

G-E Sales Book in Use

A new packaged sales presentation book for the "packaged" cooling line has been recently issued by the General Electric air conditioning and commercial refrigeration department, Bloomfield, N. J., for its dealers and distributor salesmen.

Sirica Bettering Capitol

Waterbury, Conn.—Michael Sirica is set to start renovation of his 750-seat Capitol, including new seats, new balcony and complete interior redecoration.

Condra Re-opens State

Milltown, Ind.—E. L. Condra has reopened his State Theater here after a general overhauling and redecorating as the result of a recent fire.

Grand Gets Photophone

Steubenville, O.—RCA Photophone has been installed in the Grand, belonging to Biggio Brothers.

Peerless MAGNARC gives you champion performance in all 3 fields

✓ OPTICAL

The most efficient optical system ever developed for arc lamps is used in the Peerless Magnarc. Its 14-inch diameter reflector gathers all the useable light and efficiently projects it.

✓ MECHANICAL

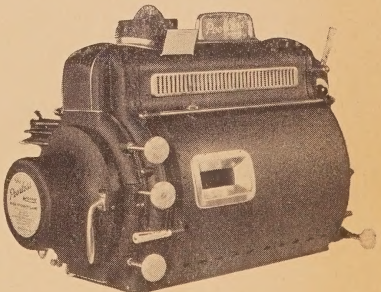
The Peerless Magnarc has by far the fewest moving parts. It's unit built throughout. There is only one rotating shaft in the entire arc compartment of the lamphouse.

✓ ELECTRICAL

The Peerless Magnarc arc feed is of wide range and will accurately feed all carbon combinations at their respective rate within the amperage range (35-65 amperes).

More light on the screen! Clearer, sharper black and white pictures! Infinitely better and truer projection of color! Quicker, safer seating due to the high screen brilliance.

These are advantages the world-renowned Peerless Magnarc Simplified High Intensity projection makes possible—at a cost you can afford. It's high intensity, but low wattage, low amperage, low cost per light unit on the screen. The Peerless Magnarc is the pacemaker—the lamp for de luxe projection.



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Savini Notes Boom In Theat. Building

(*Continued from Page* 1)

because these sections have felt the slump more than the New York and New England areas, he adds.

Savini attributes this activity to renewed confidence on the part of the independent exhibitor to obtain a steady flow of product under the consent decree. "Heretofore," says Savini, "the 'Little Fellow' was at his wit's end to secure pictures. Now he knows he can force the situation where product is refused. Thus assured, he is going ahead with much needed improvements which he had been putting off because of his uncertain position. The average exhibitor is willing to take a gamble if he is reasonably sure of a return. He still believes in the picture business so long as he has something to offer worth selling.'

Savini agrees with this viewpoint as he feels that by September a natural amount of extra revenue out of the great sums now being spent on defense works is sure to gravitate to the boxoffice. Motion picture business is due for a boom in the Fall, he says, and the small exhibitor is in a better position than ever before to gather in his share.

Stageburg Completes Plans

Starke, Fla.—O. C. R. Stageburg, of Gainsville, has completed plans for the new Florida Theater, being built for the Manassa family, owners and operators of several Florida houses. Building contract has been awarded R. H. Mathe & Son.

Damms Buy Da-Lite

Osgood, Ind. — Damm Brothers have purchased a new Da-Lite screen for their Damm Theater here.

New Catalogs

STAGE EQUIPMENT: J. R. Clancy, Inc., of Syracuse, N. Y., has just issued a four-page folder, under the title, "Key to a Good Stage," and presenting latest information on the organization's curtain hoists, stage rigging, stage hardware and traveler tracks. Theatermen and others interested in obtaining a complete catalog of Clancy products can do so by addressing a request to the company.

LUMINESCENT LIGHTING EFFECTS: The Stroblite Co., 35 W. 52nd St., New York City, has compiled a 16-page booklet dealing with luminescent colors via which showmen can achieve unusual lighting effects for decoration, stage presentations, and other aspects of theater operation, including displays. Stroblite U. V. Colors are described, and color samples shown. Essential equipment for obtaining the luminescent effects are also listed. Stroblite was employed by 16 exhibitors at the recent New York World's Fair, and one of its regular users in the exhibition field is Radio City Music Hall.

WHO'S WHO IN EQUIPMENT

ARTHUR J. PALMER. Executive vice-president of International Projector Corp. Was associated for 14 years with Walsh Construction Co., one of the largest contracting firms in the United States. Later served as auditor and field operating manager for Goodyear Tire and Rubber Co. Immediately prior to joining General Theaters Equipment Corp. was Director of the Beverage Tax Division of the State of Wisconsin. For the past five years he has been executive assistant to Earle G. Hines, president of General Theaters Equipment, and for the past year executive vice-president of CineSimplex Corp. On May 28 of the present year, Palmer was elected vice-president of International Projector Corp. at a meeting of that organization's directorate. His wide business experience in various lines and his connection with the motion picture industry for the past five years will, his fellow executives of IPC point out, be of great values to that organization in solving many of the problems which have been created by the current emergency situation. He headquarters in New York City at 92 Gold St.

Wil-Kin Places Motors In 16 Southern Houses

Atlanta—Wil-Kin Theater Supply, Inc., has recently installed Bobin-Imperial generators in 16 Southern situations. List includes the Paramount-Richards Drive-In theaters in Jackson, Miss. and Shreveport, La., and Alabama Theaters, Inc., Clover, Montgomery and Calhoun, Anniston.

Five North Carolina Theaters, Inc. houses, including the Colony, Fayetteville; Carolina, Chapel Hill; Ambassador, Raleigh; Paramount, Hickory, and Paramount, Goldsboro, were equipped. Other installations were in J. C. Hester's Florida, Pensacola; Pal Amusements' Pal, Lyons, Ga.; Palmetto, Spartanburg, S. C.; Carolina, Columbia, S. C.; Carolina, Greenville, S. C.; Ritz, Columbia, S. C., and Grove Park, Atlanta.

Bernier-Hebert Planning To Remodel Somersworth

Somersworth, N. H.—The Somersworth Theater, this city's only film house, will be completely renovated soon, according to the new operators, City Councillor William H. Bernier and Edmond G. Hebert, who have acquired the business from Peter M. Gagne. The theater's present staff will be retained.

Gagne is retiring after 40 years in the film theater business here. In recent years, his son, Valmore, had managed the theater while Peter Gagne served as United States collector of internal revenue in this district. He is also a former mayor of Somersworth.

Circosta Improves Roma

Bellaire, O.—James Circosta has put his Roma Theater in shape with new Simplex high intensity lamps and rectifiers furnished by the Cleveland office of National Theater Supply Co.

Silman Puts In Air Cond.

Luxora, Ark.—Moses Silman, owner and operator of the Lux Theater, announces that a new air-conditioning system is being installed.

Royal Amusement Silent On Its Waikiki Project

Honolulu, Hawaii—Announcement by local real estate men that the Royal Amusement Co., Ltd., would build a 1,000-seat theater in the Waikiki district could not be confirmed, although it was not denied.

Adolph Ramish of Los Angeles, president of the theater company, is now in Honolulu but he refused to confirm or deny the statement of real estate men that the company has obtained an option on a theater site in Waikiki.

RCA and Electricians Sign Indianapolis Fact

Indianapolis — A new agreement calling for "substantial increase" in wages for R.C.A. Manufacturing Company, Inc., workers has been reached between the plant and Local B-1048, Electrical Workers, International Brotherhood, A.F.L., Francis O'Rourke, business agent announced last week.

Other changes to improve the contract's workability, as to holidays and apprenticeships also have been made.

Purchase American Theater

Starke, Fla.—W. N. Carnasion and Sam K. Stratos, proprietors of the Park Theater, have purchased from the American Amusement Co. the American Theater at Camp Blanding. Herschel Haines of Gainesville is president of the American Amusement Co. and handled the transaction. The name of the theater will be changed to American Eagle Theater and will be managed by Stratos. Carnasion will continue to manage the Park Theater. The American is to be renovated and equipped with a larger screen.

Star Exterior Improved

Marked Tree, Ark.—The Star Theater has rebuilt its box-office and display front, the box-office having been set back from the street several feet.

St. Louis Amusement Refits Shenandoah

St. Louis—A complete remodeling program has been started at the local Shenandoah, one of the units of the St. Louis Amusement Co. The work will be completed about Labor Day. Plans and specifications for the improvements were prepared by Leo F. Abrams, architect, while the general contractor is Sol Abrahams & Son Construction Co., also with offices in the Title Guarantee Building.

Plans call for the construction of a new modern front of structural glass from the pavement level to the canopy and stucco above the canopy.

A new marquee, with removable letters, extending 80 feet across the facade, will be erected. The interior improvements will include a new lobby, air-conditioning equipment, new carpets, redecorating.

The Shenandoah was erected about 1913. For several years it was devoted to stock drama and musical shows alternating with the old Park Theater on Delmar Blvd., west of Hamilton Ave. It was then converted into a motion picture house. It has about 1,500 seats.

Fire-Gutted Theater Is Now Being Rebuilt

Rosedale, Miss.—The theater recently destroyed by fire here is being rebuilt from plans prepared by Anker F. Hansen, Memphis architect, it is announced by Miss Ethel E. Lobdell, owner.

The new theater will be 39 by 94 feet over all, of brick construction. Attached to the theater building will be a 20 by 34-ft. office building.

The lower portion of the building will be treated acoustically, and the new building will have a balcony as well as a main floor.

Schrank Places Order

Denver—M. P. Schrank has purchased drapes and Vallen track from local branch of National Theater Supply Co. for his Rio Theater in Jordan, Mont.

Theater Fires

Cincinnati — Nuisance fires have been upsetting routine of Charley Behlen's Grand Theater, Lancaster, O., Willis Vance's State, Newport, Ky., and George Pekras' Ritz in Columbus. Damage consisted mostly of burned film.

Omaha — Two projectors were damaged and some film destroyed when fire broke out recently in the projection booth of the Muse Theater, Oseeola, Neb.

Fall River, Mass.—Fire recently caused more than $1,000 damage to the Durfee Theater in this city.

New Jersey Theater Is Acme of Modernity

Plans and specifications have been prepared by William I. Hohauser, architect, for the erection of a new theater located on Broad St., opposite LeRoy Place, Red Bank, N. J., the former Methodist Church site.

The theater will have a seating capacity of 1,500. The size of the building will be approximately 100 x 250 feet deep and will have as modern theater equipment as any theater in the U. S. with cooling and dehumidifying plants, Western Electric sound system with wide range Mirrophonic sound.

Building will be entirely fireproof, built out of brick and steel. Regular stage to take care of travelling attractions, motion pictures, and provision is being made in the erection of this theater, to receive television, when and as if it arrives for theater exhibition.

The theater will be set back 40 feet from the curb line, so that automobiles may drive in and unload their patrons at the theater door. There will be 1,100 seats on the lower floor and 400 seats in the balcony with large cosmetic rooms for the ladies and large smoking rooms for the gentlemen, on both floors.

This theater will be known as "Community Theater," and operated and managed by the Walter Reade Circuit.

Detroit House Acquired By the Cohen Brothers

Detroit—The Town Theater, closed some weeks ago by Jack Broder after running on a combination stage show and subsequent run policy, has been taken over by the Cohen Brothers, circuit operators.

House will be revamped and reopened in the Fall, probably with a first-run policy, using Class B films, and possibly stage shows in addition.

Perkins Equips Melrose

Toronto—Sale is reported by the Perkins Electric Co., Cincinnati, of Time Recorder sound equipment, Gardiner projector, and complete booth equipment for the new 600-seat Melrose Theater at North Bay, Ont.

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Dearborn Film House Believes in Satisfying . . . Via Both Film Fare and Inner-Man Variety

Detroit—A soda fountain installed in the second floor level foyer of the new Carmen Theater in Dearborn is the first installation of this kind ever made here. The dairy bar is circular, seating 30, and on balcony level, accessible only by stairway from the lobby, as the auditorium proper has no balcony. The fountain is in a rotunda-shaped tower that dominates the building architecture by its corner position and series of 12 clear glass windows, each 20 feet high.

Redecorated Colonial Opened by WMT Circuit

Pittsfield, Mass. — The Colonial Theater, dark for two years, has been reopened by Western Massachusetts Theaters, Inc., after having been completely redecorated.

This 38-year-old theater, acquired some years ago by the Goldstein interests, has had two previous openings as a movie house, but with payrolls more than tripled by defense orders here the Goldstein Brothers expect a long run. James M. Gerauld is the manager.

Sparks Spends $50,000 On Empire Remodeling

Daytona Beach, Fla. — Approximately $50,000 was spent on remodelling the Empire, a Sparks house, recently reopened. The seating capacity of the theater has been reduced from 1,300 to 1,153 to allow more room between seats.

Blue and gold is the color of seats and velvet curtain, with rose tapestried walls and a grey carpet. A three-unit air-conditioning plant may be used for heating or cooling the structure.

Long Completing Jobs

Detroit — Edward Long, of the Long Sign Co., is completing remodelling of the Granada Theater for Arthur C. Robinson and the Franklin for L. D. Golden. Long jobs now finished include fluorescent lighting in the new Mercury for United Motion Theaters, and front of the new Carmen for Greater Detroit Theaters.

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Venerable Youngstown Film Theater Shutters

Youngstown, O.—The Ohio Theater, which recently was purchased by the city to make way for the completion of a street widening project, has closed its doors.

Manager Paul Raful and Mrs. Raful will take a vacation after six years of continuous operation of the neighborhood house and on returning will push plans to build another theater.

The Ohio, which is the oldest local theater now standing was built 26 years ago. It was known as the Market St. Theater and later as the Astor until 1935, when the Raful's took over the management.

Simplex High Lamps in 5 Houses

Simplex High lamps have been installed in the Capital, Ballston, N. Y.; Palace, Petersburgh, Va.; Easttern High School, Washington, Henry's Theater, Hagerstown, Md., and Majestic Mt. Savage, Md.

San Francisco Sales Reported by Jacobs

San Francisco—Sudden spurt in Northern California theater sale activity is reported by J. Leslie Jacobs. San Francisco broker has closed three deals in the past two weeks.

Ellis Theater, 1,500-seat San Francisco nabe has been sold by John Vasconcellos to Peter Krypros. New owner plans renovating job amounting to several thousand dollars.

The 900-seat Strand in Gilroy, near several new army camps passed from Bruno Veechearello to Peter Lima. House will get a complete going over to the tune of $10,000.

In Portola, Sierra mining and lumber town, Granville MacPherson, owner of the Portola, has bought out the Harvey Amusement Company's 280-seat Plumas Theater.

New Charlotte Theater to Be Photophone Equipped

Charlotte, N. C.—Midwood Theater Corp., headed by A. B. Carver, is building a new house in the northern section. To be known as the Plaza, the theater is scheduled to be opened Aug. 15.

RCA Photophone has been awarded contracts for sound and booth equipment, including projectors, lamps, film cabinets, reels, and splicer.

"SUNNY"

One of the most effective ways to make your theatre bright and cheerful is to install richly colored Alexander Smith Carpets — the carpets you find in most of the country's successful theatres.

ALEXANDER SMITH CARPET

EQUIPMENT FIELD NOTES

JOE HORNSTEIN, prexy of Joe Hornstein, Inc., announces installation of Mirrophonic De Luxe sound equipment in the Raritan Playhouse, Raritan, N. J.

* * *

Wagner Silhouette Signs have been purchased by the Imperial Theater, Brunswick, Md., and the State, Clarksville, Va.

* * *

Bijou Amusement Co. is re-equipping its 600-seat Ritz Theater in New Orleans, and its Lincoln, Charleston, S. C., with new RCA Photophone sound.

* * *

The Floyd Theaters, owners of the Park, Avon, Fla., are celebrating first anniversary of their entrance into the film industry in this part of the state. In addition to having made many improvements to the old building which they acquired, they have started work on a new theater in the nearby town of Sebring. Bill O'Neill is manager.

* * *

Capitol Theater Supply Co., Boston, reports installation of Mirrophonic De Luxe sound in the Palace, Penacook, N. H.

* * *

Voigt drinking fountains, newly installed, are refreshing pic fans in two Baltimore, Md., stands,—the Grand and Palace.

* * *

V. U. Young is building a new 700-seater in Gary, Ind. It will be known as the Ridge. RCA Photophone sound is being readied for installation.

* * *

An air conditioning system is to be installed in the Prince Theater, Canal Point, Fla., by United Theater Supply Co. of Tampa, according to an announcement by Abe Dobrow, proprietor.

* * *

National Theater Supply's Comfort Cooling equipment has been installed in Lam Amusement Co.'s West Theater, Cedartown, Ga., and M. Jackson's Jackson Theater, Alexander City, Ala.

* * *

Rowe Candy Merchandisers recently purchased include those for J. Lund's Rialto, Daiseytown, Pa.; J. Mercer's Lincoln, Warwood, Va.; Star Theater in Richlands, Va., and A. Karp Co., Pittsburgh.

* * *

Exhibitors Supply Co., St. Louis, announces Motiograph projection equipment installed in the Ritz, Rolla, Mo., as well as Mirrophonic De Luxe sound.

* * *

Close on the heels of the announcement that John Sirica will build a 1,100-seat new theater in Thompsonville, Conn., comes the report that Lou Anger, Bridgeport exhib., will renovate the former Burbank & Sisitzky Majestic, closed for several years. Peter Perakos already operates a full-time theater, the Strand, and the week-end Franklin in Thompsonville.

* * *

The Hippodrome shuttered for three weeks on the night of June 26 for extensive repairs. Stand is operated by I. M. Rappaport.

Eastman's New Film Speeds Defense Work

Rochester—A new film which will aid in speeding production of planes, trucks, tanks and automobiles has been created by the Eastman Kodak Co. It already is in use in one of the large automobile factories in Detroit. The film is known as "matte transfer film," and is used in making patterns.

Although the new film and its process in speeding production of vital armament has been in use by Lockheed Aircraft in California since the first of the year. Kodak gave the new aid to industry little publicity until an article appeared in its current house organ.

Predicting widespread use of the film in the metal and precision industries, Kodak engineers say the process already is being employed by instrument and dial makers, adding: "Use of the film, a short cut in pattern making, seems almost limitless where precision is demanded."

NSS Displays Neo-Art At Exhibs' Conclave

Myrtle Beach, S. C. — National Screen Service exhibited its new Neo-Art advertising displays at the regional convention of the Theater Owners of North and South Carolina this week. Exhibit was in the form of a miniature lobby, 14 inches high, 20 inches wide and 30 inches deep, scaled one inch to the foot. Scale fixtures, banners, posters and stills were included.

Additionally the exhibit included 40 x 60 Neo-Art posters, 24 x 82 banners and the Neo-Art interchangeable letter signs. The Neo-Art material, first used for the New York opening of "Citizen Kane," is now ready for distribution.

Supowitz Preparing Plans For New Camden House

Camden, N. J. — Federal Theater Co. will build a theater at 2610 Federal St., from plans and specifications being prepared by David Supowitz, Philadelphia architect. New house will be built in modern streamline design, with special attention paid to acoustics and screen visibility. A modern air conditioning plant will be called for in the specs.

Novelty Scenic Job Done

A. I. Kessler of Novelty Scenic Studios announces that his organization has just completed installation of wall fabrics and draperies in the Embassy Theater, Atlantic City, N. J., which is owned by George F. Wielland and Mortimer P. Lewis.

NTS Copper Oxide Sales

National Theater Supply Co. has sold copper oxide rectifiers to Crescent Amusement Co., Nashville; the Princess, Decatur, Ala.; Garden, Tampa; Capital, Ballston, N. Y., and Palace, Petersburg, Va.

New El Rey Theater Bows in New Mexico

Albuquerque — El Rey Theater, built and equipped at a cost of $100,000, opened here on June 27, with public ceremonies including broadcasting by public officials of the city, appearance of screen star doubles, band and orchestra concert and prizes for patrons who dress in the roles of their favorite stars.

The theater was built by L. Puccini, of Albuquerque, and is operated by Claude Graves as manager and co-owner. Graves operates the local Coronado Theater, and with a partner, the State Theater, of Boulder, Col.

El Rey's seating capacity is 800. It is equipped with a Walker P.M. screen, high intensity arcs, Simplex 4-star sound, Simplex Protectors, Bodiform seats including "love seats" for two, air conditioning, water cooled.

In the theater building, occupying the corner at West Central Ave. and Fifth St., the Hanger, a 50-seat restaurant, was opened at the same time. An aerial motif is carried out in the restaurant's decorations, in honor of Albuquerque's new U. S. Army Air Corps Base.

Houses In East, South Get Crestwood Carpet

Alexander Smith & Sons Crestwood carpet has been laid in 12 Eastern and Southern theaters recently. Operators and houses include Mrs. Fineman's theater, Pittsburgh; Hilton and Aldine, Baltimore; Charles R. Mitchell's New Magic, Barbourville, Ky.; New Iager, Iager, W. Va.

Covington Amusement Enterprises' Strand, Covington, Ga.; Parker & McKenery's Grand, West Newton, Pa.; Sharpsburg Theater Enterprises' Strand, Sharpsburg; State Theater Corp.'s State, Pittsburgh; Charles Thonsen's house, Pittsburgh; Floyd & Stern's Florida, Sebring, and R. E. Martin's Coosa, Childersburgh, Ala.

Carbon Savers Sales Brisk

Detroit—Cross Machine Shop has installed Cross Carbon Savers in 21 additional theaters in seven Eastern and Southern states, according to Wallace Cross. Theaters are: Colonial, Tatboro, N.C.; Pantheon, Springfield, Ill.; State, Mooresville, N. C.; Langley, Hampton, Va.; Paramount, Bristol, Va.; Plymouth, Plymouth, N. C.; Gem, Kannapolis, N. C.; Center, Lenoir, N. C.; Grand, Greer, S. C.; Paramount, Kinston, N. C.; Gladmer, Lansing, Mich.; Palace, Brooklyn, N. Y.; Tivoli, Springfield, Ill.; New Roxy, Shelbyville, Ill.; Glen, Watkins Glen, N. Y.; Mimosa, Morganton, N. C.; Carolina, Lumberton, N. C.; Peoples, Roanoke Rapids, N. C.; Carolina, Elizabeth City, N. C.; Carolina, Wilmington, N. C.; and Jacksonville Drive-In, Jacksonville, Fla.

PROSCENIUM CHATTER

YESTERDAY, the new Clawson Theater, Clawson, Mich., opened with RCA sound, Brenkert projectors, and Westinghouse rectifiers.

* * *

James C. Ritter, former Allied States prexy, is planning to re-seat the Tivoli, Detroit.

* * *

National Theater Supply branches report Bausch & Lomb lens sales to the Delaware, Albany, N. Y.; Drive-In, Alexandria, Va.; Open-Air Theater, Glen Burnie, Md.; New Market Theater, New Market, Va., and the McKenzie, McKenzie, Tenn.

* * *

The Gibson Theater, Batesville, Ind., operated by Mrs. Ora Meissner, has purchased a new Walker Plastic Molded screen.

* * *

Commonwealth Edison Co., Chicago, reports air conditioning jobs at the peak, with Mills Co. installing a 20-ton job at their Fullerton Ave. headquarters buildin, and the Essaness Circuit a five-ton job at their Michigan Ave. offices.

* * *

Joseph Faith has air-conditioned his new Carberry Theater in Bristol, Conn., and his Unionville, Collinsville and Terryville houses.

* * *

John Bandura, owner of the Blue Haven Tavern, East Vandergrift, Pa., in partnership with Albert Seck, is constructing a new theater in that town. Work has started and is expected to reach completion on or about Aug. 15.

* * *

Charleston Theater Supply, Charleston, W. Va., reports installation of Motiograph projection equipment and Mirrophonic De Luxe sound in the Wilson, Miami, W. Va.

* * *

Ray Bustler of Tampa, Fla., has installed new sound and screen lighting equipment in the Ramon Theater. High-intensity Cyclex lamps and control units and 1941 Operadio sound equipment was used.

* * *

Construction is going rapidly along on the new 700-seat theater being erected on Brentwood Blvd., Brentwood, Mo. The Stamm Construction Co. of St. Louis are the general contractors. The house will be ready by Dec. 1. It is the first theater to locate in Brentwood.

* * *

Walker screens have just gone into Mrs. McMoore's Avon, Geneva, Ala.; F. Blum's Rex, Portage, Pa.; New Market Theater, New Market, Va.; Walbrook, Baltimore; Floyd & Stein's Florida, Sebring, Fla.; McKenzie Theater, McKenzie, Tenn.; and the Ideal, Baltimore. Sales were effected via National Theater Supply Co. branches.

* * *

Flash from Dearborn, Mich., asserts that Circle-Midway Theater Corp. will build a new Edison Theater combined with a bowling alley at Greenfield Road and Airport Drive.

* * *

J. F. Dusman, Baltimore, announces installation of Mirrophonic De Luxe sound in the Lincoln, Marion, Va., and Motiograph projection and sound in the Ellicott Theater, Ellicott, Md.

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

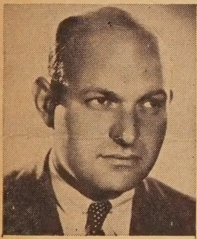
VOL. 80, NO. 4 NEW YORK, MONDAY, JULY 7, 1941 TEN CENTS

CRESCENT'S TRUST SUIT TO TRIAL TODAY

WB to Launch 33 of 1941-42 Features by October

Unprecedented Activity in Production and Distribution Revealed by Einfeld

Warners will set an industry mark with the coming of the 1941-42 season by having launched 33 of next year's feature films before the end of October, it is revealed by S. Charles Einfeld, director of advertising and publicity, who is now in New York from the Coast.


CHARLES EINFELD

Eleven of the pictures already are completed or well along in production, nine others go before the

(Continued on Page 8)

Metro Press Survey To Cover 49 Cities

Metro's "what-does-the-public-want?" canvass, via 90 leading U. S. and Canadian dailies, will cover 49 cities, it was learned over the

(Continued on Page 4)

Hazen's Psychology Spurs USO Campaign

Chairman Joe Hazen of the New York film biz USO drive for funds is using a bit of unusual psychology to speed up the campaign, starting today. He is urging all industryites to seek out a member of the USO committee and volunteer a contribution.

"Don't wait for the bugle; don't wait to be solicited. Volunteer your contribution for the boys in service. Save time; get in touch at once with a committee member and hand over your donation," is Hazen's suggestion.

P.S.—In case you don't rush to your nearest committee-member—he'll be rushing to you.

NEWS FLASHES

CANADA "DRAFTS" COPLAN

Ottawa—David H. Coplan, Columbia Canadian sales exec., is the Dominion's first dollar-a-year man from the ranks of American distribs.

Coplan has been "drafted" by the Canadian Government to serve in an advisory capacity to the National Film Board in matters relating to distribution and exhibition.

REFERENDUM ON DUALS' END

Evanston, Ill.—Better Films Council, continuing its local fight to eliminate multiple feature programs, will seek a municipal referendum next Fall, according to its president, Mrs. G. C. Graham. Circulation of petitions starts shortly.

TO ASK DAYLIGHT SAVING

Washington Bureau of THE FILM DAILY

Washington—President Roosevelt this week is expected to send a message to Congress calling for the adoption of daylight saving time nationally as a power conservation move.

N. Y. CENSOR FEES SOARS

Albany—Total amount collected

(Continued on Page 6)

20th-Fox Establishing Field Promotion Dept.

Creation of a new field promotion department by 20th-Fox, effective today, was announced Friday by

(Continued on Page 8)

Government's Attack on Film Industry Enters Second Phase; Expect Court at Nashville to Turn Down Move For Jury Trial; D of J Unable to Locate Witnesses

By **P. R. RUSSELL**, *FILM DAILY Staff Correspondent*

Nashville, Tenn.—With the opening of the trial here today of the Government's anti-trust suit against the Crescent Amusement Co., its affiliates, and the "Little Three"—UA, Universal and Columbia—the Department of Justice's attack upon the film industry enters its second phase.

Whereas the New York equity suit, terminated in the instance of the "Big Five"—Metro, Paramount, RKO, Warners and 20th-Fox—by a consent decree, was aimed specifically at the distributors, the Crescent suit makes alleged monopoly control of exhibition in parts of Tennessee, Kentucky, Alabama, Mississippi and Arkansas the target.

Expect Denial of Jury Plea

Upon the findings of Federal

(Continued on Page 6)

Top Clearance Fixed In Descoteoux Award

Boston—Top clearance of 30 days after a first-run was ordered by Arbitrator Harry Channing in the clearance complaint filed by Lucien Descoteux, operator of the Rex, Empire and Globe theaters, Manchester, N. H., against the five majors. The award, reducing Descoteux's clearance, further ordered no more than seven days clearance after a second-run, and no clearance on third and subsequent-runs. Channing cautioned that the ruling did not mean that distributors cannot sell in sequence in these runs.

(Continued on Page 8)

Would End Tax on Tickets Of Uniformed Service Men

Loew's, Inc. is actively backing a movement in Washington to eliminate admission taxes from cut-price tickets purchased by members of the armed forces in uniform. Under the prevailing arrangement, the-

(Continued on Page 6)

Study Pix Role in Democracy

Release Analysis Shows Wide Contributions

The considerable contributions of motion pictures to American history, biography, the citizenry's responsibilities, family life, conservation, housing, and recreational facilities are revealed in a study, Motion Pictures In a Democracy, by Francis S. Harmon, Industry Defense Co-ordinator.

Study, embracing features and short subjects released during 1939,

(Continued on Page 6)

Atlas Sells K-A-O Pfd., Purchases RKO Common

Changes in stock ownership by officers, directors and principal stockholders, as reported to the SEC during the first 10 days of June reveal transactions affecting seven film corporations.

Atlas Corp., during May, sold 1,-

(Continued on Page 6)

USO Campaign Opens With Speed Keynote

While the New York film industry's USO campaign, opening today, has been planned to run for 10 days, Chairman Joseph Hazen of Warners hopes to top the trade quota within a week.

Committee members will start

(Continued on Page 4)

Makeup of Para.'s First Block Revealed by Agnew

Paramount's first block of five will comprise "Nothing But the

(Continued on Page 4)

Warners to Appoint Air Raid Watchers

First film company to be called upon to appoint and qualify air raid watchers is Warners. In answer to a request by Police Commissioner Valentine, Ralph W. Budd, personnel chief, has called for volunteers for emergency or temporary blackout service in the W. 44th St. building.

THE NEWSPAPER OF FILMDOM
THE FILM DAILY
ALL THE NEWS ALL THE TIME

Vol. 80, No. 4 Mon., July 7, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(June 3)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9	9	9	+ 1/8
Col. Picts. vtc. (2½%)	4⅞	4⅞	4⅞	....
Columbia Picts. pfd.	24⅜	24⅜	24⅜	— ⅜
Con. Fm. Ind.	15-16	⅞	15-16	+1-16
Con. Fm. Ind. pfd.	....	....	....	....
East. Kodak	133⅝	133¼	133¼	— ⅛
do pfd.	....	....	....	....
Gen. Th. Eq.	12⅛	12⅛	12⅛	+ ⅛
Loew's, Inc.	29¾	29¾	29¾	+ ⅜
do pfd.	....	....	....	....
Paramount	10⅞	10¾	10⅞	+ ⅛
Para. 1st pfd.	....	....	....	....
Para. 2nd pfd.	....	....	....	....
Pathe Film	10	9⅞	9⅞	— ⅛
RKO	3¼	3¼	3¼	....
RKO $6 pfd.	....	....	....	....
20th Century-Fox	5⅝	5½	5½	— ⅜
20th Century-Fox pfd.	....	....	....	....
Univ. Pict. pfd.	152	152	152	+ ¼
Warner Bros.	3¾	3⅝	3¾	+ ⅛
do pfd.	62	62	62	+ ½

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	....
Loew's deb. 3½s46	104⅛	104⅛	104⅛	— ⅛
Para. B'way 3s55	....	....	....	....
Para. Picts. cv. 3¼s47	....	....	....	....
Warner Bros.' dbs. 6s48	94½	94½	94½	— ½

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	9-16	9-16	9-16	—1-16
Radio-Keith cvs.	7-32	7-32	7-32	—1-32
Sonotone Corp.	....	....	....	....
Technicolor	8½	8½	8½	....
Trans-Lux	....	....	....	....
Universal Corp. vtc.	....	....	....	....
Universal Picts.	....	....	....	....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	61¼	64¾
Roxy Thea. Bldg. 4s 1st '57	56	59

Frank Coffinberry Dead

Portland, Ore.—Frank Coffinberry, 64, former theater executive, died at his home after a short illness.

Secretary, capable, college graduate. Complete knowledge Spanish, French. Five years experience in foreign and domestic film distribution. Intelligent, alert. Thorough knowledge film booking, all aspects film industry.

Box 1800 THE FILM DAILY
1501 B'way New York City

The Broadway Parade

Picture and Distributor	Theater
In the Navy (Universal Pictures)—4th week	Criterion
Underground (Warner Bros. Pictures)—3rd week	Globe
Blossoms in the Dust (Metro-Goldwyn-Mayer Pictures)—2nd week	Music Hall
Caught in the Draft (Paramount Pictures)—2nd week	Paramount
They Met in Bombay (Metro-Goldwyn-Mayer Pictures)	Capitol
Moon Over Miami (Twentieth Century-Fox)	Roxy
Frank Buck's Jungle Cavalcade (RKO Radio Pictures)	Palace
Hit the Road (Universal Pictures)	Rialto
Emergency Landing (Producers Releasing Corp.) (a)	New York
Law of the Range (Universal Pictures) (a)	New York
Man Power (Warner Bros. Pictures)	Strand

◆ TWO-A-DAY RUNS ◆

Picture and Distributor	Theater
Fantasia (Walt Disney Productions)—34th week	Broadway
Sergeant York (Warner Bros. Pictures-Jesse L. Lasky)	Astor

◆ FOREIGN LAUGUAGE FEATURES ◆

Picture and Distributor	Theater
Ku Kan (Adventure Epics, Inc.)—3rd week	World
Soviet Frontier (Artkino Pictures)—2nd week (a)	Central
On the Danube (Artkino)—2nd week (a)	Central
Professor Mamlock (Artkino Pictures) (b)	Miami Playhouse

◆ FUTURE OPENINGS ◆

Picture and Distributor	Theater
Time Out for Rhythm (Columbia Pictures)—July 10	Rialto
The Stars Look Down (Metro-Goldwyn-Mayer Pictures)—July 16	Criterion
Shepherd of the Hills (Paramount Pictures)—July 23	Paramount
The Bride Came C.O.D. (Warner Bros. Pictures)—July 25	Strand
Barnacle Bill (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
Tom, Dick and Harry (RKO Radio Pictures) (c)	Music Hall
Navy Blue and Gold (Metro-Goldwyn-Mayer) (c-d)	Globe

(a) Dual bill. (b) Subsequent run. (c) Follows current bill. (d) Reissue.

Coast Funeral Services For Eyton, Pioneer Exec.

West Coast Bureau of THE FILM DAILY

Los Angeles—Funeral rites were held at the week-end for Charles F. Eyton, 70, pioneer film executive and former husband of Kathlyn Williams, who died Wednesday of pneumonia. At one time, Eyton was general manager of Paramount Studios and production and general manager of Famous Players-Lasky Corp. Together with Walter Morosco and Frank A. Garbutt, he formed Oliver Morosco Photoplay Co.

Eyton was once also very well known as a prize-fight referee. He officiated in the ring in contests in the days of Ad Wolgast, Leach Cross and Joe Rivers.

He leaves a sister, Miss Veronica Eyton.

$168,628 Monogram Loss Reported for 39 Weeks

Net loss of $168,628 after taxes, amortization of production costs, interest and extraordinary expense of $40,506, is reported by Monogram Pictures Corp. and subsidiaries for the 39 weeks ended March 28.

Select Canadian Locations For "Captains of Clouds"

Ottawa — Warners' "Captains of the Clouds," story of the Royal Canadian Air Force, will be shot on location at Uplands Field here, with some sequences to be made at North Bay and Trenton, Ont. William L. Guthrie of Warners location department is here.

RKO Board Passes Dividend

RKO's board, meeting Thursday, elected to pass the dividend on its 6 per cent preferred stock for the period.

Theaters In 4 N. S. Towns Reduce B. O. Prices 10%

New Glasgow, N. S.—Prices at the Roxy, Jubilee, Roseland, and Academy which went up 20 per cent to meet the Dominion tax, have been reduced 10 per cent. N. W. Mason, owner and manager of the Roseland and Academy, and Henry MacNeil, manager of the Roxy and Jubilee, have reached an agreement, calling for the four theaters absorbing half the Dominion tax, and making a proportionate decrease in the theater tariffs. Theaters in the nearby towns of Trenton, Stellardton and Westville, are following suit.

Metro Adds Three Cities To Tradeshow Schedule

Metro has made arrangements for tradeshowings in three additional cities of pictures to be released after Sept. 1, making a total of 65 where the company will screen for exhibs. Added cities are Augusta, Me.; Phoenix, Ariz., and Spokane, Wash.

Lampasas Funeral Rites For Walker, Exhib. Exec.

Lampasas, Tex.—Funeral services for Roy L. Walker, ITOA of Texas president and a MPTOA director, were held at the week-end. "Judge" Walker, an attorney, and one-time mayor of Lampasas, is survived by his wife and a sister in San Antonio.

Heat Closes Chicago's Pix

Chicago—Summer heat is starting to take toll from the Chicago film theaters. Schoenstadt circuit announces the closing of the Pix theater. Others may follow, if there is no business improvement. Several houses are working on week-to-week union notices.

COMING and GOING

PHIL REISMAN, v.-p. in charge of RKO foreign distribution, has returned from the Coast.

ALFRED HITCHCOCK is back on the Coast. **M. J. SIEGEL**, head of Republic production, is due back in the studio tomorrow.

AL MENDELSON, 20th-Fox booker, is vacationing in Manuet, N. Y.

JOSEPH A. McCONVILLE, Columbia foreign manager, is in Cape Cod.

LOUIS D. FROHLICH and **HERMAN FINKELSTEIN**, for Columbia; **ARTHUR DRISCOLL** and **BENJAMIN PEPPER**, for United Artists and **EDWARD C. RAFTERY** and **ADOLPH SCHIMEL**, for Universal, are in Nashville to represent the companies in the Crescent anti-trust action.

VICTOR McLAGLEN was due on the Coast over the week-end.

FRANK FARRELL and **BILL HAWKINS**, of the World-Telegram staff, were due back from the Coast over the week-end.

PAT CASEY, producer-labor contact, was due in New York over the week-end.

ROBERT SCHLESS, Warner foreign department executive, is en route to Australia by Clipper.

BERNARD KIESLING, of Metro, arrived over the week-end from the Coast.

DOUGLAS FAIRBANKS, JR., left for the Coast Friday night.

SRGT. ALVIN YORK returned to Tennessee over the week-end.

PAUL DRAPER and his wife, **HEIDI VOSSELER**, are en route to New York from Brazil.

MONTY WOOLLEY leaves for the Coast July 17.

WARREN CONNER, Cincinnati district manager of Altec Service, was a visitor to Altec headquarters in New York.

JOE LEE, Fabian's Brooklyn generalissimo, returns today from a Danbury holiday week-end.

AL STEEN, FILM DAILY staff writer, returned yesterday from a Kansas City vacation trip.

ANNE UNGER of THE FILM DAILY business department is vacationing in the Catskills.

DON MERSEREAU, general manager of THE FILM DAILY, returns today from his Manchester, Vt., Summer home.

CHARLES GENTRY
The Times — Detroit, Michigan

says—

"It will help a great deal in our work as it contains the answers to many questions we receive daily. Thank you for including me on your mailing list."

1941
YEAR BOOK
of Motion Pictures

•

Now Being Distributed
FREE
To Subscribers of

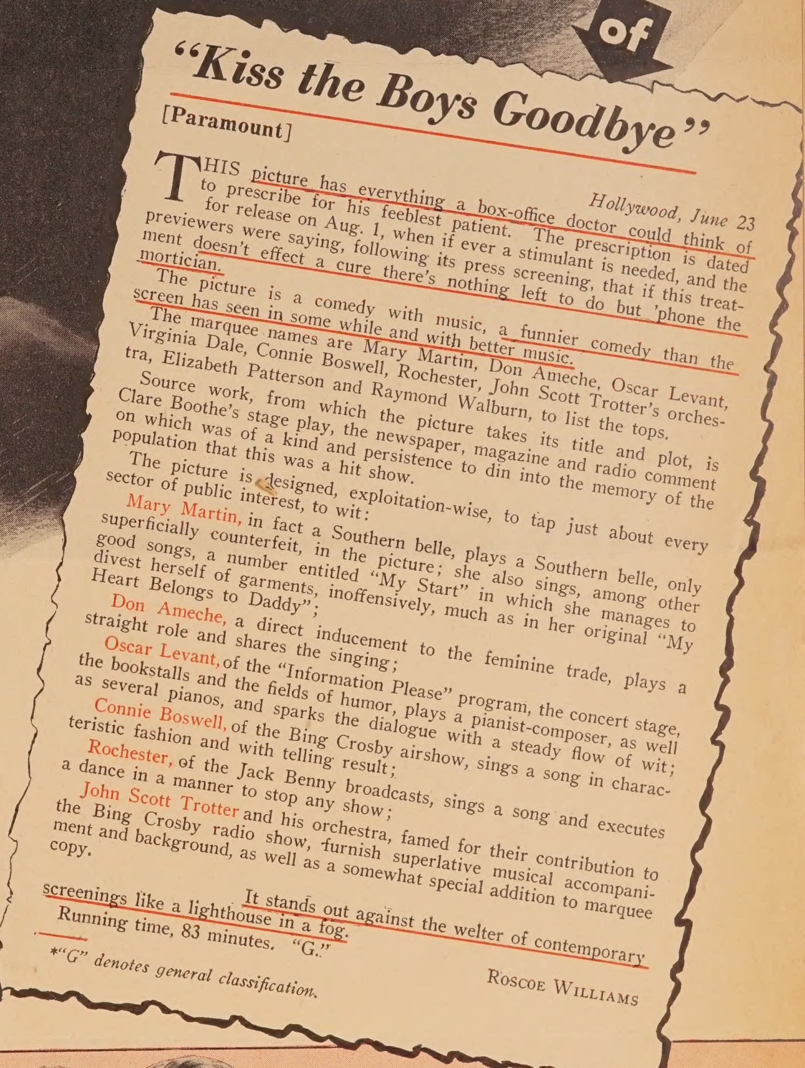
THE FILM DAILY
1501 Broadway
New York

Hollywood Office
6425 Hollywood Blvd.
Hollywood, California

FILM
YEAR BOOK
1941

"STANDS OUT LIKE A LIGHTHOUSE IN A FOG"

says MOTION PICTURE DAILY of



"Kiss the Boys Goodbye"

[Paramount]

Hollywood, June 23

THIS picture has everything a box-office doctor could think of to prescribe for his feeblest patient. The prescription is dated for release on Aug. 1, when if ever a stimulant is needed, and the previewers were saying, following its press screening, that if this treatment doesn't effect a cure there's nothing left to do but 'phone the mortician.

The picture is a comedy with music, a funnier comedy than the screen has seen in some while and with better music.

The marquee names are Mary Martin, Don Ameche, Oscar Levant, Virginia Dale, Connie Boswell, Rochester, John Scott Trotter's orchestra, Elizabeth Patterson and Raymond Walburn, to list the tops.

Source work, from which the picture takes its title and plot, is Clare Boothe's stage play, the newspaper, magazine and radio comment on which was of a kind and persistence to din into the memory of the population that this was a hit show.

The picture is designed, exploitation-wise, to tap just about every sector of public interest, to wit:

Mary Martin, in fact a Southern belle, plays a Southern belle, only superficially counterfeit, in the picture; she also sings, among other good songs, a number entitled "My Start" in which she manages to divest herself of garments, inoffensively, much as in her original "My Heart Belongs to Daddy";

Don Ameche, a direct inducement to the feminine trade, plays a straight role and shares the singing;

Oscar Levant, of the "Information Please" program, the concert stage, the bookstalls and the fields of humor, plays a pianist-composer, as well as several pianos, and sparks the dialogue with a steady flow of wit;

Connie Boswell, of the Bing Crosby airshow, sings a song in characteristic fashion and with telling result;

Rochester, of the Jack Benny broadcasts, sings a song and executes a dance in a manner to stop any show;

John Scott Trotter and his orchestra, famed for their contribution to the Bing Crosby radio show, furnish superlative musical accompaniment and background, as well as a somewhat special addition to marquee copy.

It stands out against the welter of contemporary screenings like a lighthouse in a fog.

Running time, 83 minutes. "G."

ROSCOE WILLIAMS

*"G" denotes general classification.

DEPEND ON

PARAMOUNT

FOR YOUR SUMMER SMASHES

JUNE 13	"ONE NIGHT IN LISBON"
JULY 4	"CAUGHT IN THE DRAFT"
JULY 18	"The SHEPHERD of the HILLS"
AUG. 1	"KISS the BOYS GOODBYE"
AUG.	"The PARSON of PANAMINT"
AUG. 29	"ALOMA of the SOUTH SEAS"

DON AMECHE and

MARY MARTIN

"KISS THE BOYS GOODBYE"

with Oscar Levant • Virginia Dale • Barbara Allen • Raymond Walburn
Elizabeth Patterson • Jerome Cowan • Connie Boswell and ROCHESTER

Directed by VICTOR SCHERTZINGER • Screen Play by Harry Tugend and Dwight Taylor
Based on a Play by Clare Boothe • A Paramount Picture

Metro Press Survey To Cover 49 Cities

(Continued from Page 1)

week-end with the arrival in New York of Bernard C. Kiesling, assigned by the studio to visit 29 of the municipalities included in the survey.

Kiesling will start the study in New York and work Westward, ending his tour in Los Angeles on Sept. 7. Andy Hervey, given the same fact-finding mission, starts his assignment in Denver tomorrow, and will swing through the Mid-west and South, returning to the studio on Aug. 15.

Kiesling remains here through Wednesday, and then goes to Boston where he will remain over next Sunday. His itinerary then includes:

New Haven, 14-16; Albany, 16; Gloversville, 17; Syracuse, 17-18; Rochester, 19-20; Buffalo, 21-22; Montreal, 23-24; Toronto, 25-27; Cleveland, 28-29; Akron, 30; Detroit, 31-Aug. 1; Toledo, 3-4; Columbus, 5-6; Dayton, 7; Cincinnati, 8-9; Pittsburgh, 10-12; Philadelphia, 13-15; Harrisburg, 15-16; Washington, 17-19; Baltimore, 20; Charlotte, 21; Richmond, 22-23; Chicago, 24-27; Milwaukee, 28-29; Duluth, Sept. 2; Minneapolis, 3; St. Paul, 4-5; Los Angeles, 7.

Hervey's time schedule follows:

Denver, 8-9; Omaha, 10-11; Des Moines, 12; Kansas City, 13-15; St. Louis, 16-17; Indianapolis, 18-19; Louisville, 20-21; Memphis, 22-24; Knoxville, 25; Chattanooga, 26; Birmingham, 27-29; Atlanta, 30-31; New Orleans, Aug. 1-2; Houston, 3-5; Oklahoma City, 6; Tulsa, 7; Fort Worth, 8; Dallas, 9-11; San Antonio, 12; Los Angeles, 15.

Makeup of Para.'s First Block Revealed by Agnew

(Continued from Page 1)

Truth" (Bob Hope-Paulette Goddard), "Buy Me That Town" (Lloyd Nolan-Constance Moore-Albert Dekker), "Hold Back the Dawn," (Charles Boyer-Olivia DeHavilland-Paulette Goddard), "New York Town" (Fred MacMurray-Mary Martin-Robert Preston) and "Henry Aldrich for President" (Jimmy Lydon-June Preisser-Mary Anderson).

In making public the block, Neil Agnew, sales chief, said Friday that their selection resulted from the fact that "box-office returns show comedy, drama and action melodrama are the types of entertainment which the public is buying."

Shuttering Peoria's Rialto

Chicago—Great States circuit is closing the Rialto Theater at Peoria for the Summer.

"Happy Birthday to You"
TELEGRAM

George Cukor
Jackie Searl

Raymond Hatton
Ricardo Cortez

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● T'OTHER day......this corner reported the drive....which Philadelphia's Evening Bulletin launched......via promotion ads in its colyums......to step up reader interest in film-going......and, of course, to boost its own amusement linage......This campaign is great stuff to build attendance for Philly pic stands......Its theme, directed at John Q. Public, the wife, and e'en the kiddies, is essentially this:..... "Take a Vacation by Going to the Movies"......In the development of the body-copy......all the benefits of film shows were accented..... —recreation, comfort, coolness, etc......Well, Sir, Li'l Ole New York gets a similar campaign, we understand, via the New York Post...... We further understand that the guy who sparkplugged the idea locally ......is alert Joe (Fabian Theaters) Lee......He's the only typewriter-pounding gent we envy during a heat wave......seein' as how he's so immersed in the big Brooklyn theater "pool"......

▼ ▼ ▼

● ● ● *IT didn't take our Uncle Sam long......to find a spot in the Army......for one of Eastman Kodak's traveling photogs.... The Government boys made George L. Waters, Jr., an instructor in the Army Engineer School at Fort Belvoir, Va......shortly after his induction......Already a corporal......he instructs enlisted men from engineering outfits from all over the country..... in the science of photography......Waters took motion pictures and stills......for Kodak's ad department......and was assigned to follow with his camera......the American tour of the King and Queen of England......*

▼ ▼ ▼

● ● ● THAT swell bet for juvenile stardom......seven-year-old Eden Bitzer......—son of filmland's renowned cameraman Billy Bitzer— ......leaves New York today......for Oak Bluffs, Martha's Vineyard ......where he is slated to appear as a member of the cast......of "On Borrowed Time"......which is a highspot on the attraction schedule of The Martha's Vineyard Playhouse......itself a highspot on the straw-hat circuit......The youthful Eden is slick film timber......and just as effective on the boards of legit. stands......

▼ ▼ ▼

● ● ● *WHEN read together......the copy on two stickers which Manny Reiner......Paramount's short subjects and newsreel publicity manager......sent us on the week-end......rivals some of the goofy title combinations which oft flash from theater marquees......The Reiner phrasing is none too encouraging to us mortal swains at this romantic period of Summer nights...... "Kiss the Boys Goodbye"—"Superman is Coming!"......*

▼ ▼ ▼

● ● ● OUT on the Chi. scene:......W. K. Hollander, B & K publicity and ad director, has been made a member......of the publicity committee of the Chicago Civilian Air Campaign for British War Relief... ● Jack Flynn, M-G-M's district manager there, and Mrs. Flynn...... are celebrating their 25th wedding anniversary this month. . . ● E. T. Gommersall, formerly Universal's division manager......was presented with an inscribed testimonial......signed by all members of the Chi. exchange......before he left for his new duties in the East......

▼ ▼ ▼

● ● ● *AS loud as the thunder in the mountains of Tennessee ......was the praise roared by the New York pic critics......after seeing the world premiere of "Sergeant York" at the Astor Theater ......Wot reviews!......*

USO Campaign Opens With Speed Keynote

(Continued from Page 1)

their drive for contributions this morning. Much preliminary work already has been done. Healthy pledges are waiting to be picked up from several of the major producing companies with home offices in New York. But the important part of the campaign is the collection of hundreds of smaller contributions from workers in the industry. The USO (United Service Organizations) wants the active, personal participation in its work of as many individuals as possible.

The USO, seeking a $10,000,000 fund nationally, will use its money to provide recreation and proper environment for men in the U. S. services when they are on leave away from their camps. Co-operating with the USO are such organizations as the YMCA, National Catholic Community Service, Salvation Army, YWCA., Jewish Welfare Board and National Travelers Aid Ass'n.

The New York trade committee includes: W. C. Michel (20th Fox); Richard Patterson (RKO); Oscar A. Doob (Loew's); Harry Buckley (UA); Abe Schneider (Columbia); Austin C. Keough (Paramount); Matty Fox (Universal); B. S. Moss, Si Fabian, George Skouras, Harry Brandt, Samuel Rinzler, Herman Robbins.

George Roberts Under Knife

Cleveland — George A. Roberts, 20th Century-Fox district manager, is at Charity Hospital where he underwent an emergency operation for gallstones. He is reported to be resting comfortably.

Auriol Lee Dies In Crash

Hutchinson, Kan. — Auriol Lee, veteran stage director and actress, was killed here in an automobile accident.

TO THE COLORS!

Indianapolis—Robert Francis Herrell, Paramount booker, reports for Army service Thursday.

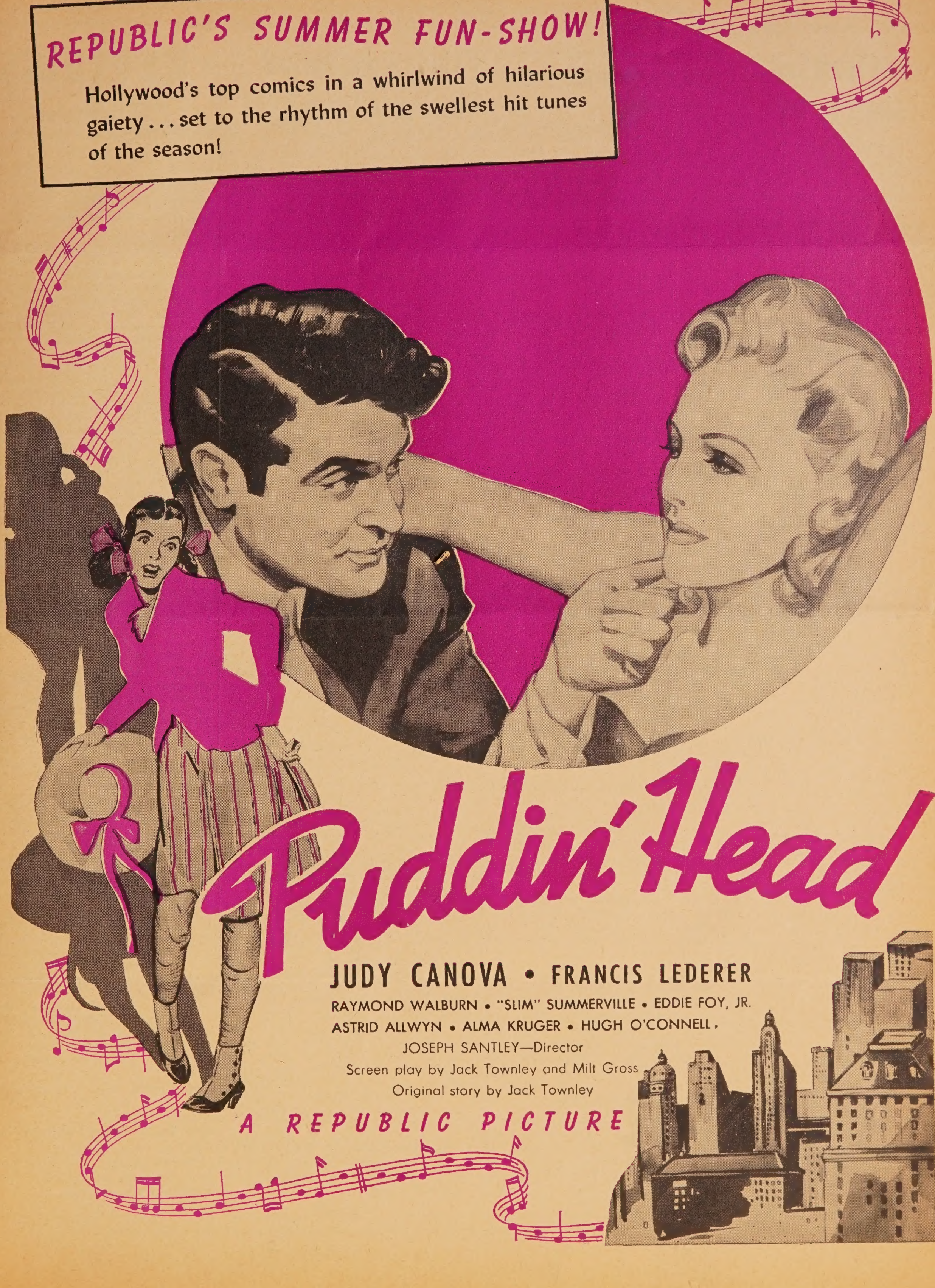
Rochester — Eastman Kodak employes now serving in the Army include James C. Eaton and Fred Newberg.

Portland, Ore.—Graham C. Woodlaw, son of Col. Graham T. Woodlaw, Portland's oldest exhibitor and owner of the Circle Theater, has entered the U. S. Military Academy at West Point.

Richmond, Va. — William Faulconer, local Ross-Federal checker, leaves to join the Army on July 12.

REPUBLIC'S SUMMER FUN-SHOW!

Hollywood's top comics in a whirlwind of hilarious gaiety . . . set to the rhythm of the swellest hit tunes of the season!



JUDY CANOVA • FRANCIS LEDERER

RAYMOND WALBURN • "SLIM" SUMMERVILLE • EDDIE FOY, JR.
ASTRID ALLWYN • ALMA KRUGER • HUGH O'CONNELL •
JOSEPH SANTLEY—Director
Screen play by Jack Townley and Milt Gross
Original story by Jack Townley

A REPUBLIC PICTURE

Crescent Trust Suit Trial Starts Today

(Continued from Page 1)

Judge Elmer D. Davies, presiding, who is expected to deny the defense application for a jury trial when court opens this morning, will determine whether the Crescent setup, built and headed by Tony Sudekum, is to be dissolved and the properties rearranged under separate and independent corporations.

The Government also seeks injunctive relief by directing that the practices resulting in the alleged monopoly control and its oppressive exercise be enjoined, and, additionally, seeks to enjoin producers from licensing pictures except on a local competitive basis and to enjoin Crescent from acquiring additional theaters or financial interests therein.

The Crescent case qualifies as a unique legal "guinea pig" in that it is the first time that the Government has so moved against an indie circuit. Similar suits are pending against the Griffith interests, in Oklahoma City, and against the Schine interests, in Buffalo, N. Y.

Imposing Legal Array

The array of counsel on both sides is imposing. Prosecuting for the Government are Robert L. Wright, key man in the New York equity suit, Alleyn N. Doby, Albert Boggess, Seymour Simon, John Clagett, Frank Cunningham, all here from Washington, and Assistant U. S. District Attorney O. W. Hughes. Appearing for the defendants are George H. Armistead, Jr. of Nashville; Louis D. Frohlich, Herman Finkelstein, Arthur Driscoll, Benjamin Pepper, Edward C. Raftery and Adolph Schimel, all of New York.

Under subpoena by the Government are such New York company execs. as R. W. Perkins, Austin C. Keough, Leopold Friedman, J. Miller Walker, Felix Jenkins, Peyton Gibson, Charles Schwartz, among others.

Trial is expected to require some five or six weeks, and the court will sit six days a week, with both morning and afternoon sessions.

Court records disclose the Government is having considerable difficulty in getitng subpoenas served on many of the almost 100 independent theater owners and others whose presence in Nashville as witnesses are very essential to the D of J. They have left former addresses and many have not been found, which may in itself null and void charges involving individual situations.

Sam Harris Rites Held

Funeral services for Sam H. Harris, veteran theatrical producer, were held yesterday at the Frank C. Campbell Funeral Church. Burial was at Woodlawn Cemetery. In association with George Kleine, Harris, in 1913 booked "Quo Vadis" into the Astor theater at the then unheard of admission price of $1.00.

NEWS FLASHES

(Continued from Page 1)

by New York State for the motion picture tax during the fiscal year ended June 30, 1941 was $315,962.50.

This figure exceeds by $15,962.50 the amount of revenue estimated from the censorship source.

BEN FISH RETIRES

San Francisco—Retirement of Ben Fish as Western division manager was announced at UA's regional sales meeting here.

GOETZ-BROWN TO LONDON

West Coast Bureau of THE FILM DAILY

Hollywood — Metro will resume British production in late Summer or early Fall. Ben Goetz will again be in charge, and the initial pictures will be directed by Clarence Brown. Goetz and Brown will leave here in about four or five weeks and fly to Lisbon by clipper.

Would End Tax on Tickets Of Uniformed Service Men

(Continued from Page 1)

aters that cut established prices must collect tax on the full admission price and the circuit seeks to eliminate all taxes, or to at least permit soldiers to pay tax on the reduced price.

Pointing out that Loew's has reduced tickets usually selling above 40 cents to 25 cents and 40 cent tickets to 20 cents but must still collect 10 per cent of the original price, four cents on a 40 cent ticket sold for 20 cents or nine cents on 99 cent ticket sold for a quarter—circuit executives believe the tax does much to nullify the patriotic gesture of the theater, and that the amount of tax revenue involved is trivial.

Nicholas M. Schenck, president of Loew's, is behind the drive and has said, "It seems rather illogical to offer a cut-rate ticket to a man—because his $21 per month wage hardly includes much margin for entertainment—and then tax the man on the full price of the ticket, or at all."

C. C. Moskowitz points out that the practice requires endless explanation by theater staffs and in many instances the theaters is blamed for the high tax.

Double Bill, Double Biz

Portland, Ore.—Broadway theater here is about ready to conclude that its patrons want duals. House played "Billy the Kid" solo for half the way, then added "Washington Melodrama." Biz promptly doubled.

B & K Aluminum Shows

Chicago—B & K will co-operate with the drive for aluminum utensils by staging morning shows July 21, aluminum utensils paying admissions. Other theaters will also cooperate in the drive.

Study Role Played By Pix in Democracy

(Continued from Page 1)

1940 and early 1941, shows that 68 entertainment films contributed to knowledge of U. S. history and traditions; 43 biographical pictures highlighted builders of America; 77 underscored the present generations' responsibilities for preserving American and world democracy; 45 dealt with family life in a democracy; 13 showed effects of racial and religious prejudices; 12 dealt with conservation of material resources; 10 were on housing and recreation; and 15 dealt with important local and national projects.

Labor relations were covered in 21 films; 12 picturized social evils; 20 referred to juvenile delinquency and 40 were about crime control. Educational phases were covered in 84 pictures touching on geography; 54 on science and natural history; 36 on sports in physical education; 34 stimulated interest in classic literature; 39 touched on American history; seven dealt with art; 39 with music; and 17 with health conservation.

The complete study is expected to be released shortly.

Atlas Sells K-A-O Pfd., Purchases RKO Common

(Continued from Page 1)

000 shares of K-A-O seven per cent cumulative convertible preferred and held 3,500 shares at the end of the month. The American Company also sold 1,000 shares and held 3,500 at month's end. Atlas also purchased 600 shares of RKO $1 par common and held 762,727 shares at the end of May. The American Company held 268,230 at that time and Atlas also held 327,812 warrants for common stock and 39,481 shares of six per cent convertible preferred.

A. Schneider, officer and director of Columbia Pictures, during May purchased 100 shares of the company's common stock and was reported holding 1,604 shares at the end of the month, with options to purchase 7,880 shares.

Loew's, Inc., during May purchased 250 shares of Loew's Boston Theaters $25 par common to bring the company's holdings to 118,330 shares.

J. Robert Rubin sold 1,100 shares of Loew's, Inc., common and held 23,915 at the end of May.

Robert L. Gordon, Trans-Lux Corp. director, during May bought 500 shares of the company's $1.00 par common. Jerome B. Ross, also a Trans-Lux director, held 1,000 shares at the end of May.

Edwin P. Kilroe, 20th Century-Fox director, held one share of common stock at the end of May.

"Delicate Affair" to Metro

"Delicate Affair," an original story by Frederick Kohner, has been purchased by Metro.

» REVIEWS «

"Manpower"

with Edward G. Robinson, Marlene Dietrich,
George Raft

Warners 105 Mins.

MOVING DRAMATIC VEHICLE HAS ACTION, DRAMA AND "NAMES" TO GIVE IT STRONG GENERAL AUDIENCE APPEAL.

This release should ring the box office bell any place. It is a picture that should do business despite weather or competition as it contains everything the general public looks for in a picture. It has a cast of "names," lots of action and plenty of drama, all rolled up in a fast-moving story. Exhibitors will do themselves a favor by giving this picture a boost.

Edward G. Robinson and George Raft are both well cast in the two male leads and both turn in neatly geared performances. Miss Dietrich is more than adequate as the female bone of contention, and the picture has been afforded a supporting cast that could hold its own at the top of any picture. Included in the long list of top-notch performers cast in minor roles are: Alan Hale, Frank McHugh, Egon Brecher, Ward Bond, Eve Arden, Walter Catlett, Joseph Crehan and Joyce Compton. All of them are good.

Credit for the fine assemblage of players and quality of the picture belongs to Mark Hellinger, who served as associate producer. Director Raoul Walsh moves the story and players along on an even keel, pointing up the dramatic scenes nicely and injecting plenty of laughs. The ably contrived screenplay was written by Richard Macaulay and Jerry Wald. The dialogue is fast, funny and sharp throughout.

Robinson and Raft are linemen for a power company in Southern California, and are the closest of friends, although Robinson is a dud with the females and Raft has little if any trouble making his way. Raft befriends Brecher, an aged lineman, and goes with him when his daughter is let out of prison. Miss Dietrich, the daughter, is tagged by Raft as a sharpshooter the minute he sees her.

However, Robinson falls for her when they meet and despite Raft's efforts to prevent it he marries her. Balance of the story is concerned with the triangle created by the situation, with Robinson killed in the end, but not before he has forgiven Raft for his mistaken belief that he had tried to poach on his territory. Climax is a bangup.

CAST: Edward G. Robinson, Marlene Dietrich, George Raft, Alan Hale, Walter Catlett, Frank McHugh, Egon Brecher, Ward Bond, Eve Arden, Joyce Compton, Lucia Carroll, Anthony Quinn, Barbara Pepper, Dorothy Appleby, Joseph Crehan, Cliff Clark.

CREDITS: Executive Producer, Hal B. Wallis; Associate Producer, Mark Hellinger; Director, Raoul Walsh; Story and Screenplay, Richard Macaulay and Jerry Wald; Cameraman, Ernie Haller; Editor, Ralph Dawson.

DIRECTION, Able. PHOTOGRAPHY, Good.

Slee On Defense Publicity

Detroit—Warren A. Slee, M-G-M publicity director, has been named state chairman of publicity for the National Defense Reels.

To Every Man and Woman In The N. Y. Film Industry:

Starting today, (July 7th) the N. Y. Motion Picture Industry in all its branches, starts a rapid-fire, 10 day campaign to raise its quota in the drive for the United Service Organizations (USO).

We, the committee, realize that there have been many recent drives for funds; we also know there will be many more. An emergency is with us—and we must meet it.

No campaign strikes nearer our hearts than that of the USO. You have been liberal in your response to appeals from abroad. Now comes an appeal from home—from the lines of defense right here.

The USO is raising funds to provide recreation and proper environment for men in the U. S. services—when they are on leave from their camps. This is vitally important. Many hundreds of the boys in training have come from our industry. Your contribution to the USO will help keep those boys happy.

The USO wants as many donations—large and small—as possible, because it wants as many persons as possible directly and personally to participate in the work of the USO.

Your contribution will be welcome. Please give it quickly!

Motion Picture Committee
for the USO

GIVE TO
USO
UNITED SERVICE ORGANIZATIONS

WB to Launch 33 Of '41-42 Pix by Oct.

(*Continued from Page* 1)

cameras during July and August, while the remaining 13 will start in September and October, Einfeld told THE FILM DAILY at the week-end.

In addition to its record for production, the Warner company also is setting a Summer record in distribution and exploitation activities. This schedule, highlighted by the roadshowing of "Sergeant York," is of such proportions that Einfeld will stay in New York for at least a month to work with Mort Blumenstock, who is in charge of advertising and publicity in the East, in directing special campaigns on four of the eight features set for July-August release.

Chief motivating force behind the unprecedented activity is the company's intention, as recently indicated by General Sales Maager Gradwell L. Sears, to deliver all the product contracted for 1940-41 before making any announcements about the new season. With the pictures already finished or in work. Warners will go into September, when selling under the consent decree begins, with from 15 to 20 pictures ready. Some of these are to be sold singly.

In addition to "Sergeant York," the features already completed or in production include "Flight Patrol," "Navy Blues," "Law of the Tropics," "Nine Lives Are Not Enough," "The Smiling Ghost," "One Foot in Heaven," "The Maltese Falcon," "New Orleans Blues," "They Died With Their Boots On" and "Kings Row."

The starters for July-August include "Captains of the Clouds," "The Man Who Came to Dinner," "Battle of the Atlantic," "High Towers," "Black Widow," "Background to Danger," "Man from the F. B. I.," "Right Shoulder Arms" and "Sing, Baby, Sing."

Just set for September-October are: "The Gay Sisters," starring Bette Davis; "Captain Horatio Hornblower"; "Yankee Doodle Dandy," with James Cagney portraying George M. Cohan; "The Hard Way," Irwin Shaw play; "Carnival in Rio," musical; "George Washington Slept Here," from the Kaufman-Hart Broadway hit; "The Male Animal," another stage hit; "All Through the Night"; "The Widow Wouldn't Weep," starring Jack Benny; "Rhapsody in Blue," based on George Gershwin's life; "Mr. Skeffington," best-selling novel; "Manhattan Fury" and "The Great Divide," from the play by William Vaughn Moody.

The four July-August releases that are being given special advertising and exploitation campaigns under Einfeld and Blumenstock are: "The Bride Came C.O.D.," co-starring James Cagney and Bette Davis; "Manpower," with Edward G. Robinson, Marlene Dietrich and George Raft; "Dive Bomber," with Errol Flynn and Fred MacMurray, and "Bad Men of Missouri," which Einfeld describes as the "Dodge City" of 1941.

"U'S" GIBSON DONS UNIFORM

Air Corps Major Called to Year's Active Service

Maj. Peyton Gibson, U. S. Air Corps Reserves, secretary of Universal, begins active Army duty today for a year's tenure in the Office of the Chief of the Air Corps in Washington, D. C., where he has been stationed. A dinner was given to him by members of the Board of Directors of Universal which has granted him leave of absence.

MAJ. PEYTON GIBSON

Peyton Gibson won his commission as a second lieutenant during the World War and was a flight instructor at Taylor Field, Montgomery, Ala. After the war he continued his aviation career as instructor, mail pilot, passenger pilot, manager of operations for Western Air Express on its Pueblo-Cheyenne division; operations manager for Curtiss Wright flying service in Los Angeles; aviation technical advisor to Bancamerica-Blair Corp. where he became associated with J. Cheever Cowdin; and later manager of Curtiss Wright North Beach airport—now La Guardia airport.

Following this he became assistant secretary and assistant treasurer of Standard Capital Co., secretary, treasurer and director of Universal Corp., and secretary and director of Universal Pictures Co., Inc.

20th-Fox Establishing Field Promotion Dept.

(*Continued from Page* 1)

Charles E. McCarthy, director of advertising and publicity. McCarthy, in making the announcement emphasized the importance of field work in consent decree selling, and stressed the fact that the department will collaborate with and assist exhibitors throughout the country toward the end of getting the best b.o. returns possible on the company's pictures.

The promotion men, who will work under the immediate supervision of Rodney Bush, home office exploitation manager, have been given the following assignments:

Atlantic district, George Gomperts with headquarters in Philadelphia; North East district, Joe Shea, Boston; Mid-East, Ward Farrar, Cleveland; Mid-West, Tommy Thompson, Kansas City; Southeast, Spencer Pierce, Atlanta; Southwest, Richard Owen, Dallas; West Coast, Gabe Yorke, Los Angeles; Great Lakes, Eddie Solomon, Chicago, and Prairie district, Clifford Gill, Minneapolis.

All of the men will attend the company's annual sales convention in Los Angeles, July 16-19, and on completion of the convention, will go direct to their assigned territories.

Top Clearance Fixed In Descoteoux Award

(*Continued from Page* 1)

Costs were divided between both sides.

Distributors Given Decision In Sherman Clearance Case

Clearance complaint filed by Irving Sherman, operator of the Central, Pearl River against the five majors and the Rockland, Nyack, has been found in favor of the defendants. Francis A. Preslow, arbitrator, ruled that seven days clearance between the Central and the Rockland is reasonable. Costs were divided between both sides.

Liberty, Freehold, Demanding Clearance as Well as Some Run

A combination clearance and some run complaint has been filed against the five majors by the Liberty, Freehold, N. Y. Complaint asks that Loew's, Paramount and 20th Century-Fox be ordered to offer product and that RKO and Warners reduce Asbury Park clearance to 14 days. Interested parties named included the Mayfair, Lyric, St. James, Paramount and Savoy theaters, Asbury Park and the Strand, Freehold.

Middletown Open Air Asks Reduction of Clearance

New Haven—Salvatore Adorno, operator of the College Open Air, Middletown, Conn., has filed a some run complaint against the five majors, naming the Middlesex, Palace and Capitol theaters as interested parties.

Await Arbitrator's Palm Theater Case Ruling

Philadelphia—Hearing in the Palm Theater, Philly, clearance case against Loew's, Para. and 20th-Fox, was concluded on Thursday. Ruling of the arbitrator, H. Evans Rhell, which is expected shortly, will end the case.

Joe Stern Intervenes In Lawn Theater Case

Chicago—Rosenberg, Stein & Rosenberg, attorneys for Joe Stern Theater Circuit, have intervened for Stern in the Lawn Theater arbitration case, filed last week.

Mrs. E. J. Doob Hurt in Fall

Wilmington, Del.—Mrs. Edgar J. Doob, wife of the manager of Loew's Theater, is in the Delaware Hospital suffering fractures of both wrists suffered when she fell in her home.

THE WEEK IN REVIEW

Tradeshows

By L. H. MITCHELL

TRADESHOWS: Whether tradeshows under consent decree shall be plain or fancy is giving five consenting majors a prolonged headache. All business was first intention, entertainment being too costly, but competitive dates brought a change of mind, with Warners reported considering a tea-dance in connection with show, and one major said to be weighing automobile giveaways. One major sent questionnaires to its entire sales staff for their suggestions on how to handle tradeshows. RKO execs., it was stated, will spend week of company's first tradeshows, starting July 14, at various branch offices. Twentieth Century-Fox will have 3 "A" and 2 "B" pix in its first block-of-five.

* * *

COMMERCIAL TELE: Commercialized television had its official start on July 1 with an estimated 5,000 receiving sets in the New York City area, that number of families seeing and hearing the telecasts. First sponsored film will be a Missouri Pacific R. R. travel pic. New films will be produced for tele broadcasting, motion picture producers having decided not to supply pictures.

* * *

SHORTS: Majors reported from Chicago pushing long-term contracts (two and three years) for short subjects. . . . Twentieth Century-Fox plans an elastic program for its shorts. . . . Warner Bros. announced 86 but may add more.

* * *

MISCELLANY: Divorcement measure, originally sponsored by Senator Neely, bobbed up again with Senator Kilgore, D. W., Va., chairman of the committee studying it. . . . Illinois 135-minute program bill was killed by Senate vote. . . . MPTOA prexy, Ed Kuykendall, in a general bulletin demanded that distribs. put strong advertising campaigns behind their product. "Distributors," he said, "have got a job to do in creating a market". . . . U. S. halts importation of Nazi propaganda pix. . . Prexy Barney Balaban of Para., in trade press confab, said enough good pictures would end duals, with smart showmen playing singles to conserve product. Para., Balaban stated, has spent $1,600,000 more on production in the past 16 weeks than it had for similar period in past year. . . . Para. bought interest of E. J. Sparks in the Florida houses of his circuit. Sparks retires as president. . . . Mary Pickford will produce on her own. . . Sol Lesser gets UA pact release and joins RKO as exec. producer. . . . N. Y. trade will stage a 10-day campaign to aid USO. . . . Loew's cuts admission price for service men and the move is sweeping the country. . . Metro will question 90 big daily newspapers on "What does the public want?" in its film fare, its sales chief, W. F. Rodgers, told Theater Owners of No. and So. Carolina at Myrtle Beach convention.

Warners Buys Into ABT: Deal by which Warners will acquire 50 per cent of the Associated British Theaters 400-house circuit from the estate of the late John Maxwell was reported in the closing stage last night, with actual signing regarded as a mere formality. Warners won out over intense British opposition, and alternative offers which were said to have matched WB's.

JUL 14 41
METRO-GO WYN

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 5 NEW YORK, TUESDAY, JULY 8, 1941 TEN CENTS

HOLIDAY'S THEATER BUSINESS HITS PEAK

Withdraw Motion for Jury Trial in Crescent Suit

D of J Alleges Crescent Got Lower Rentals, Any Clearance It Desired

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville, Tenn.—Defense motion or a jury trial was withdrawn by eorge E. Armistead, Jr., chief counsel for the Crescent Amusement Co., s the Government's anti-trust acon against the independent circuit, ffiliates and the "Little Three" pened before Federal Judge Elmer . Davies here yesterday.

Withdrawal, it was understood, esulted from the known opposition

(*Continued on Page* 8)

Metro Promotes 33 Men in Field Staff

Metro yesterday announced 33 field taff promotions. Four office managers have been advanced to salesmen. They are Fred Rippingale, Washington; Tom Lucy, Atlanta; Tony" Philbin, Dallas, and Eldon riwa, New Orleans.

Succeeding these as office man-

(*Continued on Page* 6)

Yale Historical Films Acquired for NBC Tele

NBC, casting about for film entertainment for television, made virtually unavailable as a result of the

(*Continued on Page* 8)

Army Medical Corps Short Next for WB

West Coast Bur., THE FILM DAILY

Hollywood—"Soldiers in White" is the title of the next Technicolor national preparedness short to be made by Warners. Story deals with U. S. Army Medical Corps and will be filmed at Camp Ord. Owen Crump, is writing the screenplay, and picture will start July 21, with Herbert Anderson, Jean Ames and Roland Drew featured.

DISTRIBUTORS TO RULE PREVIEWS

Three-Point Plan of Procedure Adopted by "Big Five" Following Discussions in New York

Adoption of a three-point plan of preview procedure was announced yesterday by the "Big Five" following a series of conferences attended by distribution heads, advertising and publicity directors and company counsel in New York.

The discussions, importantly, resulted in the decision that "previewing of pictures, for exhibitors, trade press or lay press, is strictly a function for distribution."

Heretofore, production has assumed that previews were essentially under its jurisdiction. Since early April, the preview issue has claimed exhibitor attention, with the climax coming last month when the MPTOA convention on the Coast called on all studios to halt advance previews for lay press critics and radio commentators.

Issue was originally defined when a group of Hollywood correspondents, headed by Douglas C. Churchill of the New York Times, demanded in essence that the studios give Hol-

(*Continued on Page* 6)

20th-Fox Completes Make-up of 5-Block

Three top-bracket pix in 20th-Fox's first block-of-five will be "Charley's Aunt," "Wild Geese Calling" and "Sun Valley Serenade," it was learned reliably here yesterday. To fill the block, company will use,

(*Continued on Page* 7)

Sam Seidelman Named UA Chief in Argentina

Appointment of Sam Seidelman as United Artists' general manager in Argentina was announced yesterday by Walter Gould, UA foreign man-

(*Continued on Page* 7)

Atlanta "Blackout" Ends as Rains Come

Atlanta—Atlanta's "blackout" has ended. Theaters got the go sign to turn full marquee lights on again Saturday night.

The nine months drought in the

(*Continued on Page* 8)

Mo. Measure Would Make Stench Bombings a Felony

Jefferson City, Mo.—The Missouri House of Representatives has passed a bill sponsored by the Motion Picture Theater Owners of St. Louis,

(*Continued on Page* 8)

Cut Film Exports to Hungary

Five Majors Can Send Over Only 20 Pictures

Five major companies operating offices in Hungary, RKO, Warners, 20th-Fox, Metro and Para., will be allowed to import only a total of 20 pictures, four apiece, into that country for the year beginning this month, according to the newest Government plan there, it was learned yesterday. This is a cut from a

(*Continued on Page* 7)

Defer Aluminum Matinees To July 21, U. S. Request

Request that exhibs. delay "aluminum matinees" until after the national scrap aluminum collection drive begins on July 21 was transmitted yesterday by Robert W. Hor-

(*Continued on Page* 6)

With Few Exceptions, U. S. Theaters Drew Record Crowds; B'way Boomed

The nation's theater business over the July 4 week-end topped all previous Independence Day periods, according to reports reaching circuits and home offices yesterday. Records were toppled in most areas and, although official figures have not yet been compiled, indications are that even mediocre product was able to pack the theaters. In a few scattered territories, business was below normal.

In New York, the Broadway houses drew heavier patronage than was recorded last July 4 and attendance kept up the momentum for the entire week-end. For example, Radio City Music Hall with "Blos-

(*Continued on Page* 7)

WB Will Increase "York" Roadshows

"Sergeant York," in all probability, will not be generally released by Warners until 1942, it was reported yesterday.

As a result of the sell-out biz recorded by the pic since its world premiere at the New York Astor,

(*Continued on Page* 7)

Place to Represent Kent At 20th-Fox Convention

Leaving for the Coast today to visit the 20th-Fox studios for the first time as an active executive of the

(*Continued on Page* 8)

5-Minute Newscasts In F & M Theaters

St. Louis—Harry C. Arthur, Jr., president and genral manager of the Fanchon & Marco houses here, has announced plans for featuring once during each performance a special 5-minute news period which will keep patrons informed of developments on the international fronts.

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 5 Tues., July 8, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, July 7)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	9¼	9¼	9¼	.....
Col. Picts. vtc. (2½%)	4⅞	4⅞	4⅞	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	1¼	1	1¼	+ ¼
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	136½	134¾	136½	+ 3¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	12½	12½	12½	+ ⅜
Loew's, Inc.	30⅛	29⅞	30⅛	+ ⅜
do pfd.	....	....	....	.....
Paramount	11¼	11	11¼	+ ⅜
Para. 1st pfd.	97½	97½	97½	.....
Para. 2nd pfd.	10⅝	10⅜	10⅜	— ⅛
Pathe Film	10½	10⅛	10½	+ ¼
RKO	3¼	3¼	3¼	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	5⅝	5⅝	5⅝	+ ⅛
20th Century-Fox pfd.	18	18	18	— ½
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	3¾	3⅝	3¾	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Warner Bros.' dbs. 6s48	....	....	....	.....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	3-16	5-32	5-32	—1-16
Technicolor	8⅞	8½	8⅞	+ ½
Trans-Lux	15-16	15-16	15-16	+1-16
Universal Corp. vtc.	....	....	....	.....

Sears to Chicago July 21 For Pre-Convention Stay

Grad L. Sears, Warners sales chief, will go to Chicago about July 21, and will spend the week intervening before the opening of the company's sales convention on July 28 in the Windy City. Sales conclave at the Blackstone will attract 300.

4 August Roadshows For "Fantasia" in So. Amer.

Hollywood—"Fantasia" will open roadshow engagements simultaneously in Buenos Aires, Rio de Janerio, San Paulo and Montevideo in August.

G. C. Graham to Australia For National Theaters

G. C. Graham, a former Paramount executive, has been named to represent National Theaters in Australia as a laison man between the home office and the company's interest there in the Hoyt theater circuit, it was reported yesterday. William Powers, National Theaters executive, leaves for Australia this week-end by Clipper to study the Hoyt setup.

Graham is expected to follow Powers shortly, and after working together for some months Powers will return to this country. A proposed merger between Hoyts and Greater Union hit a number of snags which shelved the whole plan and it is reported that Powers and Graham will work with the theater executives there to find some equitable way to put it through. Graham replaces Herschel Stuart, also a NT employe, as the Australian contact.

Louis-Conn Fight Films Played in 7,000 Houses

The Louis-Conn heavyweight fight pictures have been booked to date in approximately 7,000 theaters. according to reports from RKO Radio's sales department. This is said to be a near record if not a record for number of bookings for a fight film.

The celluloid story of the arena engagement has played over practically all of the major circuits. Exhibitors have reported to RKO Radio that it has been a tremendous boon to Summer business and in spots has upped grosses as high as 50 per cent.

$6,000,000 Trust Suit Settlement Is Sought

Application to settle the $6,000,000 triple damage anti-trust suit filed by Stanley K. Oldden. assignee of Pacent Electric Co., against Erpi, Western Electric and AT & T for $150,000 was filed yesterday in the New York Supreme Court and will be heard today by Justice Benjamin Schrieber. Pacent. which went out of business in 1933, claimed that it was prevented from selling motion picture sound equipment to theaters during the period starting in 1929. The suit had contended that an alleged conspiracy on the part of the defendants had resulted in a monopoly in the field. Action was filed in 1935.

To Challenge Minnesota Anti-5 Law This Week

Filing of the action designed to challenge the constitutionality of the Minnesota anti-blocks-of-five law is slated to take place this week. A few minor changes in the draft were recommended by industry attorneys, thereby delaying the filing which was scheduled tentatively for today.

Rites Held for Ulrich, "Father of the Pressbook"

Funeral services for Charles K. Ulrich, 82, former newspaperman, veteran film publicist, novelist and playwright, were held Sunday at the Fairchild Funeral Home, Brooklyn. Known as the father of the film pressbook, Ulrich originated the prototype of the modern books while a member of the Paramount publicity staff, then headed by John C. Flynn. Later, Ulrich held posts with PDC and Pathe, and at one time, he was also with the industry's Code Authority under the NRA. He is survived by his wife and three children, Mrs. F. E. Rutledge, Mrs. J. Z. Zollies, and Carl C. Ulrich.

Charles C. Pettijohn, III, Makes Bow in Hollywood

It's "Grandpappy" Charley Pettijohn now.

A son, weighing 7 pounds five ounces, was born in Hollywood at 12:05 a.m. today to Mr. and Mrs. Charles C. Pettijohn, Jr. Mother, the former Josephine Hanlon, of New Rochelle, and child are reported doing nicely.

Naturally, the child was promptly named Charles C. Pettijohn, III. Father is a member of the Hollywood Board of the Production Code Administration.

"Grandpappy" Pettijohn burst buttons off his shirt swelling out his chest, but managed, somehow, to carry on here during the day as general counsel of MPPDA.

Emergency Stymies Neely Bill, Says Research Council

San Francisco—While the Motion Picture Research Council feels "there is still need for the Neely bill" and proposes to resume its Congressional campaign for enactment "as soon as this can be done," it feels that early action is not likely "in view of the present unlimited national emergency," according to its current News Bulletin.

The Council states its Joint Congressional Committee is still functioning in Washington "and will serve as a listening post so that activity may be resumed when the time is propitious."

Breen Elected a Director Of Ass'n of M. P. Producers

West Coast Bureau of THE FILM DAILY

Hollywood — Joseph I. Breen of RKO was elected a director of Association of M. P. Producers at a meeting yesterday.

Will Hays discussed the international situation but no details were made public.

Ernie Marsh Recovering

Portland, Ore.—Ernie E. Marsh, manager of United Artists Theater is recovering from a major operation.

COMING and GOING

HERMANN G. PLACE, SPYROS SKOURAS, WILLIAM POWERS and other National Theaters executives fly to the Coast today.

H. M. WARNER has returned to the Coast.

JAMES R. GRAINGER left last night on a three-week trip across the country.

MAX MILDER has planed to the Coast for studio conferences at Warners.

MOE SIEGEL leaves for the Coast today.

SAM SELETZKY, Republic franchise holder in New Haven, was in New York yesterday.

MAX GILLIS, Republic franchise holder in Philadelphia, returned there last night from New York.

PHIL ENGEL, Eastern publicty field representative for Warners, is touring the New England territory in connection with openings of "The Bride Came C.O.D."

JACK KIRSCH, Illinois Allied prexy, has returned to Chicago after a vacation.

WILLIAM L. GUTHRIE, head of Warners' location department, arrived in Ottawa yesterday to make advance arrangements for shooting of Warners' "Captains of the Clouds."

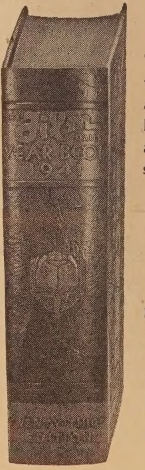
EARLE HOLDEN, manager of the Capitol Atlanta, is in Baltimore.

CAPT. ARTHUR T. KAPLAN, former operator of the Fifth Avenue Playhouse and president of Franco-American Films, will be in town from Friday to Sunday on leave from Camp Croft, S. C. He can be reached at AL 4-6980.

STEVE BROIDY, Monogram sales chieftain, arrives in Hollywood today.

Grainger on Trip to Coast

James R. Grainger, Rep. prexy, left last night on a three weeks' trip which will take him to the Coast. First stop is Detroit, with Chicago, Salt Lake City, Los Angeles, Frisco, Portland, Seattle and Chicago to follow. Grainger returns at the month's end.



SHANDY HILL
Mercury
Pottstown, Pa.

says—

"It is bigger and bette than ever, a valuabl addition to the row o Film Daily Year Book already on our librar shelf."

1941
YEAR BOOK
of Motion Picture

•

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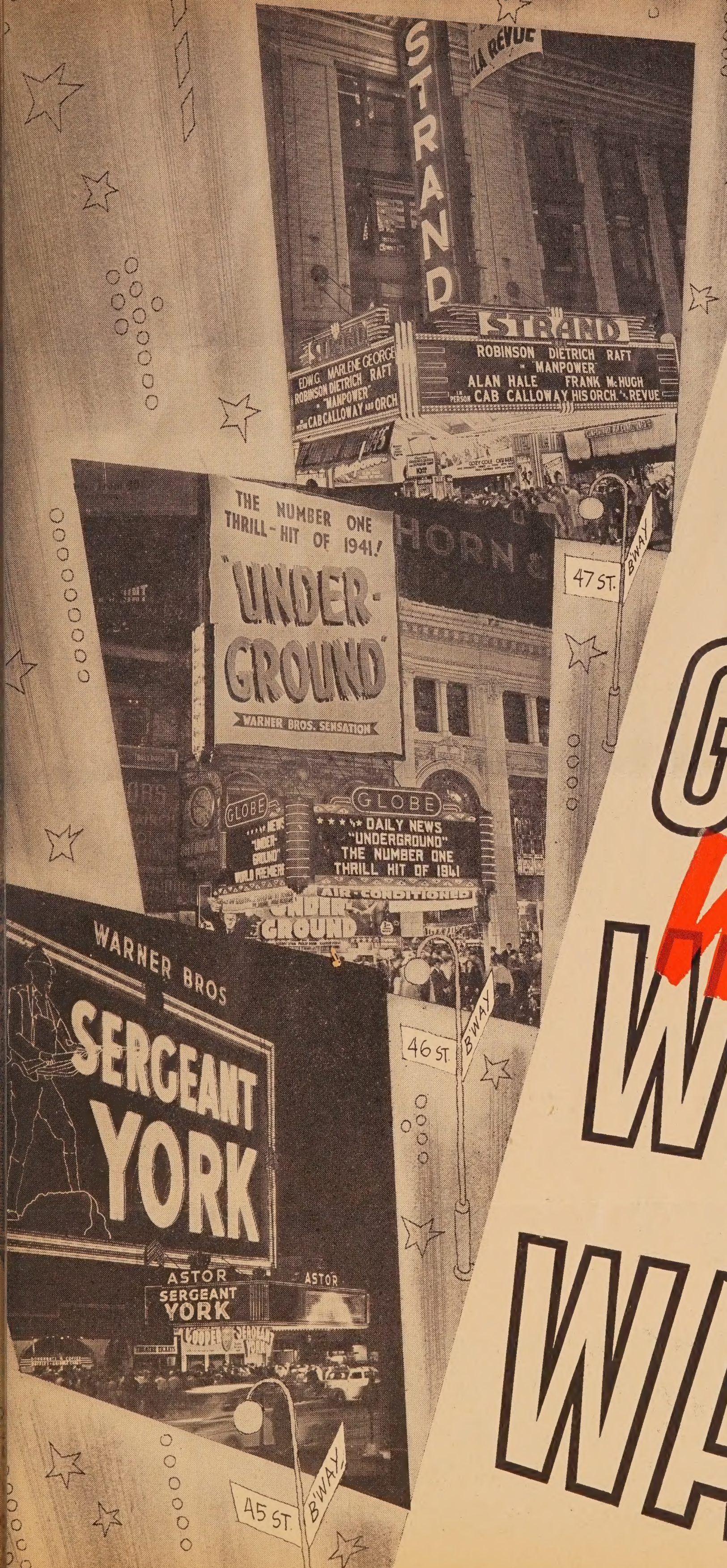

STRAND
ZILLA REVUE
STRAND
EDW. G. MARLENE GEORGE
ROBINSON DIETRICH RAFT
"MANPOWER"
IN PERSON CAB CALLOWAY AND ORCH
STRAND
ROBINSON DIETRICH RAFT
IN "MANPOWER"
ALAN HALE FRANK McHUGH
IN PERSON CAB CALLOWAY HIS ORCH. & REVUE
THE NUMBER ONE THRILL-HIT OF 1941!
"UNDER-GROUND"
WARNER BROS. SENSATION
HORN &
47 ST.
B'WAY
GLOBE
GLOBE
DAILY NEWS
"UNDERGROUND"
THE NUMBER ONE
THRILL HIT OF 1941
AIR-CONDITIONED
UNDERGROUND
WARNER BROS
SERGEANT YORK
46 ST.
B'WAY
ASTOR
SERGEANT YORK
ASTOR
COOPER
SERGEANT YORK
45 ST.
B'WAY

THE GREAT ~~WHITE~~ WARNER WAY

MARK OF SHOWMANSHIP

JACK L. WARNER, *In Charge of Production*
HAL B. WALLIS, *Executive Producer*

"MOON OV

BIGGEST OPENING DAY IN ROXY HISTORY

...BEATING EVEN
"ALEXANDER'S
RAGTIME BAND"!

...and it's the same

ER MIAMI"

BIGGEST 4TH OF JULY WEEKEND ROXY EVER HAD!

e all over the nation! 20th CENTURY FOX

Big 5 Adopts Plan To Rule Previews

(*Continued from Page* 1)

lywood a priority on previews. For some weeks, the Studio Publicity Directors Committee has been working on a preview plan; meanwhile, new product has been generally previewed on the Coast at least two weeks before release.

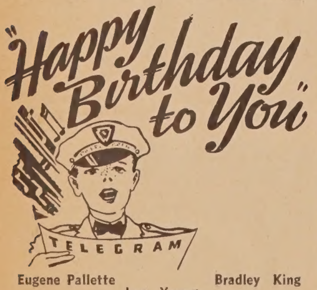
Whether other companies will follow the lead of the "Big Five" which evolved the review formula for consent decree operations, was not ascertainable last night.

Statement issued yesterday on behalf of the "Big Five" conferees said that the following points had been established at the huddles:

> **"1. That the trade press attend and review films at the trade showings for exhibitors in various parts of the United States, since the primary function of the trade press is the dissemination of information for the trade itself and serves as a guide to exhibitors;**
>
> **"2. That advance showings be arranged for magazines and weekly publications of general circulation, in such cases where deadlines make such advance showings necessary;**
>
> **"3. That, as the result of discussions with syndicate heads and newspaper publishers throughout the country, it was found that the consensus of their opinions was that the lay press and radio commentators be shown the pictures for review when they open for public exhibition in their local theaters. Therefore, this has been adopted as the practice."**

The latter provision was interpreted as putting the lid on the early preview practice of radio commentators on national hook-ups. It also apparently means that local cities will no longer catch pictures in advance of engagements in their respective towns.

Participating in the discussions here were: William F. Rodgers and Howard Dietz, of M-G-M; Gradwell L. Sears and S. Charles Einfeld, of Warner Brothers; Neil F. Agnew and Robert M. Gillham, of Paramount; Herman Wobber and Charles E. McCarthy, of 20th Century-Fox; and Ned E. Depinet and S. Barret McCormick, of RKO Radio.



Eugene Pallette
Lon Young
Bradley King

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● **WILL the gents in RKO's family circle......responsible for Frank Buck's Jungle Cavalcade......step up that they may have pinned upon their respective blouses this Tuesday morn......Phil M. Daly's own special decoration......the Order of Applause (With Two Palms)?...... For the telescoped version of Buck's three photographic safaris...... given a premiere currently in Broadway's Palace Theater......appraises as the swell execution......of a swell idea......Technically, to be sure, the pic must be catalogued as a reissue......but the smart approach of RKO......to all intents and purposes......takes it out of the reissue category......and clever editing makes it corking and exciting entertainment......Side thought: Wonder if the same approach...... could not be used......to provide condensations......of some of the "family" series......where there exists continuity of characters and players......**

▼ ▼ ▼

● ● ● *THE World is Too Much With Us Department...... as reported by Erpi's Red Stong......It seems a weary little man ......wandered into Erpi's foreign dep't.......at Vandam Street the other day......and asked for help in designing a sound-proof helmet......Said he wanted it for his own use......protection against idle conversation......and the distracting noises of the street......What with Warners appointing air raid wardens..... for the home office building......and other alarms......he may have happened on to something......Yes? ? ?......*

▼ ▼ ▼

● ● ● **MAYBE the industry instead of sending film stars......to Latin-America as envoys of good-will......should dispatch instead camera squads on production missions......Credit that thought to correspondence......passing between Clarence Ellis......heading a Pathe News production crew in Chile.....and Vice-Prexy Frederic Ullman, jr. ......From Santiago, Ellis writes of the Chilean reaction to "Caballero College"......made by Pathe News at the Chilean Cavalry School near Valparaiso......The short privately screened at the Presidential Palace ......for a top-flight Chilean audience......was lauded by President Aquirre Cerda......while the American Colony affirmed the pic...... had done more to create good-will for America......in influential Chilean circles......than any other U. S. film industry endeavor......The Pathe News crew returns shortly......with negative for four or five other Sportoscopes......with South American settings......**

▼ ▼ ▼

● ● ● *"NAMES make news," and so. . . ● Clyde Eckhardt, 20th-Fox branch manager......and Eddie Silverman, Essaness prexy......have been named co-chairmen of the Chi. theaters USO drive. . . ● W. M. Richardson, Universal branch manager ......is back in Atlanta......with tales of catching two large sailfish......off the Florida Coast. . . ● "Pat" Ochs, Herb's 18-year-old daughter......has launched herself as an exhib...... taking over the Burton (O.) Opera House......from Irving Field ......who is keeping a date with Uncle Sam. . . ● Metro has signed Edmund Gwenn......for its Broadway production......of "We Fought at Arques"......which will bow in at the Plymouth, come September. . ● Ted Gamble, now heading his own Northwest circuit......has been appointed Oregon State Defense Savings Administrator. . . ● Charles T. Rook, Montgomery exhib. ....has been elected to the Board of Control of the Exchange Club there. . . ● Danny Demetry, former Chi. band leader......has purchased the Emory Theater in Atlanta......and will personally operate......*

Metro Promotes 33 Men in Field Staff

(*Continued from Page* 1)

agers are, respectively, Joseph Kronman, formerly cashier; Ansley Padgett, formerly second booker; Wilton W. Spruce, formerly cashier, and H. A. Arata, formerly first booker.

Also promoted to positions as salesmen are three bookers and two checking supervisors. At Charlotte, Supervisor David H. Williams and former Washington booker Pete Prince have been assigned to sales duties. At Atlanta, the new salesmen are Marvin Gaddis, formerly third booker, and Clarence Deaver, formerly fourth booker, and at Dallas, Vernon L. Smith, formerly checking supervisor.

L. R. Gilland, formerly chief booker at Charlotte, has been made office manager at that exchange.

Other promotions follow:

At Washington: Paul Wall, fourth booker to third booker; Victor Wallace, student booker to fourth booker; Anna Ridgely, assistant cashier to cashier; Jack Hurwitz, clerk to bookkeeper.

At Charlotte: Max Holder, second booker to head booker; Vincent Thompson, student booker to second booker; Ashby Bell, assistant shipper to third booker.

At Atlanta: James Stanton, Jr., fifth booker to third booker; Harris B. Wynn, checking supervisor to fourth booker; Fred Hull, Jr., student booker to fifth booker.

At Dallas: Carl Swenson, fourth booker to cashier; Charles Kelley, fifth booker to fourth booker; John Porter, Jr., student booker to fifth booker.

At New Orleans: Herbert Schlesinger, second booker to chief booker; Samuel Wright, third booker to second booker; John G. Simpson, checking supervisor to third booker.

To fill the positions left open by promotion of checking supervisors, the following checkers were named: At Dallas, Sterling Lord; at Atlanta, James A. Tomlin; at New Orleans, H. F. Mosley.

Defer Aluminum Matinees To July 21, U. S. Request

(*Continued from Page* 1)

ton, director of the Information Office for Emergency Management, to the Motion Picture Committee Co-operating for National Defense.

Rep. in M & P Product Deal

Republic has closed a 1941-42 product deal with M & P Theaters, it was reported yesterday.

TO THE COLORS!

Portland, Ore.—Ron Kelley, manager of the Music Box for Hamrick-Evergreen, goes into the Navy's Quartermaster's department.

Chicago—Emmett Doody of the managerial staff of Warners' Princess has joined the Army.

Chicago—Hugh J. Ward, formerly Warner chief of service here has been promoted to sergeant at Camp Forrest, Tenn.

St. Louis—Ethan A. H. Shepley, on the AAA panel here,has been promoted to the rank of colonel in the First Missouri Infantry Reserve.

Holiday Theater Biz Hits Peak in Nation

(Continued from Page 1)

soms in the Dust" took in $21,000 on the holiday, itself, and grossed $65,000 during the four days from Thursday to Sunday. The week is expected to hit $100,000.

The Criterion, where a $3,000 day is exceptional, grossed $5,000 with "In the Navy" on Friday and continued over the week-end to record-breaking crowds.

The Paramount had its biggest one-day business except New Year's Eve, on Friday when "Caught in the Draft" pulled in $15,000 and chalked up a matinee record of $9,000. The three-day period grossed $40,000, according to Manager Bob Weitman who predicts a $70,000 for the second week of the picture.

"Moon Over Miami" did "terrific" business at the Roxy, attendance being far ahead of last year's holiday, according to the management. "Manpower" gave the Strand its biggest opening week-end in more than a year, while "Sergeant York" was a sell-out from Friday through Sunday at the Astor. Business on "They Met in Bombay" at the Capitol was bigger than the holiday attendance last year. "Underground" kept up a strong pace at the Globe, while other theaters and neighborhood houses enjoyed the best business in months. Every Broadway theater, with the exception of the Rialto, held over its picture for another week.

All major circuits reported heavy attendance on the holiday and a strong upswing during the two following days.

Rain in Philadelphia A Boon to Exhibitors

Philadelphia—Inclement weather over the holiday week-end was a boon to local exhibs., with theaters experiencing their first really good biz in some time. Para.'s "Caught in the Draft" was reported setting a new record for the Fox.

Theaters in nearby shore spots also cashed in, thanks to the cold and rain. In Atlantic City, the ban on Bingo upon expiration of licenses, also aided theaters materially. Darkening of Bingo spots over the week-end cost the operators well into the thousands.

Triple Holiday a Hypo To Omaha Box-Offices

Omaha—The triple holiday of July 4th was a hypo to theater business here. At some houses grosses actually sky-rocketed.

The Orpheum broke the house record for an opening day with "In the Navy," which opened the Fourth. Indications pointed to double average business with this picture for the week.

Other holiday business in Nebraska and Western Iowa was spotty, depending largely on product and competition. Matinee business was off, evening grosses up.

Holiday Week-End Biz Took Spurt in Philly

Washington Bureau of THE FILM DAILY

Washington—Biz over the holiday week-end bounded upwards here. Para.'s "Kiss the Boys Goodbye," playing both the Earle and Ambassador, made a particularly impressive showing, topping both NWMP and "Virginia" which had exceptional runs locally.

Heavy Rains in Atlanta Bring People to Theaters

Atlanta—Heavy rains on the Fourth of July aided Atlanta theater business by keeping people in the city who had planned out of town trips. Business was good, but not as good as on some holidays.

Stahl May Make "Story of Sam Gompers"; Bruce Manning to Produce Durbin Feature

West Coast Bureau of THE FILM DAILY

Hollywood—Riding herd on the Hollywood news range:

"The Story of Sam Gompers" looms as a John Stahl production for 20th-Fox, with Stahl favoring Walter Huston for the title role. . . . Lew Ayres may get the name part in Metro's "H. M. Pulham, Esq.," which King Vidor will produce. . . . Bruce Manning will produce Deanna Durbin's "They Lived Alone," by Sonya Levien, originally announced as a Margaret Sullavan vehicle. . . . 20th-Fox has signed R. C. Sheriff and Aldous Huxley to writing pacts. . . . Monogram plans a Negro musical, the score to draw on Stephen Foster tunes. . . . The Herb Wilcox-Anna Neagle pic to be made in England and Canada will be titled "North Atlantic Patrol"; British shooting starts in late Summer. . . . Para. will co-star Chester Morris and Jean Parker in "No Hands on the Clock". . . . Title change makes Roach's "All-American Girl" "All-American Co-ed."

20th Cent.-Fox Completes Makeup of Block of 5 Pix

(Continued from Page 1)

as already announced, "Dressed to Kill" and "Private Nurse."

Atlanta—Twentieth-Fox will start tradeshowing here on July 23, showing its first five-block over a three-day period, according to Harry Ballance, southern district manager. Company will use its own screening room, and plans to show each feature twice.

Warners Will Increase "Sergt. York" Tradeshows

(Continued from Page 1)

Warners is said to be planning to increase the roadshow schedule originally set up for Gary Cooper starrer.

Pic is expected to open its second roadshow engagement shortly in Nashville. Chicago also will get an early roadshow.

District Managers to be Golf Tournament Guests

Buffalo—Local Variety Club will entertain all district managers in the Buffalo territory at its annual golf tournament and dinner dance Aug. 4 at the Wilmot Country Club. Phil Fox is chairman of the committee on arrangements.

Middle Tennessee Cities Adopt Daylight Saving

Nashville, Tenn.—Nashville went on daylight saving time Sunday and the neighboring Middle Tennessee cities of Clarksville, Murfreesboro, and Galltin followed suit.

Fair Holiday Weather Kayoed Rochester B. O.

Rochester—With warm, sunny weather that took people out of town or to lake resorts over the long Fourth of July week-end, business was none too healthy for local exhibs. All large downtown stores closed Friday and Saturday. The majority of Eastman Kodak's 19,100 employes were off the three days, while Bausch & Lomb Optical Co. was closed for the week to give its employes their vacation at the same time.

Sam Seidelman Named UA Chief in Argentina

(Continued from Page 1)

ager. He succeeds Guy P. Morgan, resigned.

Seidelman has represented UA in Mexico and Central America for the last nine years. Headquartering in Buenos Aires, he also will act as supervisor of the company's interests in Latin-America.

Sam Gerson Seriously Ill

Chicago—Sam Gerson, well known theater executive, is reported seriously ill.

Exports to Hungary Cut to 20 Pictures

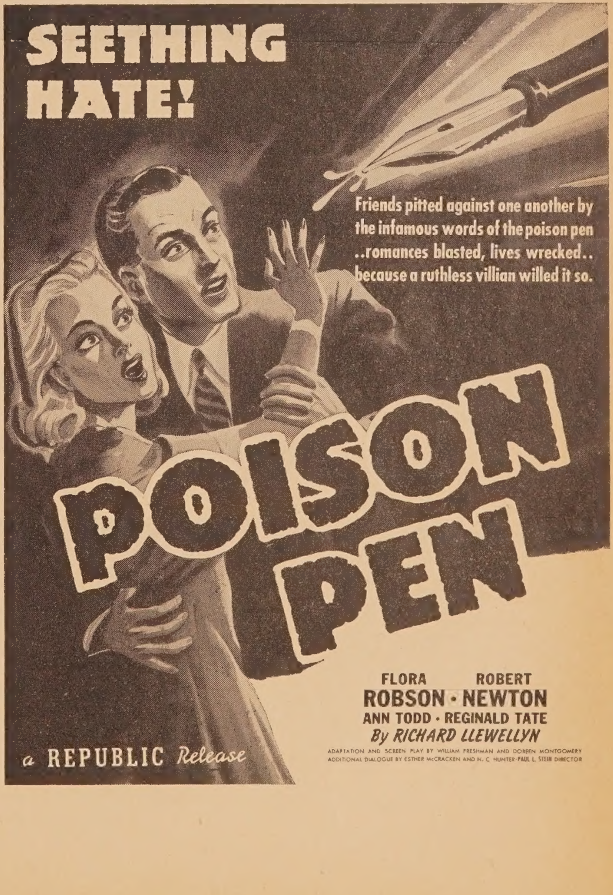
(Continued from Page 1)

total of between 85 and 90 pictures imported by them during the past year.

In addition, the Government is asking that 60 per cent of current releases be immediately withdrawn from circulation. Other companies operating there do not have offices and sell outright to agents, with monetary restrictions bringing business to a standstill in this respect.

It is expected that the companies affected will refuse to comply with the demands and cease doing business there unless more equitable terms are set up. It is pointed out that no money is likely to be allowed out of the country in the future, and the U. S. companies would merely be sending over sufficient top product to keep the Hungarian theaters open with no benefits to be derived.

Nazi influence is believed to be the cause of the ruling, with Nazi pressure also forcing a number of German-made films on Hungarian screens, according to reports.


SEETHING HATE!
Friends pitted against one another by the infamous words of the poison pen ..romances blasted, lives wrecked.. because a ruthless villian willed it so.
POISON PEN
FLORA ROBSON · ROBERT NEWTON
ANN TODD · REGINALD TATE
By RICHARD LLEWELLYN
ADAPTATION AND SCREEN PLAY BY WILLIAM FRESHMAN AND DOREEN MONTGOMERY
ADDITIONAL DIALOGUE BY ESTHER McCRACKEN AND N. C. HUNTER-PAUL L. STEIN DIRECTOR
a REPUBLIC Release

Atlanta "Blackout" Ends as Rains Come

(Continued from Page 1)

Southeast which had all but depleted power lakes and reservoirs was ended with heavy rains during the past week which covered north Georgia, Alabama and Tennessee where the major power dams of the Southeast are located.

The lifting of the ban will continue through this week and if at the end of the seven-day period, the lakes are continuing to store up reserve power, the "blackout" will be permanently lifted.

Under the program of cutting down on power wattage, theaters had been asked to reduce their kilowatt consumption by one-third of that used during the last week of May. All Atlanta and Georgia theaters co-operated to the utmost, even cutting down on the power usage more than asked while baseball clubs were yelling that they couldn't afford to stop night baseball and didn't.

Place to Represent Kent At 20th-Fox Convention

(Continued from Page 1)

company, Hermann G. Place, executive board chairman, will huddle with studio execs. until the annual convention opens next week. Place will represent President Sidney R. Kent at the convention next week. Kent is vacationing in the Thousand Islands and does not plan to attend.

Place will be accompanied by Spyros Skouras, William Powers and other National Theaters executives. The group leaves by plane this afternoon. Place has been a member of the board of directors for some time, but it was not until comparatively recently that he resigned from the Chase Bank and assumed his executive post as 20th-Fox.

B & K and Allied Reduce Prices for Service Men

Chicago — Effective yesterday, Balaban & Katz reduced prices to service men in uniform 25 to 35 cents. Members of Illinois Allied made reductions of five to 35 cents.

Lubitsch on Wanger Pic

Ernst Lubitsch will direct one picture, "To Be or Not to Be," for Walter Wanger's new program. Under Lubitsch's contract with 20th Century-Fox, he can direct one outside picture a year.

Max Small Under Knife

Chicago—Max Small, manager of the Irving theater, is confined to the hospital after an operation for appendicitis.

Rogers' Innovation

Atlanta—Lee Rogers, m.p. editor of The Constitution, this week started a new feature of the Constitution's movie pages.

In the listings of current amusements in the downtown theaters, Rogers gives the complete program of shorts and the highlights of newsreels, explaining that he thought patrons were just as choosy about shorts and news shots as about features.

Floods of mail have approved the idea.

Biordi Bros. Arbitration Hearing to Resume July 21

Pittsburgh—After two and a half days of additional testimony, hearing of the arbitration case filed by Biordi Bros., Ellwood City, Pa., has been adjourned to July 21 by Horace F. Baker, arbitrator.

Complaint, which was filed against Warner Bros., RKO and 20th Century-Fox, charges that a circuit is being favored by the defendants over the Biordis' Majestic Theater and that the distributors allegedly have refused to license pictures for the house.

Fred Rowland Arbitration Cases to be Heard Aug. 4

Cincinnati — Arbitration of the Fred Rowland cases involving the Main and Parsons Theaters, Columbus, has been moved up to Aug. 4. The Main Theater case will be heard by Herbert L. Cook, while Anthony Dunlap will be the arbitrator for the Parsons case.

Hearing Under Way In Lee Some Run Case

Washington Bureau of THE FILM DAILY

Washington — Hearing started yesterday before Federal Judge Laws, arbitrator, in L. W. Lee's some run demand for his Lea Theater in Danville, Va., against the five consenting majors. The hearing will be continued today.

Abram F. Myers, Allied's general counsel and board chairman, is attorney for Lee.

Esler Aids USO Campaign

Chicago—Joe Esler, FILM DAILY staff correspondent, has been named by Jack Kirsch to contact the trade papers in the drive for USO funds in the Chicago territory.

William C. Breen Dead

Norwood, Mass. — William C. Breen, 65, one of the first to operate a film theater here, died after a brief illness.

George A. Duncan Dead

Carlisle, Ky.—George A. Duncan, 77, owner and operator of the Lyric here, died of a heart attack.

Yale Historical Films Acquired for NBC Tele

(Continued from Page 1)

Ascap-nets impasse on the one hand and film companies' reluctance to sell on the other, has closed a deal with the Yale University Press for its Chronicles of America Photoplays, a series of 15 three and four-reelers

Series additionally is regarded as the first demonstration of tele's potential value as a medium for combined education and entertainment. Films are regarded as standard equipment for the teaching of history and citizenship in U. S. schools and colleges. Initial presentation via tele is scheduled for 2:30 p.m. tomorrow.

Series starts with the first voyage of Columbus and tells the stories in turn of the Jamestown settlement, the Pilgrims and the Puritans, the Dutch colony of New Amsterdam, the struggles between the French and English, the beginning and end of the Revolution, westward expansion as depicted by George Rogers Clark and Daniel Boone, and Washington's first administration, the series culminating with Lee and Grant at Appomattox.

Mo. Measure Would Make Stench Bombings a Felony

(Continued from Page 1)

Eastern Missouri and Southern Illinois, to make it a felony for anyone to drop stench bombs in or adjacent to motion picture theaters or other public amusement places. The bill must now hurdle the Senate before the General Assembly adjourns sine die on July 12.

Punishment for the offense under the bill would range upwards from two years' imprisonment in the Missouri Penitentiary. Bombings now constitute only a misdemeanor, punishable by a fine or workhouse sentence not to exceed one year.

In recent months three motion picture theaters in St. Louis County, the Ozark, Osage and Kirkwood, have been victims of stench bombing attacks.

Indict Paterson Theater On Tax Evasion Charge

Newark, N. J.—The first indictment in the N. J. Federal District against a motion picture theater company for alleged failure to pay admission taxes to the Internal Revenue Department has been voted by the Federal Grand Jury here and the case is scheduled to be brought to trial shortly.

The indictment, which has been handed to Federal Judge Smith, names as defendants the Main St. Rialto Theater, Inc., of Paterson, and Samuel Koenig of Brooklyn and Howard Lesser of Paterson, reputedly connected with the theater. The indictment alleged failure to pay the Internal Revenue Bureau of North Jersey approximately $1,200.

Crescent Jury Trial Motion Withdrawn

(Continued from Page 1)

of the presiding jurist to that type of trial.

Argument over validity of subpoenas issued to representatives of the major distribs. in New York, exchange heads and to defendants calling for correspondence relating to matters at issue in the suit largely took up the first day of the trial.

D of J's Allegations

Alyn N. Doby, special assistant to the Attorney General, who heads the Government's legal staff, told the Court the D of J would seek to prove that the defendants were able to secure from distributors lower rentals than indies could secure; that the defendants were able to demand clearance on any desired picture at any time regardless of prior requests of indies, and that a licensing system was maintained under which indies could never successfully compete with the defendants.

Armistead argued that all evidence as to cutting of local admission prices were irrelevant in a suit based on violation of interstate commerce laws. This was challenged by Doby, who cited the Standard Oil case in which evidence of local price cutting was admitted.

Branch Execs. in Attendance

Present in answer to Government subpoenas, are the following branch execs.: Thomas W. Young, manager Memphis branch, 20th Century-Fox; Walter W. Anderson, Paul S. Wilson, H. M. Lyons, T. L. Davis, Atlanta, Ga.; W. Guy Craig and George T. Landis, Indianapolis, Ind.; P. M. Baker, New Orleans, La.; J. A. Pritchard and J. B. Breechem, Charlotte, N. C.; J. J. Rogers and A. M. Avery, Memphis.

Also present under subpoena are the following circuit presidents: G. W. Haynes, Memphis, Strand Enterprises, Inc.; Earl Hendren, Erwin, Tenn., Cherokee Amusement Co., Inc.; W. F. Ruffin, Covington, Tenn., Ruffin Amusement Co., Inc.; J. W. Baird, Newport, Tenn., Newport Amusements, Inc.; Louis Rosenbaum, Florence, Ala., Muscle Shoals Theaters, and Cowan Oldham, Cumberland Amusements, Inc.

Honors for making the longest trip in answer to a summons probably goes to Martin Solomon, here from Los Angeles.

"Charley's Aunt" Debuts At Grauman's Chinese

Hollywood — World premiere of "Charley's Aunt" will be held July 31 at Grauman's Chinese Theater.

Soskin Hospitalized

Detroit—Leonard Soskin, former UA salesman, and now owner of the Amsterdam Theater, is in the hospital with gall bladder trouble.

JUL 14 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 6 NEW YORK, WEDNESDAY, JULY 9, 1941 TEN CENTS

ASK 'LITTLE 3' OMISSION IN CRESCENT SUIT

105 Detroit Theaters Joining in Business Drive

Newspapers' Co-operation Enlisted; Title Contest Has $1,500 in Top Awards

Detroit — Co-Operative Theaters of Michigan and United Detroit Theaters, controlling 105 houses between them, are uniting on a campaign "to make the public more movie conscious," according to Carl W. Buermele, general manager of Co-op.

First step is to break down the motion picture ads in daily papers into four sections—downtown, North, East, and West, and run special film page articles plus boxes on the front page calling attention to the film programs. In return, all theaters will run trailers for a week for each

(*Continued on Page* 7)

Popularity Ratings For Film Players

Inauguration of a new popularity rating for film players designed to function in its own field much as the Crossley service does in radio was announced yesterday by Dr. Leo Handel, director of research for the recently organized Motion Pic-

(*Continued on Page* 6)

Monogram Directors Name Board Replacements

West Coast Bureau of THE FILM DAILY

Hollywood—Following Monogram board of directors' meeting, board replacements were announced with

(*Continued on Page* 7)

20th-Fox Tradeshows Slated in Exchanges

Twentieth-Fox, which will start to tradeshow its first group of five on July 22, will restrict the tradeshow screenings to its own exchange projection rooms, with two exceptions. In Portland, Ore., the screenings will be held in the Star Film Exchange and in Indianapolis, the company has closed a deal for the use of the Esquire Theater. Plan for preview style trade shows was stymied by consent decree complications, it is understood.

Warners May Show "Sergeant York" in Three Washington, D. C., Theaters at 75c to $1.10

Washington Bureau of THE FILM DAILY

Washington—With the national capital easily the country's No. 1 boom town, Warner Bros. is reported planning to show "Sergeant York" in no less than three houses here simultaneously as an alternative to a single road-showing at the Earle. Pic would be presented on the same policy in all three—a grind, with admissions tilted to 75c-$1.10, it is understood. Theaters said to figure in the Warner triple-showing plans are the Earle, Ambassador and Metropolitan.

Charles Einfeld, WB advertising-publicity head, arrived here last night, in connection with the plans for "York."

Cuba Will Have New Standard Contract

Havana (By Air Mail)—A new standard exhibition contract and a stipulation that distributors and exhibitors must belong to existing associations are to be two important provisions of the fair trade practice code now being drafted by the Motion Picture Industry Co-ordinating Commission. The code is being prepared in accordance with Decree

(*Continued on Page* 4)

Three New Arbitration Cases Filed in Philly

Philadelphia—Three demands for arbitration were filed here yesterday, one by the Broad Amusement Co. and two by the Liberty-Parkside Theaters Co.

Broad Amusement's case was the

(*Continued on Page* 8)

Montague Asserts Decree Helps Col.

Consent decree stemming from the New York equity suit already has helped Columbia although the company is not a party to the decree, Abe Montague, general sales manager, said yesterday. Ability to sell the entire program in contrast to small blocks required of the five consenting companies is believed by Montague to have been a factor in

(*Continued on Page* 8)

Dewey Thanks Industry For Quick USO Response

Film industry's quota in the USO drive is expected to be reached within the 10 days originally set, according to Joseph Hazen, chairman. Campaign which started Monday and ends July 17 was given a fast start,

(*Continued on Page* 7)

Paramount to Hold Regionals

First Tradeshows Also Set for July 28-30

Paramount on July 18 will start a series of district regional meetings of its field sales force to discuss new product and sales policies for the 1941-42 season, Neil Agnew announced yesterday.

Agnew will address the meetings in New York and Boston and will preside at the regional meeting to be held in Atlanta. Charles Rea-

(*Continued on Page* 4)

Buffalo Bingo Assured Through Summer by Court

Buffalo—An order granted by Supreme Court Justice David Diamond assuring operating of Bingo during the Summer in two downtown theaters and an amusement hall without police interference brought

(*Continued on Page* 6)

First Witness Tells of Threat to Build Competing House on Refusal to Sell

By **P. R. RUSSELL**
FILM DAILY Staff Correspondent

Nashville, Tenn. — Moving along faster than anticipated, the first witness was called to the stand before noon yesterday in the Crescent Amusement anti-trust suit trial. This first witness, R. T. Mitchell, of Russellville, Ky., questioned by U. S. Attorney O. W. Hughes, testified that since November 1935, efforts have been made by the Crescent Amusement Co. to buy his Dixie Theater in Russellville. Mitchell stated that during the five-year period threats have been made to construct a competing theater in Russellville

(*Continued on Page* 6)

Bill Ends Service Men's Ticket Levy

Washington Bureau of THE FILM DAILY

Washington — A bill to exempt from Federal admission taxes all soldiers and others in service uniform, was introduced in the House yes-

(*Continued on Page* 4)

File Particulars Bill In Pickwick Trust Suit

New Haven—The required bill of particulars in anti-trust suit filed by the Prefect Theaters, Inc., against

(*Continued on Page* 6)

$150,000 Settlement Ends 6 Million Suit

Approval of the $150,000 settlement for the $6,000,000 treble damage anti-trust suit of Stanley K. Oldden, as assignee of Pacent Electric Co., against Erpi, Western Electric and AT & T, was granted yesterday by New York Supreme Court Justice Benjamin Schrieber. Suit had claimed a monopoly in the field of sound equipment for theaters which allegedly resulted in Pacent being forced out of business.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 6 Wed., July 9, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Tuesday, July 8*)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	9½	9¼	9½	+ ¼
Col. Picts. vtc. (2½%)	5¼	4⅞	5¼	+ ⅜
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	1¼	1¼	1¼	.....
Con. Fm. Ind. pfd.	9¾	9⅜	9¾	+ ½
East. Kodak	137¼	136½	137	+ ½
do pfd.	175	175	175	— ½
Gen. Th. Eq.	13	12¾	13	+ ½
Loew's, Inc.	30½	30	30⅜	+ ¼
do pfd.	....	....	....	.....
Paramount	11½	11¼	11½	+ ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	10⅝	10½	10⅝	+ ¼
Pathe Film	10½	10⅜	10⅜	— ⅛
RKO	3⅜	3¼	3¼	.....
RKO $6 pfd.	51¾	51¾	51¾	— ⅛
20th Century-Fox	6	5¾	6	+ ⅜
20th Century-Fox pfd.	18¼	18⅛	18⅛	+ ⅛
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4	3¾	4	+ ¼
do pfd.	62	62	62	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	53⅜	53⅜	53⅜	+ ¾
Para. Picts. cv. 3¼s47	96	96	96	.....
Warner Bros.' dbs. 6s48	94¾	94⅛	94⅛	— ⅜
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9¼	9¼	9¼	+ ¼
Trans-Lux	⅞	⅞	⅞	—1-16
Universal Corp. vtc.	6⅝	6½	6⅝	+ ¼
Universal Picts.	....	....	....	.....

"Sunset Murder Case" Will Be Viewed by Regents Com.

A Board of Regents sub-committee is scheduled to screen the "Sunset Murder Case" on appeal July 16 in the projection rooms of the motion picture division here.

Picture, once licensed for Grand National as "Sunset Strip Case" in its original version with eliminations of the Sally Rand dance sequence, then later withdrawn due to advertising complications, was refused a license by censors in its latest revised version.

H'wood Columnists Mum On Preview Restrictions

West Coast Bureau of THE FILM DAILY

Hollywood—Following a meeting of the Hollywood correspondents group yesterday, representatives stated that no official word had been received regarding restrictions of preview showings and no official comment would be made. However, it is known that correspondents believe some leeway and clearance would have been allowed to syndicate writers and radio commentators who are the hardest hit by the new restrictions.

Under the present arrangements Hollywood correspondents have had a two weeks' clearance on showings, subject to problems that would arise because of the consent decree.

Depinet and Smith in Hub For Opening of New Branch

Boston—RKO's new exchange was opened here yesterday at 122 Arlington St. Headed by Ned Depinet, vice-president, and Andy Smith, sales manager, dedication ceremonies were attended by Frank Buck, Bob Mochrie, Eastern sales manager; S. Barret McCormick, director of advertising and publicity; A. A. Schubart, manager of exchange operations; M. G. Poller, head of the playdate department, and Harry Gittleson, editor of Flash.

Exchange is managed by Ross Cropper. Gus Schaefer, Northeastern district manager, headquarters here.

Feinstein to Buy for All WB Theaters in Pittsburgh

Pittsburgh—Due to changes of policy in the booking department of the local Warner Bros. Circuit because of the consent decree, Harry Feinstein, now chief booker, has been placed in charge of buying and supervision of bookings for all theaters in the Pittsburgh territory.

Tony Stern, now assistant to Feinstein, will do the booking for all theaters in the City of Pittsburgh as well as Ohio and Main Line towns. Saul Bragen, who was recently added to the local staff, will do the booking for theaters in Erie and West Virginia.

Varbalow Takes Camden Theaters of A. M. Ellis

Philadelphia—Sam Varbalow interests of Camden, N. J., and surrounding area, this week took over the Broadway and Towers Theaters, Camden, from the A. M. Ellis circuit. Ellis still retains other houses in Philadelphia and New Jersey.

Moving Day at Warners

It was moving day at Warners yesterday, with Grad L. Sears, sales chief, and Carl Leserman, assistant sales head, taking over new air conditioned offices on the fourth floor, now entirely devoted to the distribution department.

Home Office Publicists Vote on Bargaining Agent

NLRB will conduct elections today among home office publicists of the eight majors to determine collective bargaining agent for East Coast screen publicists. The elections are being held as a result of the petition of the SPG of New York for certification as the proper collective bargaining agent. Board Examiner Charles Kramer will supervise the voting, which will take place at the home offices.

The Guild's Executive Council yesterday issued a statement expressing confidence that the SPG will receive an overwhelming majority of the votes and asserting that it is "prepared for immediate contract negotiations with the producers."

Rochester Theaters Cut Prices for Service Men

Rochester—All six major downtown theaters here yesterday started admitting members of the armed forces in uniform at reduced prices. Theaters are Loew's Rochester, RKO Palace, Capitol, Temple, Regent and Century.

Policy of reduced admissions for all men in the uniform of the U. S. armed forces was put into effect yesterday by the New York Paramount Theater. For tickets calling for a 44-cent admission fee uniformed men will only pay 24 cents, and for all tickets over that price the admission will be 25 cents plus the tax on the original admission price.

CFI Stockholders Adopt Amendment to Charter

Wilmington — Consolidated Film Industries, Inc., at a special meeting of stockholders held here yesterday amended its corporate charter to remove the requirement prohibiting the purchase of its own preferred stock if in default in payment of any fixed cumulative dividend on preferred stock or if the net current assets of the firm are less than $2,400,000.

On April 1 arrearages on the preferred stock amounted to $9.25 a share.

Company officials said there was no present plan for purchase of its outstanding preferred stock.

Saunders Back at Desk

Edward M. Saunders, Western sales manager for M-G-M, has returned to his desk following his recent illness. Saunders received a royal welcome from his associates and countless friends throughout the industry who kept in touch with him throughout his absence.

Keene Abbott Dead

Omaha—Keene Abbott, 64, movie critic at the Omaha World-Herald for many years, died at his home here following a series of heart attacks.

COMING and GOING

NED E. DEPINET, RKO v.-p., and **ANDY SMITH**, sales manager, attended the opening of the new RKO exchange in Boston yesterday.

S. CHARLES EINFELD, WB ad-pub. director, left last night for Washington to set roadshow engagement there of "Sergeant York."

PAT CASEY, studio labor contact for the producers. is in town.

DAVID O. SELZNICK may leave for the Coast at the end of the week.

RUSSELL BIRDWELL returns to the Coast at the end of the week.

ARTHUR MENKEN, Para. newsreel cameraman, leaves shortly for Russia—the first American newsreel cameraman there in years.

S. BARRET McCORMICK, RKO ad.-pub. chieftain, **BOB MOCHRIE**, Eastern sales manager, A. A. Schubart, manager of exchange operations, **M. G. POLLER** and **HARRY GITTELSON** attended the opening of the company's new Boston exchange yesterday.

MICHAEL CURTIZ, director, **ERIC STACEY**, unit manager, **SOL POLITO**, first cameraman, **ROBERT LORD**, supervisor, and **FRANK HEATH**, assistant director arrive in Toronto today by plane from the Coast to prepare for filming Warners' "Captains of the Clouds."

GERALDINE FITZGERALD, visiting here from the Coast, will be guest on the "Your Happy Birthday" program over WJZ and the NBC blue network Friday night.

LUTHER GREENE has returned by plane from the Coast where he signed a number of players for his Broadway stage production, "Walk Into

JOSEPH CORWELL, of the Liberty, Bridgeport is summering at Lake Zoar.

BROCK PEMBERTON and **ANTOINETTE PERRY** are at Gloucester to start production at the Summer theater there.

NEAL BISHOP, vice-president of the Chicago operators union, and his wife are vacationing on a boat trip around the Great Lakes.

ARTHUR ARENT goes to the Coast next week to report to Warners on a writing contract.

H. A. TURRELL, Warner theater executives in Chicago, is vacationing in Colorado.

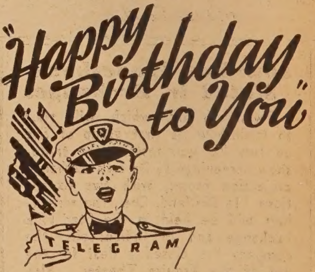
FRAN GAYNOR and **FRAN TULLIS**, of the Chicago Paramount exchange, are vacationing on the Coast.

R. T. BARRY, manager of the Capitol Theater, one of Warners' Chicago houses, leaves this week for a vacation in Minnesota.

Bandits Loot Kilgore Home

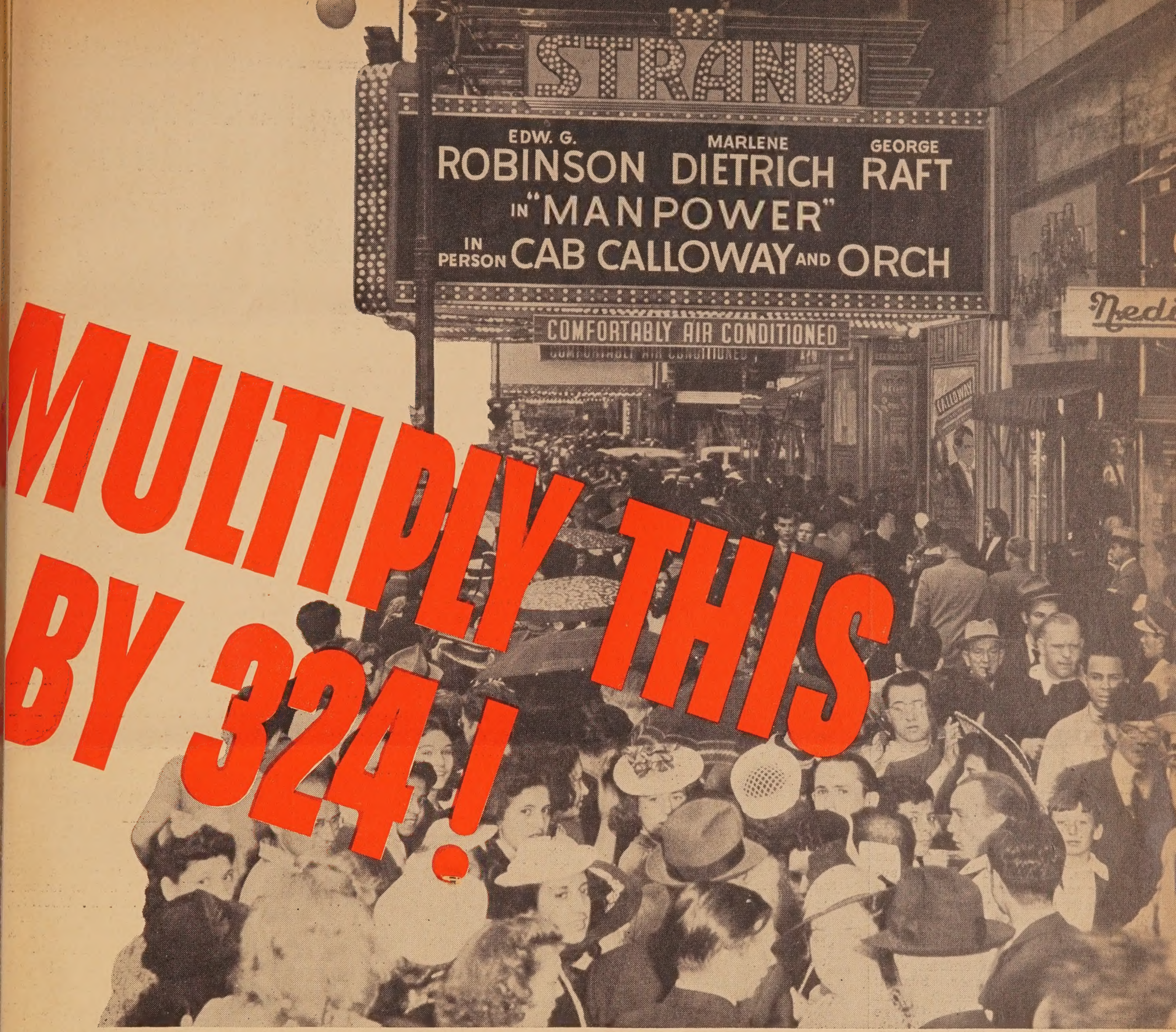
Washington Bureau of THE FILM DAILY

Washington—Sen. Harley M. Kilgore, D., W. Va., chairman of the Senate Judiciary sub-committee which has the Neely divorcement bill in tow, returned here from a West Virginia week-end to find his home here looted by bandits in his absence. Loss is reported considerable.



Claude C. Ezell
Ralph Wilk

Al Steen
Frank Namczy


STRAND
EDW. G. ROBINSON
MARLENE DIETRICH
GEORGE RAFT
IN "MANPOWER"
IN PERSON CAB CALLOWAY AND ORCH
COMFORTABLY AIR CONDITIONED
CALLOWAY
MULTIPLY THIS BY 324!

We wish we could show you all 73,965 who have applauded EDW. G. ROBINSON, GEORGE RAFT and MARLENE DIETRICH in "MANPOWER" at the N. Y. Strand in the last five days . . . but this will give you a rough idea!

The idea: WARNERS SURE DELIVER!

with **ALAN HALE · FRANK McHUGH** Directed by **RAOUL WALSH** Original Screen Play by Richard Macaulay and Jerry Wald

Paramount Will Hold Regionals

(*Continued from Page* 1)

gan, assistant sales manager, will preside at the meetings to be held in Chicago, Dallas and Kansas City. George Smith, Western divisional sales manager, will be in charge of the discussions in Los Angeles and Denver, and J. J. Unger, Eastern divisional manager, will call to order the sessions in Boston, Philadelphia, New York and Cleveland.

Agnew also announced yesterday that the company's initial trade screenings will be held July 28-30 inclusive, with the presentation to exhibs. of the Bob Hope-Paulette Goddard comedy "Nothing But the Truth"; "Hold Back the Dawn," co-starring Charles Boyer, Olivia DeHavilland and Paulette Goddard; "Buy Me That Town," "Henry Aldrich for President" and "New York Town," the five pictures which comprise Paramount's first group for 1941-42.

PRC to Show First Year Profit, Directors Told

Producers Releasing Corp. will show a profit for its first year of operation, the board of directors were informed at a meeting here Monday. Promising 38 pictures of the 1940-41 season, PRC has released 32 and has six either in production or in the cutting room.

It was announced following the meeting that Bernard Mills and Jack Berkson had acquired the PRC franchise for the Albany and Buffalo territories. Sigmund Neufeld, supervisor of westerns, and Arthur Greenblatt, sales manager, also addressed the directors.

Attending the session, which was presided over by O. Henry Briggs, president, were Leon Fromkess, vice-president; Harry Asher, Boston; Lee Goldberg, Cleveland; Jack Adams, Sr. and Jr., Dallas; George Gill, Washington; Larry Kulick, New York; Herb Given, Philadelphia; Milton Lefton, Pittsburgh, and William Flemion, Detroit.

STORKS!

Miami, Fla.—Claud Norton, manager of the Biltmore theater, has added a new baby daughter to his household.

Miami, Fla. — Flynn Stubblefield of the Capitol Theater, is the daddy of a baby girl.

P. B. Hinerfeld, Postal Telegraph-Cable advertising manager, has a new daughter, recently arrived.

Scranton, Pa.—Billy Warner, operator of the Comerford circuit screening room, has a new son.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● SOMETIMES an idea proved to be bigger......than its progenitor conceived......Take, for example, the "Movie Vacation" plan ......sponsored by the Evening Bulletin of Philadelphia......Original idea of the Bulletin was to convince......its own readers......that the movies offered relaxation and escape......from the grind of daily toil ......and to build interest in its own amusement pages......

▼ ▼ ▼

● ● ● *WELL, Abe Montague, Columbia's general sales manager......seeing in the idea......something bigger even than...... "Motion Picture's Greatest Year"......and much more tangible in its results......looked beyond the local territory of Philadelphia ......and sent out letters to every exhib. in the country......urging all showmen to enlist the support......of their local newspapers.*

▼ ▼ ▼

● ● ● THE response, says Montague......is most gratifying...... and for proof he points to hundreds of letters......from exhibs. all over the country......praising the idea......and promising to put it to work ......on a national basis......Among those to enlist under the Montague banner......in this campaign waged not for Columbia......but the good of the entire industry......are such showmen as Rodney A. Pantages ......Oscar A. Doob......Benjamin M. Berinstein......L. F. Eick...... E. D. Dorrel......H. E. Jameyson......William N. Skirball......E. C. Grainger......A. F. Sams, Jr.......A. C. Hayman......Alvin Sloan...... Harry L. Nace......R. S. Hess......T. V. Killeen......Ward Kreag...... Charles R. Gilmour......James Edwards, Jr.......Albert Sottile......C. K. Mason......Earle Hendren......I. Epstein......E. P. Burrows......G. R. Carter......to mention representative names......

▼ ▼ ▼

● ● ● *THE institutional advertising copy......originated by the Philadelphia Bulletin......and since widely circulated by Montague......emphasizes how much a "Movie Vacation" means...... "to tired bodies and jangled nerves"......and its modest cost...... "counted in pennies"......Alert to the industry benefit......that can be derived from such a campaign......Montague is staging a "one-man fight" on the distributor front to keep it going......expressing the hope the while that......other companies will join ......Indications are that they will......*

▼ ▼ ▼

● ● ● PERSONAL to John E. Allen......of the Rochester motion picture service......which bears his name......Vera, vera clever, sir ......that one-sheet announcement of the arrival......of the new daughter ......You're eminently correct that......"It's things like this that make life worth living"......and you took the words right out of ol' Phil M's mouth......when you indited......"Film Daily says, "A Four Star production. Definitely will top 1941 ten best releases"......So congrats. John......and Doris, too......

▼ ▼ ▼

● ● ● *"NAMES make news" once again, and so......Morris Lefko, RKO's new Indianapolis branch manager......has a handsome set of luggage......presented by some 150 exhibs. and exchange men......who attended a farewell testimonial dinner...... for him in Pittsburgh......Lefko was recently promoted from salesman......out of the Pittsburgh office......Raymond Massey may quit Hollywood......long enough to direct......the new Chester Erskin play, "Curtain Going Up"......on Broadway next season ......Mrs. Herman Dugle, owner of the Lyric, Manchester, O....... is the new motion picture division chairman......of the Ohio Federation of Women's Clubs......*

Bill Ends Service Men's Ticket Levy

(*Continued from Page* 1)

terday by Rep. Edward E. Cox, (D., Ga.).

It is understood that the Ways and Means Committee will write similar exemption into new tax bill which will provide tax, except for this exemption, on all admissions over nine cents.

However, the new tax bill is not expected to be enacted until September or possibly October and the Cox bill is designed to provide exemptions in meantime for service men.

Cox said he expected little opposition to the measure but would not predict how soon it will be enacted, due to prospects of recess of several weeks.

Cuba Will Have New Standard Film Contract

(*Continued from Page* 1)

No. 604 and will seek to establish fairer standards of exhibition and distribution.

Admission prices for first-run and subsequent-run theaters will be determined by the code as well as a policy of operation for all theaters.

Wilgress Resigns from Canadian Film Board

Montreal — Resignation of L. D. Wilgress, Deputy Minister of Trade and Commerce, as a member of the National Film Board was announced last night by Hon. J. F. Thorson, Minister of War Services, when he presided for the first time at a meeting of the board in Ottawa.

Thorson intimated that Judge T. C. Davis, Associate Deputy Minister of National War Services, would be selected to fill Wilgress's unexpired term which runs to August, 1942.

Jurisdiction of the National Film Board was transferred from the Department of Trade and Commerce to the Department of National War Services just before Parliament was adjourned and coincidental with the appointment of Thorson as Minister of the Department. Possibility of an enlargement of the duties of the Film Board in relation to the war effort was the theme of discussion at yesterday's meeting, the Minister said.

TO THE COLORS!

Scranton, Pa.—Henry Lieber, assistant manager, and John Foley, chief of staff, both of Strand here, were drafted.

REVIEWS OF THE NEW FILMS

"The Stars Look Down"

with Michael Redgrave, Margaret Lockwood, Emlyn Williams
(HOLLYWOOD PREVIEW)
Metro 100 Mins.

SOMBRE WELSH MINING STORY BEAUTIFULLY DONE MAINTAINS TRAGIC NOTE THROUGHOUT.

Because there has been no previous exploitation on this English-made Metro release, don't expect to find just another short imported bill-filler in "The Stars Look Down." It's a thoroughly solid dramatic denouncement of private operation of Welsh coal mines.

Dramatically acted—beautifully written—and photographed in a stark newsreel manner considered a sign of genius when achieved by our American directors, this film has much to offer and in a great many respects is comparable to A. J. Cronin's previous "The Citadel."

However there isn't a light touch in the entire 100 minutes. If laughter is what's needed at the B. O. this one's no go. But if any picture that can honestly be labeled excellent in every department is going to draw—Metro has a sure-fire "sleeper" here, at least for highly discriminating audiences.

Of the three co-stars Michael Redgrave and Emlyn Williams are not so well known here while Margaret Lockwood was seen in "Night Train," but regardless of their obscurity audiences will know them before the screening is half through and what's more—talk about them.

Michael Redgrave, a young coal miner, in a mining town in Wales, leaves his home to study at a nearby University to enter Parliament so he can improve the lot of his people.

He falls in love with a little tart and chucks his career for marriage. Realization of what he has done comes when he discovers his wife's unfaithfulness—but because of his foolish choice between his people and the woman—he is unable to convince people of his sincerity in his belated campaign for the miners' safety.

A tragic mine disaster—in which his father and brother are killed, and the death of the mine owner finally accomplish what he has failed.

CAST: Michael Redgrave, Margaret Lockwood, Emlyn Williams, Nancy Price, Edward Rigby, Cecil Parker, George Carnay, Olga Lindo, David Markham, Kynaston Reeves, James Harcourt, Dorothy Hamilton, David Horne, Ben Williams, Allan Jeayes, Linden Travers, Milton Rosmer, Ivor Barnard, Desmond Tester, Aubrey Mallalieu, Clive Baxter, Frederick Burtwell, Frank Atkinson, Edmund Willard, Scott Harold.

CREDITS: Producer, I. Goldsmith; Director, Carol Reed; Author, A. J. Cronin; Screenplay, J. B. Williams; Cameramen, Mutz Greenbaum, Henry Harris; Art Director, James Carter; Editor, Reginald Beck; Music, Hans May.

DIRECTION, Excellent. PHOTOGRAPHY, Superb.

N. J. Allied Outing Tomorrow

New Jersey Allied will hold an all-day outing and meeting at West End, N. J., tomorrow. Plans call for a golf tournament in the morning, a luncheon and meeting at the Hollywood hotel in the afternoon and a dinner and party in the evening.

"Accent on Love"

with George Montgomery, Osa Massen, J. Carrol Naish, Cobina Wright, Jr.
(HOLLYWOOD PREVIEW)
Twentieth Century-Fox 61 Mins.

LOW BUDGETER WITH EVERYTHING IT TAKES SHOULD PLEASE IN TOP SPOTS.

Originally tagged "Man With a Shovel," this little epic is a nice clean little movie with a lot to recommend it for a higher market than the one it was intended for.

Produced by Walter Morosco and Ralph Dietrich, with a screenplay by John Larkin, from Dalton Trumbo's original, and ably directed by Ray McCarey, it proves again that a good yarn and competent technical and artistic talent can produce a good movie on a very limited budget.

It also upholds the critics' recent predictions of good things for actor George Montgomery. This boy is going to have more feminine hearts at his feet, one day soon, than any of our present glamorous male stars. His acting is fresh and virile and doesn't take second place to a handsome phiz and physique.

A good cast—well cast—handle their roles—in the main character parts—earnestly and believably. Cobina Wright, Jr., a Fox importation from the "400" does a creditable piece of work—a few things like this and audiences will forgive and forget the caviar past.

George Montgomery, son-in-law of a business tycoon, is rapidly becoming fed-up with his lot as a pampered executive of his wife's (Cobina Wright) father. He decides to leave it all and bluffs his way into a WPA job as a ditch-digger.

He is befriended by his foreman, J. Carrol Naish, and goes to live with his family. He meets Osa Massen, the girl upstairs, and falls in love with her. He is delegated to go to his father-in-law (Thurston Hall) and demand better conditions in the tenements. He does, and his new friends discover who he is and accuse him of being a spy for their landlord. However, in the last reel he gains their points and is given the job of reclamation of the tenements. His wife gets a divorce and he is free to marry Osa.

There is comedy, drama, action and a tear or two in this. It's just the kind of picture your audience will like.

CAST: George Montgomery, Osa Massen, J. Carrol Naish, Cobina Wright, Jr., Stanley Clements, Minerva Urecal, Thurston Hall, Irving Bacon, Leonard Carey, Oscar O'Shea, John T. Murray.

CREDITS, Associate Producers, Walter Morosco and Ralph Dietrich; Director, Ray McCarey; Author, Dalton Trumbo; Screenplay, John Larkin; Cameraman, Charles Clarke, ASC; Art Directors, Richard Day and Lewis Creber; Editor, Harrv Reynolds; Musical Directors, Emil Newman.

DIRECTION, Outstanding. PHOTOGRAPHY, Good.

Win Exploitation Contest

Colorado Springs—Carmon Phillips, Onate theater, Belem, N. M., George Kraska, Fine Arts theater, Boston, and H. Earl Stevens, Avalon, Lawrenceville, Ill., are winners of the latest exploitation contest conducted by the Alexander Film Co.'s Theater Partner, house organ.

"Dance Hall"

with Carole Landis, Cesar Romero
Twentieth Century-Fox 68 Mins.

WEAK STORY STOPS EFFORTS OF CAST; LITTLE DRAMATIC VALUE IN ACTION OR DIALOGUE.

Based on a novel by W. R. Burnett, this film from the Sol Wurtzel unit of 20th, isn't exactly top-grade screen-fare, but will do okay as a double bill filler. Redeeming factors are Cesar Romero and Carole Landis, who, even in this vehicle, will please a great many fans; and little flashes which, thanks to Director Irving Pichel, save the picture from complete failure.

The Stanley Rauh-Ethel Hill screenplay takes what was undoubtedly a good backstage yarn about a dance hall, and the people who make it tick, and swirls it into a kaleidoscope series of unconnected sequences and unimportant happenings. There is little dramatic value in the action or dialogue.

The rest of the cast is good—the music adequate—but on the whole the elements fail to jell.

Cesar Romero, manager of a dance hall featuring William Henry, a brilliant ivory pounder, is fluffed off by a pretty blonde, (Carole Landis) whom he meets in the hall. She turns out to be his new featured singer and there begins a series of battles between the two hard-boiled eggs—each trying to outsmart the other, and each in turn succeeding.

Romero loses a large sum of money to a group of gamblers and borrows it from William Henry, who had planned to use it to have a symphony of his played at Carnegie Hall in New York.

Romero gets the money back by pulling a phony lottery and gets thrown in jail only to be released by Carole, who confesses she loves him.

There are side plots involving Henry and June Storey, and J. Edward Bromberg and Carole—but the main theme deals with the Romero-Carole search for romance.

CAST: Carole Landis, Cesar Romero, William Henry, June Storey, J. Edward Bromberg, Charles Halton, Shimen Ruskin, William Haade, Trudi Marsdon, Russ Clark, Frank Fanning.

CREDITS: Executive Producer, Sol M. Wurtzel; Director, Irving Pichel; Author, W. R. Burnett; Screenplay, Stanley Rauh and Ethel Hill; Cameraman, Lucien Andriot, ASC; Art Directors, Richard Day and Lewis Creber; Editor, Louis Loeffler; Musical Director, Emil Newman; Lyrics and Music by Mack Gordon, Harry Revel, Jimmy McHugh and Harold Adamson.

DIRECTION, Fair. PHOTOGRAPHY, Fair.

N. J. Associated Theaters Again Headed by Dollinger

All officers of Associated Theaters of New Jersey were re-elected for another year at the booking company's annual meeting last week. Retained in office were Irving Dollinger, president; Jack Unger, vice-president; David Mate, secretary; Sidney Seligman, treasurer, and Harry Lowenstein, chairman of the board.

"Mail Train"

with Gordon Harker, Alastair Sim, Phyllis Calvert
20th-Fox 87 Mins.

ESPIONAGE THRILLER WITH LIBERAL DOSE OF COMEDY IS ENTERTAINING SCREENFARE.

Any audience should get a fair measure of entertainment from this British-made offering being handled by 20th-Fox. It is well-paced, well-cast, replete with a well-sustained and suspenseful plot, ably directed and liberally sprinkled with good humor. It's a credit to Producer Edward Black, Maurice Ostrer, who was in charge of production, and all the other English technicians and players who continue to turn out creditable productions under what they term "a slightly difficult situation." Possibly the dialogue is a bit too British at times, but otherwise the picture is above par.

Gordon Harker, who continues his role as Inspector Hornleigh, is fine as the Scotland Yard man who looks dumb, but is smart. His sidekick, Alastair Sim, portraying the redoubtable and humorous Sergeant Bingham, is also very good. Phyllis Calvert adds an attractive and capable touch to the picture and the balance of the cast is more than competent. Walter Forde directed, keeping the players in line and getting the laughs over without undermining the suspense built up by the story. J. O. C. Orton and Val Guest wrote the screenplay.

Harker and Sim are sent to the Army to ferret out some petty thieves, much to their chagrin, but they run into a nest of fifth columnists and spies with dramatic results. Needless to say, Harker rounds them up after a struggle.

CAST: Gordon Harker, Alastair Sim, Phyllis Calvert, Edward Chapman, Charles Oliver, Raymond Huntley, Percy Walsh, David Horne, Peter Gawthorne, Wally Patch, Betty Jardine, O. B. Clarence, John Salew.

CREDITS: In charge of production, Maurice Ostrer; Producer, Edward Black; Director, Walter Forde; Screenplay, J. O. C. Orton and Val Guest; Story, Frank Launder; Based on a character created by H. W. Priwin; Cameraman, Jack Cox; Editor, R. E. Dearing.

DIRECTION, Able. PHOTOGRAPHY, Good.

Kirchner Named Receiver Of the Kramer Theater

Detroit—Suit involving the Kramer Theater went into new stage yesterday with appointment of Edgar E. Kirchner as receiver pending trial of appeal to the Circuit Court of Appeals at Cincinnati which is likely to take two years.

Kirchner has managed—and now owns—the Family Theater here for 30 years and is past chief barker of the Detroit Variety Club.

Herman Danzig, manager of the Delray Theater, has been appointed manager of the Kramer. Kirchner's function will be to protect interests of both parties until the rights of either Herman Kramer, Jr., and family or Ben Cohn and Samuel Shevin in the theater have been determined by the court.

Popularity Ratings For Film Players

(Continued from Page 1)

ture Research Bureau, 512 Fifth Ave.

Large-scale nation-wide surveys conducted under the direction of the new Bureau's regional supervisors will be made monthly to obtain a continuous popularity rating of actors and actresses, Dr. Handel stated.

The new service will be sold on a contract basis, and will be made available to producers, distributors, exhibitors, directors, agents and players themselves, it was stated. Male and femme players will be rated as two separate groups.

Discussing the new rating plan, which already has attracted the interest of two majors, Dr. Handel commented yesterday.

"The monthly spacings of the MPRB reports which will make it possible to establish the popularity trend of the stars should prove of utmost importance to all branches of the film industry as these ratings might well serve as bases for contracts, casting and advertising. The value of any casting combination could be determined by adding the rating of the individual actors. Another feature of this new service is a special provision which is made to determine the increasing popularity of newcomers and the interest in supporting players."

Show "Charley's Aunt" For Salesmen, Press July 16

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox will show "Charley's Aunt" at a Huntington Park Theater to its 200 sales representatives July 16 and "Sun Valley Serenade" at the Fox Westwood Village, July 17 to the same group.

Twentieth Century-Fox studio representatives believe that its feature comedies should be shown to exhibitors in conjunction with regular preview theater audiences and feel that "Charley's Aunt" showing will convince the distributing department that this is correct.

"Charley's Aunt" will be shown to the press July 16 in Glendale and the company will conform with the restrictions just adopted in New York.

Keene Is Keen

Atlanta — Lionel Keene, veteran showman now operating the neighborhood Kirkwood in Atlanta, doesn't miss an exploitation bet.

On the Fourth of July, he distributed American flags to everyone entering the theater.

Only one thing was wrong. They had tags on them—"Made in Japan." That wasn't the exploitation he meant. A girl worked all day taking them off.

WEDDING BELLS

Atlanta—The second marriage in 10 days has taken place in the William K. Jenkins family. Jenkins is vice-president of the Lucas & Jenkins theater chain. His daughter, Kate Jenkins Munger, was quietly wed Saturday to Lieut. John Hardwick Stembler, of Miami. A few days days ago his younger daughter, Sally, had also married into the Army.

Mrs. Munger was recently divorced from Collett Munger, operator of the Rhodes theater.

Scranton, Pa. — Eleanor Crane, secretary to John Roberts, Comerford Circuit film booker, was married to James Kevin Dempsey in St. Paul's Church.

Scranton, Pa.—Harry Carr, projectionist for Comerford Theaters, was married to Margaret Walker in Holy Cross Church.

Charleroi, Pa.—Mrs. Fannie Keaser, of the Palace Theater here, has just announced the marriage eight months ago of her son, Robert, to Helen Culbertson.

Yuma, Ariz.—Kay Sutton and Cliff Weaver, Hawaiian sugar plantation owner, were married here, following an elopment from Hollywood.

M-G-M home office executives and personnel attended a wedding party last night at the Astor Hotel in honor of Rose Klein, assistant to Alan F. Cummings, manager of exchange operations. Miss Klein was married recently to Charles Bell, non-professional.

Mellen, Wis. — Vivian Larson, bookkeeper for the Berquist Amusement Corp., married Richard Boyle, Jr.

Chicago—Beth Morganstern, secretary to Jack Kirsch, Illinois Allied prexy, was married to Albert Pearlman.

West Coast Bureau of THE FILM DAILY

Hollywood — Ken Murray and Cleatus Caldwell were married on July 4th.

Chicago—Verna Johnson of Champaign, and W. H. Ahrens, publicity director of the RKO Palace theater, were married.

Cincinnati—William T. Hastings, manager of RKO Grand, married Carrie Mabel Scarborough, of Beckley, W. Va.

Springfield, Pa.—Mr. and Mrs. Elmer Dattola, who own and operate the Miami Theater here, have announced the engagement of their daughter, Aurora, to J. Alfred Panza, of Sharpsburg, Pa. The marriage will take place in the early Fall. Miss Dattola is the niece of Bart Dattola, veteran exhibitor who operates several theaters in New Kensington and West Tarentum.

Harrisburg, Pa.—Virginia Crown, of the State Theater staff, and J. Calvin Swain, guitar player in the Kenny Shaeffer Trio, were married in Philadelphia.

Harrisburg, Pa. — Betty Mower, cashier at the State Theater, was married to William Madenfort at York.

File Particulars Bill In Pickwick Trust Suit

(Continued from Page 1)

the eight major companies has been filed here by Raymond E. Hackett, attorney, and Cummings & Lockwood, counsels for the plaintiffs.

Case involves the Greenwich and Pickwick Theaters, Greenwich, which seek $5,452,575 damages.

As to "collectively produced and distributed," as used in the complaint with reference to the film industry, it is stated the plaintiffs meant "the aggregate amount of feature motion pictures produced by the defendant producers and distributors." Regarding the allegations with reference to "collusion," the bill states that plaintiffs "have no knowledge of and do not presently claim or rely upon any acts of collusion other than those now set forth in the complaint." They do reserve the right, however, to furnish further particulars prior to the trial "when, as and if they may obtain further knowledge and information."

Buffalo Bingo Assured Through Summer by Court

(Continued from Page 1)

prompt criticism yesterday of the corporation counsel's handling of the case from Dr. Littleton E. H. Smith, crusading preacher.

Justice Diamond continued temporary injunctions restraining the police from interfering with the game in Old Vienna (formerly the Gaiety Theater), the Academy Theater and Richter's Hall, pending trial in the Fall of indictments against the operators.

Justice Diamond emphasized he was not implying criticism of the police and was not sitting as a court of criminal jurisdiction, but said the operators had made out a prima facie case of irreparable harm if forced to discontinue until their trial.

Sam Badamo Resigns

New Haven—Sam Badamo, manager of the Loew-Poli College here for the past three years, has resigned.

Little 3 Omission in Crescent Suit Asked

(Continued from Page 1)

but that this has never materialized.

Mitchell brought into the case the name of Lee Castlebury, manager of the Fifth Avenue Theater, Nashville, who was named as the representative of Crescent and who allegedly contacted owners of small town theaters in behalf of the expansion program.

Prior to calling of the first witness a plea was made by Attorney Edward C. Raftery, New York, for elimination of United Artists, Columbia, and Universal Pictures as defendants in the suit. Raftery created excitement among the attorneys when he accused Allyn N. Doby and Robert T. Wright, special assistants to the Attorney General, of attempting to have the Griffith suit in Oklahoma and the Sudekum suit in Nashville tried at the same time to confuse and hinder the defense.

Raftery explained that the "Little Three" could not come along with the "major distributors" in accepting the consent decree because United Artists, Universal, and Columbia had no theaters to which they could sell their pictures that might not sell to exhibitors in a block after a tradeshowing.

"They want us to put in a licensing system that is contrary to barter and trade," declared Raftery. "Their system would force the distributor to sell his product on the local option block." He charged Assistant U. S. Attorney General Thurman W. Arnold with failing to go through with his proposal, prior to the New York Paramount hearing, to "divorce" distribution and exhibition, forcing the "Big Five" to let go of the some 2,500 theaters owned or controlled by them and through which they are able to market their pictures without restraint and unhindered by the consent decree.

Admittedly representing only 15 per cent of total distribution volume, Attorney Raftery asked the court how the "Little Three" could possibly "create a monopoly" as charged with the Crescent Amusement Co. or anybody else.

'Ahem, Gentlemen. . .'

San Francisco—Northern Californian theatermen, gathered in PCC convention at Hollywood, agreed on one thing—double bills were the curse of the industry. Boys struck a gentleman's agreement. If duals couldn't be barred totally at the moment, at least they would knock out the practice of putting two top films on a single bill. Last week the California in Frisco played "Road to Zanzibar" and "Meet John Doe." Down the Peninsula, the El Camino doubled "The Great Dictator" with "Flame of New Orleans." Both are FWC houses.

Dewey Thanks Trade For USO Campaign

(Continued from Page 1)

according to reports reaching Hazen from members of his special committee.

Meanwhile, Thomas Dewey, national chairman of the USO campaign, has sent his thanks, through Hazen, to the motion picture industry for its co-operaton. Dewey wrote:

> **"I am happy to know that your committee has designated July 7 to 17th to conduct its drive to raise your quota for the USO.**
>
> **"The motion picture industry has always contributed generously of its talent, time and funds for worthy causes. Here is the opportunity again for it to demonstrate its fine patriotic spirit.**
>
> **"I am sure the motion picture industry will speedily raise its quota for the USO—the army behind the army. Won't you please convey my thanks to the members of your Committee and the employes in the motion picture industry for their efforts in behalf of the USO."**

B. S. Moss, chairman of the exhibitors and accessories committee, reports a ready response from those in the independent exhibition and affiliated industries.

Representatives in each home office makes it possible to step up collections. It is estimated that approximately 5,000 donations can be handed to committeemen without the donors leaving their buildings.

Kirsch Bids Chi. Industry Raise USO Quota by July 25

Chicago—Picturing actual conditions in many army camps, Jack Kirsch, prexy of Illinois Allied, yesterday made a stirring appeal to the USO committee for the amusement division and expressed the hope that the quota of $10,000 would be reached by July 25.

John Balaban, Eddie Silverman and Clyde Eckhardt also addressed the gathering which included many of the notables in the industry from the Chicago district. John Smith for the operators union and Frank Olson for the stagehands pledged their support.

The film operators announced that they would donate 15 minutes per day without overtime if necessary for exhibitors running defense trailers.

Cashier Saves Theater's Cash

Miss Helen Monroe, cashier at the 46th St. Theater, saved the theater's $2,000 cash "take," by shouting into a telephone connected with the theater manager's office when a young thug appeared at the window at 6 o'clock last night and demanded that she hand over the money in the till.

20th-Fox May Buy Gavreau's Autobiography; Hayward Signed for RKO's "Three Rogues"

West Coast Bureau of THE FILM DAILY

Hollywood—Riding herd on the Hollywood news range:

Twentieth-Fox is talking a deal for rights to "My Last Million Readers," Emile Gavreau's autobiography. . . . It could make "Five Star Final" look like a Sunday School story. . . .Louis Hayward joins Charles Laughton and Edmund O'Brien in RKO's "Three Rogues". . . . Tyrone Power will star in O. Henry's "Gift of the Magi" for 20th-Fox. . . . Para. will co-star Madeliene Carroll and Fred MacMurray in "Her Perfect Mate". . . . Eric Knight's new novel, "This Above All," has been acquired by 20th-Fox and will be adapted by R. C. "Journey's End" Sheriff. . . . David O. Selznick has signed K. T. Stevens, Sam Wood's daughter. . . . Metro has purchased "Money in the Bank," Eleanor Griffin-William Rankin original. . . . Broadway is calling Ian Hunter; he's being sought for the lead in Emlyn Williams' play and also for Edgar Selwyn's new production.

Monogram Directors Name Board Replacements

(Continued from Page 1)

Howard Stubbins, West Coast franchise holder replacing Colonel T. C. Davis, and Charles Trampe, president of the Milwaukee branch, succeeding Merwin Travis.

Trem Carr was elected executive director in charge of production. Other appointments included J. P. Friedhoff as assistant treasurer and controller and Norton V. Ritchey as vice-president in charge of foreign distribution.

Monogram directorate consists of Johnston, Carr, Stubbins, Trampe, Hulling, Herman Riskin, John Mangham, Steve Broidy and Ray Young.

Court Refuses to Modify Anti-Picketing Injunction

Scranton, Pa.—A request by Local 329, operators, for a modification of a preliminary injunction restraining picketing of the Bulls Head Theater was refused in an opinion by President Will Leach of the Lackawanna County Court. In dismissing exceptions by the AFL group and making the decree final, Judge Leach said Local 329 obeyed the preliminary injunction in form but not in fact as picketing was continued under the guise of an associated organization until final hearing was held.

The theater, long the center of a jurisdictional controversy between Local 329 and a CIO motion picture operators' union, is operated by R. A. Lesaius. Both unions alternately picketed the house with Lesaius eventually signing a contract with the CIO. Local 329 continued picketing until Lesaius was granted an injunction. The present contract with the CIO expires Oct. 1.

Kane Leaves for London Soon to Start Producing

West Coast Bureau of THE FILM DAILY

Hollywood — Robert Kane will leave in about two months for London to place "This Above All," novel by Eric Knight, in production in England.

Other pictures he will make in England will be "Spitfire," "Uncensored" and "Paddy the Next Best Thing."

"Radio City Matinees" Tele Series Debuts July 17

First regularly-scheduled institutional television program, "Radio City Matinees," will make its debut on NBC's WNBT starting July 17. Show will be televised every Thursday at 2:30 p.m. for a full hour and will be devoted to feminine interests including art, fashion, child welfare, decoration, music and entertainment.

Programs will be patterned after NBC's regular broadcast series, "The Farm and Home Hour" and will be written and produced by Ernest S. Colling.

Detroit Theaters In Business Drive

(Continued from Page 1)

paper in succession, calling attention to these new features.

Special contests will be used. First is a Title Contest with first and second prizes of $1,000 and $500. A film of good entertainment value but not a big production will be used, and the contest announced as "We think - - - - is a good film, but the title doesn't fit. See the film, pick a better title, and win a prize by writing an essay telling us why."

Cinema Studios to Make Six All-Negro Features

Six features and a series of juke box subjects have been set for production at Cinema Studios, Inc., Palisade, N. J., and stages are enlarged in preparation. Studio also announced that its New York office activities will be moved to Palisade for closer co-operation with production.

Features will be all-Negro casts, directed by Joseph Seiden for Jack Goldberg of International Roadshows, Inc. The three-minute subjects are for the Mini-Film coin machines, distributed by Charles Krolick.

Insidious!
The blackest of all crimes . . . the cowardly thrust of the poison pen that drives hapless, helpless men and women to the depths of despair . . . to their deaths.
POISON PEN
a REPUBLIC Release
FLORA ROBERT
ROBSON · NEWTON
ANN TODD · REGINALD TATE
By RICHARD LLEWELLYN
ADAPTATION AND SCREEN PLAY BY WILLIAM FRESHMAN AND DOREEN MONTGOMERY
ADDITIONAL DIALOGUE BY ESTHER McCRACKEN AND N. C. HUNTER PAUL L. STEIN DIRECTOR

Montague Asserts Decree Helps Col.

(Continued from Page 1)

speeding up sales. Last year Columbia sold 9,800 accounts and he predicted that the figure would be exceeded this season, based on the present selling pace.

Decentralization has given the district and branch managers more power in concluding contracts, Montague said. It was noted at the recent Chicago convention that 75 per cent of the authority in making deals rested with the field staff executives and Montague said he believed the time would come when 90 per cent of the power would be with the district heads. While the home office retains the right to approve a deal, changes are seldom ordered, he said.

Columbia contemplates no scheduled tradeshowings as required by the decree but periodic screenings will be continued. Montague said Columbia had more big pictures completed and ready than at any previous corresponding period.

Three New Arbitration Cases Filed in Philly

(Continued from Page 1)

ninth filed here. Asking better clearance for the Broad Theater, the complaint names RKO, Paramount, and Warner Bros., with the Warner Circuit as the interested party. Theaters involved are the Ellis Broad, Stanley-Warner Logan, Grange and Bromley and Hunt's Rockland, all in the Logan section.

Case No. 10 was filed by A. M. and Martin D. Ellis, A. J. Rovner, Lewis Rovner and Gertrude Handle, trading as the Liberty-Parkside Theaters Co., and asking better clearance for their Liberty Theater. Complaint names M-G-M, RKO, Paramount and Warner Bros., with the latter's circuit the interested party. Theaters involved are the Liberty, Stanley, Grand and Lyric, the latter in Camden.

The same parties filed Case No. 11, naming the same defendants and involving their own Parkside Theater and the same theaters as in Case No. 10.

Myers Tries to Show Lea Was Forced to Run Duals

Washington Bureau of THE FILM DAILY

Washington—Hearing in the arbitration case of Lea Theaters, Danville, Va., against Loew's, et al, continued here yesterday with Abram F. Myers, general counsel of Allied, who is representing the Lea interests, trying to show that Lea was forced to run double features and cut prices because of inability to obtain other than aged pictures; and John Casky, counsel for 20th Century-Fox, trying to show that other theaters in the city were superior to Lea theaters and that Lea forced them into double features and admission price-cutting.

H. F. Kincey, representing Wilby-Kincey Theaters, sought to prove under questioning by his counsel, Thomas Varnum of Charlotte, that Wilby-Kincey Theaters are the best houses in Danville and therefore entitled to booking reference.

Under examination by Myers, Lea denied that his theaters are inferior, or that others have better parking and transportation facilities. He also denied that he forced others into double features or price-war, during which it was testified, admission to Lea theaters dropped to five cents for double feature shows.

Myers brought out that Lea repeatedly had tried to obtain better bookings without success.

Hearing will be continued today.

MACGOWAN SPEEDS CULTURAL FILMS

66 to 100 Subjects for Latin-American Distribution in Prospect for the Coming Year

KENNETH MACGOWAN

With the film production program for the Latin-American Cultural Relations organization now under full steam, Kenneth Macgowan, the program's director reported yesterday that the coming year will see between 66 and 100 subjects from one to four reels in length ready for distribution in South and Central America. Macgowan also said that about the same number of subjects dealing with Latin-America would be distributed in the U. S.

The committee is currently organizing a distribution setup for Latin-America and two representatives will leave shortly to appoint representatives in every capital of the neighboring republics. A large-scale survey is also being conducted in this country with a view to establishing a distribution setup here. Number of 16 mm. projectors and outlets for this material is being carefully checked to avoid overlapping of distribution when it is started.

Macgowan is particularly enthusiastic about the fine co-operation he has been receiving from numerous amateurs who have filmed material in Latin-America at one time or another. He said he had received some 20,000 feet of material taken by amateurs, much of which would prove valuable.

At the present time, Macgowan has 40 subjects either completed or in various stages of production or preparation for distribution in Latin-America. In addition, he has some 15 subjects on Latin-America ready for distribution here.

Extend Junior Admissions Plan to Nine Ia. Towns

Des Moines, Ia.—Officials of Tri-States Theaters report the first month's try-out of the junior admission prices for youths between ages of 12 and 16 has worked successfully in Des Moines. Plan has been extended to several other cities—Waterloo, Oskaloosa, Cedar Rapids and Cedar Falls.

In addition the Central States Theaters, Inc., is using the junior prices at Fort Dodge, Mason City, Charles City, Clear Lake and Clarion.

The junior prices were tried out as an experiment to overcome the price jump from 10 cents for those 12 years old or less to the full adult admission prices. Most of the 12 to 16 are high school students.

Miss. Theaters Affected By Rationing of Power

Meridian, Miss. — Theaters throughout Northern, Eastern and Southern Mississippi are feeling the effects of "voluntary electric power rationing" being carried on by co-ops. operating under the Tennessee Valley Authority and the Mississippi Power Company, subsidiary of Commonwealth & Southern, which buys most of its power from TVA.

Marquees, lobby lights and others are not turned on in most houses under the "voluntary" saving of electric power for aluminum plants. Air-conditioning units have not yet been cut down, but such a step is contemplated if not enough power is saved otherwise.

Oddly enough, the Mississippi Power & Light Company, a subsidiary of the Electric Bond & Share Co., continues to urge its customers to increase their use of electricity and has gone out of its way to encourage continued use of all lighting. Its territory is in the Mississippi Delta and in Western Mississippi, but much of its power is obtained from the TVA at wholesale prices.

Sam A. Scribner Dies

Sam A. Scribner, 82, veteran theatrical manager, organizer of burlesque shows, head of the Columbia Amusement Company, chain of 40 burlesque theaters, and an official of the Actors Fund, died yesterday at his home in Bronxville. Scribner at one time was in the circus business, then in vaudeville and a partner of the late Sam H. Harris, theatrical producer.

15 Features Getting Gun in Coast Studios

Hollywood—Fifteen new pictures are scheduled to go into production this week as the studio pace once again quickens. The line-up:

At Paramount: Eight shooting, including "Louisiana Purchase," musical in Technicolor, with Bob Hope, Vera Zorina, Irene Bordoni, Victor Moore and Dona Drake. Irving Cummings directs the picturization of this B. G. DeSylvia Broadway smash hit; "Sweater Girl," college musical mystery, with Eddie Bracken, Betty Jane Rhodes and June Preisser. Producer, Sol C. Siegel and director, William Clemens; Harry Sherman's next Hopalong Cassidy film entitled "Stick to Your Guns," starring William Boyd with Brad King and Frederick Reynolds. Lesley Selander directing.

At Columbia: Five shooting, including "The Stork Pays Off," comedy, with Maxie Rosenbloom and Rochelle Hudson. Director Lew Landers and Producer Jack Fier; "Harmon of Michigan," football story, starring Tommy Harmon and Anita Louise. Charles Barton directing and Wallace MacDonald producing.

At M-G-M: Eight shooting.

At RKO-Radio: Three shooting.

At Republic: Three shooting, including "Doctors Don't Tell," drama, with John Beal and Florence Rice. Jacques Tourneur directing for Producer Albert J. Cohen; "Prairie Serenade," musical western, starring Gene Autry with Smiley Burnette. Frank McDonald directing and Harry Grey producing.

At 20th-Fox: Six shooting, including "Small Town Deb," comedy-romance, starring Jane Withers with Cobina Wright, Jr., Bruce Edwards and Jane Darwell. Harold Schuster directing for Producer Lou Ostrow; "Dangerous But Passible," comedy-romance, with Lynn Bari, John Sutton and Dan Dailey, Jr. Producer Walter Morosco and Director Alfred Werker.

At Universal: Nine shooting, including "Terror of the South Seas," drama, with Joseph Lewis directing for Associate Producer Paul Malvern; "Never Give a Sucker an Even Break," comedy, (tentative title), with W. C. Fields, Baby Sandy and Butch and Buddy. Director, Edward Cline.

At Warners: Four shooting, including "Kings Row," drama, film version of Henry Bellamann's novel, directed by Sam Wood. Cast includes Robert Cummings, Ronald Regan, Ann Sheridan, James Stephenson, Maria Ouspenskaya, Barbara O'Neil, Harry Davenport and Scotty Beckett.

At Monogram: One shooting, George W. Weeks' "Range Busters," "Saddle Mountain Roundup," with Crash Corrigan, Dusty King and Alibi Terhune. S. Roy Luby directing.

Alexander Korda: "The Jungle Book," by Rudyard Kipling, starring Sabu with Jerome Cowan, Rosemary DeCamp and Patricia O'Rourke. Zoltan Korda directing.

Hal Roach: "All American Co-ed," second of the streamline features, musical, with Frances Langford and Johnny Downs. Directed and produced by LeRoy Prinz and Hal Roach, Jr.

Sam Goldwyn: Shooting "Little Foxes."

"Parson of Panamint" Will Debut in SLC Tomorrow

"The Parson of Panamint," Harry Sherman production which Paramount recently withdrew from its June release schedule in order to give it a more intensive exploitation campaign, will have its world premiere at the Utah Theater, Salt Lake City, tomorrow.

Producer Harry Sherman, Charlie Ruggles and Philip Terry, featured members of the cast, and Patricia Morison and Preston Foster will go from Hollywood for premiere p.a.'s.

METRO-GOLDWYN-MAYER
READING DEPT
JUL 14 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 7 NEW YORK, THURSDAY, JULY 10, 1941 TEN CENTS

REPORT CIO PLANNING HOLLYWOOD MOVES

Ready to Move into the Studios in Event of IATSE Labor Trouble, Coast Hears; Several IA Locals Said Flirting With CIO With View to Shift in Allegiance

Hollywood—CIO is again eyeing Hollywood, with plans said fully formulated to move into the studios in the event of a strike by any IATSE-affiliated local, it was reliably learned here yesterday.

Several IA locals, according to reports, are flirting with the CIO with a view to a transfer in union allegiance. Any concrete move in that direction will bring quick IA repercussions, with the international said prepared to immediately revoke their charters.

Studio executives, apprehensive, and aware of the possibilities for a bitter labor war which would affect not only production but the entire industry, are closely watching the situation.

Any split in IA ranks is most likely to begin with defalcation of

(*Continued on Page* 5)

Heavy Concentration of Film Men in Signal Corps

Representatives of Almost Every Studio and Craft Now at Ft. Monmouth, N. J.

Heavy concentration of film talent in the Army centers in the Training Film Production Laboratory at Fort Monmouth, Signal Corps Headquarters near Red Bank, N. J. Representatives of almost every studio and craft have made the long voyage from Fort MacArthur, Calif., which is the reception center for the Hollywood area. The radio industry and New York film business have also made their contributions.

Lieut. Col. Melvin E. Gillette heads

(*Continued on Page* 8)

Expect Miss. to Lift Ban on Sunday Pix

Jackson, Miss.—Indications that the state-wide ban against Sunday movies will be removed at the next session of the Mississippi Legislature in 1942 increased here at the week-end, as Gov. Paul B. Johnson reiterated his recent unpublicized statement to a group of American Legionnaires that he was in favor

(*Continued on Page* 5)

Curb Exchange Approves New Monogram Shares

West Coast Bureau of THE FILM DAILY

Hollywood—The New York Curb Exchange has approved for July 1 listing 53,376 additional shares of

(*Continued on Page* 8)

Paramount Theaters May Get "Milk Bars"

"Milk bars" in Paramount's theaters throughout the country loom as a possibility, for home office executives are closely watching the experiment of the new Norshor Theater, Duluth, Minn., which, opening tomorrow, will pioneer this type of refreshment counter, according to Sam Dembow, Jr., Paramount theater exec. Theater is using 200 special posters on milk trucks, as well as stunts, to bally the world's first theater "milk bar."

DFT. SCORES AT CRESCENT TRIAL

Court Unimpressed by Some of Evidence Offered

Nashville—Testimony in the Crescent Amusement Co. anti-trust case by six witnesses took an unusual turn yesterday when Presiding Judge Elmer D. Davies admitted that he wasn't much impressed with statements of J. A. Taylor, Cranberry, N. C., after Taylor testified that he sold the Piedmont Theater in Spruce Pine, N. C., after the Cherokee Amusement Co., an affiliate of the defendant Crescent, had built the Caroline in a town with a population of 1,500.

The defense apparently scored heavily when, during the questioning of Taylor by George H. Armistead, Jr., for Crescent, a signed statement by the witness was introduced in which he declared that he sold the

(*Continued on Page* 6)

Industry and Press In Closer Contact

A better relationship between the industry and the newspapers is expected to result from a number of co-operative moves now in operation. Industry executives yesterday pointed to the "Movie Vacation" plan, the Detroit business drive and the M-G-M contacting of newspapers as

(*Continued on Page* 8)

Weekly B. O. "Take" Averaging 5% Ahead

Weekly box-office receipts since Memorial Day have been running on the average of 5 per cent ahead of a year ago, The Wall Street Journal asserted yesterday. The financial paper also reported that the rainy weather which prevailed over the country during the July 4 week-end boosted picture house grosses 40-60 per cent over last year's period, one company contending that its gross exceeded its New Year's figures.

The reported increase in business

(*Continued on Page* 8)

SCG Charges Disney With Refusing to Bargain

West Coast Bureau of THE FILM DAILY

Hollywood—The Screen Cartoonists Guild yesterday filed a complaint with NLRB charging Walt Disney studios with refusing to bargain with majority of organization's graphic artists.

William Littlejohn, president of the Guild, declared that the return of workers in what he called a "Bioff-dominated union" does not

(*Continued on Page* 8)

Breeze Case, Philly, Ended by Agreement

Philadelphia—The Breeze Theater arbitration case was withdrawn yesterday when Paramount, 20th Century-Fox and Warner Bros. agreed to make product available seven days after the Stanley-Warner Earl The-

(*Continued on Page* 4)

Screen Test Suit Decision Review Asked by Loew's

A review by the Appellate Division of the New York Supreme Court of a lower Court decision which held Loew's, Inc. responsible in damages

(*Continued on Page* 5)

Film Censorship Found Light

Substantial Difficulties Only in Penn.

"Substantial" film censorship difficulties were encountered only in Pennsylvania during the past year, according to the annual report of the America Civil Liberties Union, released for publication today.

Commenting that few cases of movie censorship developed during the 12-month period, the ACLU ob-

(*Continued on Page* 5)

Twenty Pictures Made In Malay Language in 1940

West Coast Bureau of THE FILM DAILY

Hollywood—Twenty pictures were made in the Malay language in the Dutch East Indies in 1940, according to Charles Mayer, manager in

(*Continued on Page* 8)

S. Calif. Theaters To Wage USO Drive

West Coast Bur., THE FILM DAILY

Hollywood—USO drive to raise $100,000 starts in Southern California theaters on July 17. Appeal will be made via trailers in which "name" players will appear.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, July 9)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	5½	5⅜	5⅜	+ ⅛
Columbia Picts. pfd.	25	25	25	+ ⅝
Con. Fm. Ind.	1⅛	1	1	— ¼
Con. Fm. Ind. pfd.	9⅞	9⅞	9⅞	+ ⅛
East. Kodak	139	137½	138½	+ 1½
do pfd.	176	175½	176	+ 1
Gen. Th. Eq.	13¼	13	13¼	+ ¼
Loew's, Inc.	30½	30¼	30¼	— ⅛
do pfd.	....	....	....	.....
Paramount	12	11⅜	11⅞	+ ⅜
Para. 1st pfd.	97⅜	97	97	— ½
Para. 2nd pfd.	11	10¾	11	+ ⅜
Pathe Film	11½	10⅝	11⅛	+ ¾
RKO	3¼	3¼	3¼	.....
RKO $6 pfd.	51½	51½	51½	— ¼
20th Century-Fox	6	5¾	6	.....
20th Century-Fox pfd.	18⅝	18⅜	18⅝	+ ½
Univ. Pict. pfd.	156	156	156	+ 4
do pfd.	62	62	62	.....
Warner Bros.	4	3⅞	4	.....

NEW YORK BOND MARKET

Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	104⅛	104⅛	104⅛	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	95¼	95⅛	95⅛	— ⅞
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	3-16	3-16	3-16	+1-32
Sonotone Corp.	....	....	....	.....
Technicolor	9⅜	9¼	9¼	.....
Trans-Lux	⅞	13-16	13-16	—1-16
Universal Corp. vtc.	6⅝	6⅝	6⅝	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	61½	64¾
Roxy Thea. Bldg. 4s 1st '57	56¼	59¼

Bonded Film Storage Corp.
LOWEST RATES • TWICE-A-DAY DELIVERY SERVICE
SAFETY • SECURITY
1600 BROADWAY N.Y.C.
Circle 6-0081-2-3-4
STORAGE R. C. A. PROJECTION ROOM FILM EXCHANGE DISTRIBUTION SERVICE

Reel Fellows Club Plans National Status

Detroit—Reel Fellows Club has been organized by Michigan film salesmen, and includes a total of 36, all but two salesmen in the State at the present time. Plans for national organization are being made, with a branch club proposed in each exchange city.

One method of activity will be establishment of a fund from which members can borrow without interest if they become sick or lose employment—with no obligation to repay if they are not able to later. Finding employment for members who lose their jobs, as salesmen, theater managers or otherwise, is another object.

Officers of the club, which is holding noonday luncheons the first Monday of each month, are: President, Jack Stewart, Universal; Vice-president, Jack Ryder, Paramount; secretary, Harold Sandelman, M-G-M; and treasurer, Irwin Pollard, Republic.

Special Master Ordered In Pathe-DuPont Action

Appointment of a special master was ordered yesterday by Federal Judge John C. Knox to take testimony on legal issues in the $210,000 damage suit brought by Pathe Laboratories, Inc., against Du Pont Film Manufacturing Corp. Pathe is suing on the claim that it was overcharged on 77,000,000 feet of raw film stock purchased under a contract made in February 1935. No master was named, the Court stating that it would designate one if the litigants could not agree upon a master.

Warner Albany Theaters Win Tax Valuation Cuts

Albany—Supreme Court Justice F. J. Bergen has signed an order cutting tax valuations on four Warner theater properties in Albany occupied by the circuit an aggregate of $262,000.

The Strand Theater's 1940 tax valuation was cut an even $100,000 from $400,000 to $300,000; the Ritz Theater from $328,000 to $256,000; the Albany from $170,000 to $105,000, and the Madison, a neighborhood house from $185,000 to $160,000.

Restrictions on Juvenile Attendance Talked in Cuba

Havana (By Air Mail)—New regulations affecting matinee programs for children are being considered for introduction by the Cuban Film Censorship Board. A provision of the contemplated measure is to prevent theaters exhibiting films whose scenes are likely to corrupt the morals of young picture-goers.

It is further proposed that youngsters under 14 years of age shall not be permitted to attend a movie unless accompanied by an adult.

WB Sending 150 to Canada On Production Expedition

West Coast Bureau of THE FILM DAILY

Hollywood—Members of the cast of Warners' "Captains of the Clouds" and production crew, numbering more than 150, leave tomorrow night on the Santa Fe for Ottawa, via Chicago. Hal B. Wallis, Warner executive producer, also goes to Ottawa to complete production arrangements with the Canadian Government.

Already in the Dominion are Michael Curtiz, director; Eric Stacey, unit manager; Sol Polito, cameraman; Ted Smith, art director; Henry Fuhrmann, construction foreman; Harold Noyes, head grip, and Herbert ("Limey") Plews, head property man; William Guthrie, head of the Warner location department; Byron Haskin, special effects man; Frank Clark, chief pilot; Jim Barton, airplane mechanic, and Wilford Cline, Technicolor cameraman. Latter three were transferred from the "Dive Bomber" company on location at Norfolk, Va.

James Cagney, Dennis Morgan, Alan Hale and George Tobias will play leading roles. Identity of the leading lady has not yet been announced.

Warner crew will spend six weeks in Canada, working in several locations for aerial sequences.

Flight-Lieut. Cathcart-Jones and Joseph G. W. Clark, director of public relations, Air and Army, Canadian National Defense, have returned to Ottawa after studio conferences here.

Seven New Plays to be Caught by H. O. Scouts

Home office scouts will trek to seven spots on the alfalfa circuit next week to catch strawhat tryouts. New plays listed for tests include:

July 14—"Two-Story House," by Parker W. Fennelly, opening at the Bass Rocks Theater, Gloucester, Mass.; "Family Honeymoon," by Owen Davis, at the Skowhegan, Me., and "La Belle Helene," Negro swing version of Offenbach's operetta, at the Clinton (Conn.) Playhouse.

July 15—"Mr. Nazi," by David O. Woodbury and Hall Martin, at the Kennebunkport (Me.) Playhouse.

July 16—"Mr. Timpkins," by David Carroll, at the Theater-in-the-Dale, New Milford, Conn., and "Four Cents a Word," by John Cecil Holm, at the Dock Theater, Point Chautauqua, N. Y.

July 18—"Comes the Summer," by Mark Jerome and Sidney Schweber, at the Maverick Theater, Woodstock, N. Y.

Col. to Pay 68¾c on Pfd.

Columbia's board has declared a quarterly dividend of 68¾ cents per share on its $2.75 convertible preferred stock payable Aug. 15 to stockholders of record, Aug. 1.

COMING and GOING

WILLIAM SUSSMAN, WILLIAM J. KUPPER and **WILLIAM C. GEHRING**, 20th-Fox division managers, fly to the Coast tomorrow to huddle with sales chief Herman Wobber before company's convention opens next week. Other company execs. leave tomorrow night on a special train.

JESSE L. LASKY leaves today for the Coast.

JOSEPH HUMMEL, Warner foreign department executive, leaves Rio today for Trinidad.

GENERAL ROBERT C. RICHARDSON, chief of public relations for the War Department, arrives on the Coast July 18 to confer with Warner execs. on an Army short company will produce.

ED SELZER, of Warners' Coast publicity staff, arrives today for a visit.

BARRETT KIESLING leaves today for Boston.

E. K. "TED" O'SHEA has returned from Buffalo.

H. M. RICHEY leaves Sunday to attend a Virginia exhibitors' huddle at Old Point Comfort.

ROSALIND IVAN leaves for the Coast this week-end for a film assignment.

GLENDA FARRELL goes to the Coast July 19.

EDWARD FITZPATRICK, manager of the Poli, Waterbury, is on a West Indies cruise on the Kungsholm.

HARRY ROSE, manager of the Globe, Bridgeport is vacationing in Atlantic City.

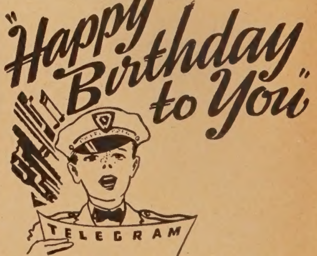
Vine St. Widening Will Cause Pix Co.'s to Shift

Philadelphia—The familiar face of Vine St., heart of the local film district, is scheduled to be changed within the next few months when a new $50,000,000 road program which will include widening of Vine St., from 6th St. (Delaware River Bridge) to the Parkway will be begun.

This will mean a Vine St. of more than twice its present width, and it will cause several exchanges and affiliated companies to shift.

On the south side of the street, which is scheduled to be widened, are Columbia, UA, John Golder, and Capitol, in addition to a local projection room and offices, etc. RKO is building a new exchange, but it is not in the area to be torn down, while Paramount and Metro are also outside the razing zone.

The widening has been hinted at for years, but it never got started until defense needs made a wide highway a necessity.



Sam Wood
Joan Marsh
Dudley Murphy

M-G-M'S
GREAT
SUMMER
PICTURES

THE PROOF OF THE PUDDING IS AT THE BOX-OFFICE!

THEY MET IN
BOMBAY
BLOSSOMS
IN THE
DUST

3rd week at Radio City Music Hall *in the summer* for M-G-M's Technicolor hit "BLOSSOMS IN THE DUST" (*Greer Garson, Walter Pidgeon*).

2nd week, Capitol, N.Y. and hold-overs everywhere for "THEY MET IN BOMBAY" (*Clark Gable, Rosalind Russell in Clarence Brown's production*).

Everybody's talking about M-G-M's policy: **"HOLDING BACK? *NO!* HOLDING OVER? *YES!*"**

These first two hold-over hits are just a sample of what The Friendly Company will serve you with all summer long!

Breeze Case, Philly, Ended by Agreement

(*Continued from Page* 1)

ater and in no event later than 28 days after first-run South Philadelphia. Agreement is for the 1940-41 lineups.

The house had been playing 35 days behind the Earl and had asked that the clearance be cut to seven days. Hearing yesterday lasted an hour. An argument arose over the question of whether the case involved clearance or run, eventually climaxing with settlement talks.

George P. Aarons represented the Breeze. Stuart Aarons represented Warner Bros. and Warner Bros. circuit. Irving Cohen was present for Paramount and Lester Krieger represented Stanley-Warner. Calvin H. Rankin was arbitrator.

"Inferiority" of Lea Theater Occupies Day's Hearing

Washington Bureau of THE FILM DAILY

Washington—Arbitration case of Lea Theaters, Danville, Va., against Loew's, Inc., continued yesterday, with Abram F. Myers, Allied chief counsel, representing Lea and trying to prove that Willby-Kincey theaters are granted favorite treatment by distributors, and defendants attempting to prove that the Lea houses receive poor bookings because they are inferior theaters.

Lea vigorously denied inferiority of his houses, and Myers introduced into record several pictures of exterior and interior which he asserted proved that the Lea Theater is more modern than others. In reply to assertions brought out by John Casky, on behalf of the defendants, that Lea's downtown theater offers projection problems because it is the narrow "shot-gun" type, Myers pointed out that patrons prefer to sit in center, rather than sit on sides.

Finally, at the agreement of both parties, it was decided that pictures of interior and exteriors of theaters of both parties be taken for sake of record. These will be submitted today when it is expected hearings will be concluded. Testimony was ended yesterday and now closing awaits only summation by attorneys.

Robert Wilby of Wilby-Kincey denied at the hearing that houses with company connection are given preference. In reply to Myers' question whether there is temptation there, he replied: "In my experience it is temptation which is well resisted."

Rudolph Berger, Washington, district manager for Loew's, Inc., denied that he had warned Lea, on learning that Wilby-Kincey would "take over" Danville, that he would be unable thereafter to give him good bookings.

5-Day Week In Chicago

Chicago—Exchanges and leading theater circuits are now on a five-day week.

ALONG THE
RIALTO
WITH
Phil M. Daly

● ● ● DECISION by the Big Five that......the regulation of previews......rests with distribution......rather than with production ......thereby putting an end insofar as......Metro, Paramount, RKO Warners and 20th-Fox......are concerned......to the preview priority enjoyed......(and not infrequently abused, 'twould appear)......by Hollywood's array of columnists, critics and radio commentators...... is a sizeable forward step......in the interest......of the industry's real key man......the Exhibitor......

▼ ▼ ▼

● ● ● *AS Phil M. observed last April......and had the satisfaction of seeing his views later echoed elsewhere......the preview modus operandi......sanctioned by production...... rated as cart-before-the-horse stuff......To be sure, the lay press ......and radio as well......have a place in the preview scheme o' things......but inasmuch as exhibitors must buy......before pictures can be exhibited......it must follow......that the exhibitor is entitled......to the first look-see......whether he elects to do so in person......or, in a manner of speaking, delegates the trade press......to perform the chore for him......*

▼ ▼ ▼

● ● ● WHILE it is not too difficult to understand......how Hollywood's lads and lassies managed to maneuver themselves......into the demanding spot......they have enjoyed......for a couple of years ......from the Exhibitor's point o' view......the studios' complaisance if not benediction......was hardly sporting......Having bought a picture......all too frequently......the Exhibitor found its box-office value......materially damaged......and sometimes virtually destroyed ......by Coast reviews and columnar comment......weeks before the picture......was available to him......

▼ ▼ ▼

● ● ● *IT might be emphasized......for the benefit of the Hollywood press corps......that at no time......has the issue been......the right of free speech......meaning here the right of the critics and commentators to have their say about the merit ......or lack of merit......of pictures......*

▼ ▼ ▼

● ● ● "IF everybody in the film business could read some of the letters......I am receiving from boys in the camps......we'd reach our quota for the USO over-night"......says Joseph Hazen, chairman of the New York motion picture committee for the USO......Incidentally, those letters are revealing the whereabouts......of a lot of ex-movie employes who are now in service......Carlton Redding, former usher at Loew's 116th St. theater......now a private at Camp Walters, Tex. ......writes Hazen to thank everybody for him......"Those donations to the USO mean a lot to us fellows away off here......". Charles Group, another usher (Loew's Fairmount theater) writes a "thank you to the USO" from Fort Bragg, N. C.......Assistant Manager Fred Martin, Loew's State, Norfolk......now managing the Post theater at the Army camp in New Cumberland, Pa., writes......"One of the big problems is the providing of recreation......for the boys on their furloughs......hats off to the USO for helping to solve this problem." ......Assistant Manager Hollis W. Sweeney, Loew's Poli, Hartford ......now with 169th Infantry, Camp Blanding, Fla.......writes that the N. Y. donations to the USO will mean much......to the Florida camps......Private Leroy Roye at Fort Sam Houston and Corp. George McKirahan, Fort McIntosh, Tex.......both come from the staff of Loew's Houston theater echo that......Jesse Rappaport......from Loew's State, Syracuse......now at Mitchell Field, L. I.......writes to Hazen that he is watching the progress of the USO drive as reported in FILM DAILY ......Once a movie man always a movie man......even in the Army!

DATE BOOK

Today: New Jersey Allied outing, Hollywood Hotel, West End, N. J.

July 12: Boston Cinema Club clam bake, Green Acres Country Club, Saxonville.

July 13-14: MPTO of Virginia mid-summer convention, Hotel Chamberlin, Old Point Comfort.

July 14: Peter Rosian testimonial, Netherland Plaza, Cincinnati.

July 15-16: Warners' Canadian sales meeting, Montreal.

July 16-18: 20th-Fox sales convention, Los Angeles.

July 18: Baltimore Variety Club golf tournament, Woodholme Country Club.

July 21: Detroit Variety Club golf tournament, Brooklands Golf Club.

July 21: Pittsburgh Variety Club golf tournament, South Hills Country Club, Brentwood.

July 28: Omaha Variety Club golf tournament, Highland Country Club.

July 28-Aug. 1: Warners' sales convention, Blackstone Hotel, Chicago.

Aug. 2: Chicago Bookers Club picnic, Bailey Farm, Princeton, Ill.

Aug. 4: Buffalo Variety Club golf tournament, Wilmont Country Club.

Aug. 5-7: Schine circuit convention, Gloversville, N. Y.

Aug. 9: Baltimore Showmen's Club dance.

Aug. 14: MPTO of Connecticut annual golf tournament.

Aug. 18: George E. Browne-Willie Bioff trial starts, New York.

Aug. 22: Washington, D. C., Variety Club golf tournament, Manor Country Club.

Restrain Lew Valentine From Using "Dr. I. Q."

Salt Lake City—Lew Valentine, formerly "Dr. I. Q." of the radio can no longer use that term in "any way, shape or form."

By terms of a consent decree entered in Salt Lake City's Third district court after an agreement between Valentine, Larry Kurtz, Intermountain Theaters, Inc. and Saltmount Theaters, Inc. on one side, and Grant Advertising, Inc. of Texas on the other, Valentine was restrained in the United States, Mexico or Canada from appearing or advertising himself as "Dr. I. Q.", "the original network Dr. I. Q." or variations thereof, and from capitalizing on the fact that he once enacted the role of Dr. I. Q. on the radio.

The decree was entered in a suit brought by Grant Advertising, Inc. which owns the right to the Dr. I. Q. quiz program, in which another radio actor has supplanted Valentine. The suit for an injunction was filed during a recent appearance of Valentine at Salt Lake theater.

"Underground" Gets 4th Week

"Underground," Warner release dealing with anti-Nazi radio activities in Germany, will be held over for a fourth week at the Globe Theater and may go into a fifth week.

Gallagher Rites Today

Solemn requiem mass for Leonard L. Gallagher, 58, widely-known theatrical executive, will be held at 10 a.m. today at St. Malachy's Church.

Report CIO Plans Hollywood Moves

(*Continued from Page* 1)

laboratory workers or set electricians here, it is asserted. Lab. workers union has had charges leveled at it several times for allegedly having "Comies" in its membership with group now said to be behind the under-cover drive being waged in ranks to ditch IA-AF of L affiliation.

Any crackup in hitherto solid IA front can be laid to several reasons. It is pointed out substitution of unwieldy committees who have differences of opinion among themselves instead of local business agents handling negotiations hampers all discussions on contracts. Withdrawal of IA from the basic pact and granting autonomy to locals here left them without the unquestioned support of the operators' unions throughout the countary, kingpin threat in event of any strike. Jealousies among local leaders has also contributed to breakdown of solid negotiating front.

It is reliably reported that IA stands ready not only to "read out" those unions dropping IA affiliation for CIO, but will order all other IA unions that are loyal, with operators looming big, to refuse to handle any films turned out by any CIO union. Ramifications of such a move are widespread to extent that film industry might be hogtied, if worst came to the worst.

IA execs. contacted here tacitly admit knowledge of what is going on, declare that withdrawal from basic pact dumps all negotiations squarely on locals' shoulders and also leaves them with responsibility of squelching any CIO threat. However, they express confidence that any such move can be squashed properly, but point out that locals will lose prestige, wages and other benefits if they derail their smoothly operating machine.

Ore. ITO Meets Today

Portland, Ore.—ITO of Oregon will meet at the New Washington ton Hotel today to hear reports of the trustees on the recent PCC convention in Los Angeles.

"Sponsored" Bathing Beauty Contest Set

Enter, the "sponsored" bathing beauty contest.

Loew's New York circuit has closed a deal with the Pepsi-Cola Co. by which the latter essays the sponsor role of Loew's annual city-wide contest, with $500 in cash prizes. Winner gets the title, "Miss Greater New York" and a chance to compete for "The Pepsi-Cola Girl of 1942." Newell-Emmett, Inc., agency handling the Pepsi-Cola account, is co-operating with the circuit.

Barbara Stanwyck Opposite Gary Cooper; Paramount is Seeking Katharine Cornell

West Coast Bureau of THE FILM DAILY

Hollywood—Riding herd on the Hollywood news range:

Twentieth-Fox has cast Pat O'Brien in the starring role of "Law and Order, Inc.". . . . RKO has signed Bert Lahr to appear in "I'm Dying to Live" with Buddy Ebsen. . . . Billie Burke gets the hostess role in Warners' version of "The Man Who Came to Dinner". . . . Ida Lupino will be opposite Tyrone Power in 20th-Fox's "Benjamin Blake". . . . Sam Goldwyn has signed Barbara Stanwyck for the femme lead in "Ball of Fire," Gary Cooper's next. . . . Paul Henrie (Henried) will make his Hollywood pix bow opposite Michele Morgan in RKO's "Joan of Paris". . . . David O. Selznick's Santa Barbara Summer theater will start with Ingrid Bergman in the title role of a revival of "Anna Christie". . . . Para. is dickering with Katharine Cornell for "For Whom the Bells Toll."

Film Censorship Found Light

Substantial Difficulties Only in Penn.

(*Continued from Page* 1)

served that difficulties have been "traditional in recent years" in Pennsylvania, one of the seven states which censor pix.

The Pennsylvania Censor Board banned "The Ramparts We Watch," "objected to as pro-Hitler," the report said, but withdrew a ban on ground of "morals" against a film entitled "World in Flames" after litigation was threatened.

New York State censors, "fairly liberal-minded in recent years," the survey added, "put a ban on 'Fools of Desire,' released by Syndicate Exchange, Inc. The distributors declined to test the decision." "Merry Wives," a Czechoslovakian film, held to be indecent, was released "after a few minor deletions," the report recorded.

"In Chicago, where the police exercise both a political and moral censorship of motion pictures, 'Pastor Hall,' an anti-Nazi film, was cleared after protests by the Chicago Civil Liberties Committee and others. 'After Mein Kampf,' produced by Crystal Pictures, an anti-Nazi film which the censors held might 'create contempt and obloquy among our German classes' (population 400,000 in Chicago) was barred before the election but permitted after it, as was also 'Goose Step' (originally known as 'Hitler, the Beast of Berlin'). 'After Mein Kampf' also ran into slight difficulties in Pennsylvania," the Civil Liberties Union said in the review.

"Efforts were made by the Chicago Civil Liberties Committee, backed by many public agencies and supported also by the Motion Picture Producers and Distributors of America for a reform of the police censorship. An ordinance was introduced in the Chicago City Council, and hearings were held, so far without effect."

Screen Test Suit Decision Review Asked by Loew's

(*Continued from Page* 1)

for failing to give a screen test was asked yesterday by Loew's in a notice of appeal filed in the City Court. The appeal is taken from a judgment of $1,500 granted to Conrad Noles, actor, who had brought suit charging Loew's with a refusal to give the test in breach of a contract between the parties.

Will Reopen Conn. House, Dark for Last Decade

Beacon Falls, Conn.—Ralph Civitello, operator of the Devon Theater, has signed a five-year lease for operation of the 280-seat Beacon Theater, dark for the past 10 years, and once operated by Beacon Falls Rubber Shoe Co.

Expect Miss. to Lift Ban on Sunday Pix

(*Continued from Page* 1)

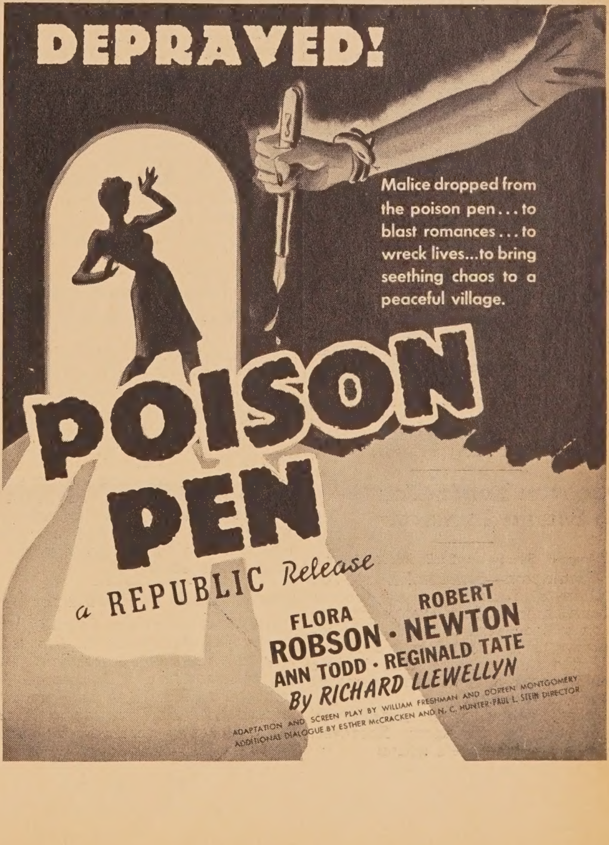
of repeal of "some Sunday blue laws."

Sentiment against restrictions on Sunday movies in Mississippi has been growing for years, having reached the point in such centers as Vicksburg, Hattiesburg and the Gulf Coast as to be ignored openly. In most counties, however, the sheriffs have "cracked down" at the first sign of disobedience.

The governor said he was in favor of the relaxation of "blue law" restrictions because of the large number of soldiers in Mississippi and because Sunday is the only day in the week that many defense workers can see a picture show. Statement marked the first time he had come out openly in favor of repeal of the state law which has been in effect in regard to "paid amusements" on Sunday since 1836.

Usherettes for Rochester?

Rochester—With jobs in local industries increasing daily, some downton theaters are finding it difficult to obtain ushers, it is reported. At least one downtown house, it is said, is contemplating shifting to usherettes.



DEPRAVED!
Malice dropped from the poison pen... to blast romances... to wreck lives...to bring seething chaos to a peaceful village.
POISON PEN
a REPUBLIC Release
FLORA ROBSON · ROBERT NEWTON
ANN TODD · REGINALD TATE
By RICHARD LLEWELLYN
ADAPTATION AND SCREEN PLAY BY WILLIAM FRESHMAN AND DOREEN MONTGOMERY
ADDITIONAL DIALOGUE BY ESTHER McCRACKEN AND N. C. HUNTER · PAUL L. STEIN DIRECTOR

Defense Scores at Crescent Trial

(*Continued from Page* 1)

Piedmont "gladly and willingly" and without any kind or degree of compulsion. Judge Davies overruled objection to admission of this statement as evidence and also admitted as documentary evidence a signed contract between Taylor and a film exchange.

Contract as Evidence

Defense attorneys stated to the court that a condition in this contract which gave Taylor the refusal of 23 pictures out of 48 was relevant evidence of the exhibitor's privilege of selectivity. Fred Gorman, representing the Cherokee Amusement Co., was named by Taylor as the man who tried to buy out his Spruce Pine Theater. Later he named S. G. Hendren as another representative of Cherokee with whom he conferred.

J. Meyer Schine of Schine Theaters, Gloversville, N. Y., with his attorney, Willard McKay, here to observe proceedings of the Sudekum hearing, would not comment on the case, but definitely revealed their impression of the trend of the testimony offered.

Other witnesses heard during the day were Ruble D. Page, operator of the Maury Theater, Mt. Pleasant, who testified that Kermit C. Stengel, son-in-law of Tony Sudekum, insisted that his circuit could "afford to build a theater and operate at a loss for three years."

Additional Witnesses Heard

C. T. Rankin, Jefferson City, Tenn., banker, who testified that he was approached by Hernden, of Cherokee, with a proposition to use his influence to get Carl Hutton to sell a local theater on which the bank held a mortgage; Mr. and Mrs. Charles Caldwell and Mrs. J. H. Hollinger, all of Scottsville, Ky., whose testimony concerned alleged efforts of Lee Castlebury, of Crescent, to buy a theater owned by the Caldwells.

Even with 18 attorneys present to offer objections to statements of witnesses Judge Davies continues to admit that much of the testimony offered in the case should be stricken from the records and the general impression is that special assistant to the Attorney General, Allyn N. Doty, was too optimistic in his assertion that the Government "could establish a case with the first witness."

Donovan Nomination To Senate Tomorrow

Washington Bureau of THE FILM DAILY

Washington—Nomination of Col. William J. Donovan to the post of Co-ordinator of Intelligence Information will be sent to the Senate tomorrow, it is understood. Donovan will have no military title in this new office which is without precedent in our Government.

Order establishing the division will be issued by President Roosevelt shortly after Senate's action.

☆ REVIEWS OF THE NEW FILMS ☆

"Ellery Queen and the Perfect Crime"

with Ralph Bellamy, Margaret Lindsay

(HOLLYWOOD PREVIEW)

Columbia-Darmour 68 Mins.

"QUEEN" MYSTERY THRILLER PROVES GOOD HANDLING OF ROUTINE PLOT; OKAY FOR DUALS.

Third of a series of 13 "Ellery Queens" Larry Darmour is releasing through Columbia, "And the Perfect Crime" is a good clean running mate for dual bills. An exceptionally good cast, a good yarn by Eric Taylor, and smart direction by James Hogan cinch the buy.

Ralph Bellamy is a good choice for the title role and Margaret Lindsay is a fine foil. Charley Grapewin and James Burke, a comedy cop duo should be great favorites with the fans after a few of these pix are released.

Word of mouth won't do this film any harm—and the unusually good cast should sell plenty of tickets from "lobbies" or newspaper ads.

Ellery Queen (Ralph Bellamy) is going fishing with his father and Sergeant pal (James Burke) when a murder is committed involving his friends John Beal and H. B. Warner. Warner has been accused of murdering a business associate who swindled him in a power deal.

After all the routine suspicions, opening curtains, screams and false clues, the murderer is uncovered and Bellamy goes fishing.

It's routine stuff but good.

CAST: Ralph Bellamy, Margaret Lindsay, Charley Grapewin, Spring Byington, H. B. Warner, James Burke, Douglass Dumbrille, John Beal, Linda Hayes, Sidney Blackmer, Walter Kingsford, Honorable Wu, Charles Lane.

CREDITS: Producer, Larry Darmour; Director, James Hogan; Author, Ellery Queen; Screenplay, Eric Taylor; Cameraman, James Brown; Editor, Dwight Caldwell; Music by Lee Zahler.

DIRECTION, Fine. PHOTOGRAPHY, Good.

Providence First-Runs Cut Service Men's Prices

Providence—All first-run theaters here have slashed prices for men in uniform. Till further notice soldiers, sailors and marines attending Loew's State, Strand, Majestic, Carlton and Fays theaters may buy tickets scaled at 40c for 20-plus tax; tickets selling at over 40 cents for 25-plus-tax. Decision of first-run managements may lead to reduction in scale for service men by nabes here and also by leading theaters in other cities of State.

Frankel Back In Pittsburgh

Pittsburgh—Irving Frankel, former salesman for Fox in this territory but who for the past few years has been residing in Hollywood, has returned to Film Row as Main Line salesman for RKO, replacing Morris Lefko, recently promoted to branch manager in Indianapolis.

"Hurry, Charlie, Hurry"

with Leon Errol, Mildred Coles,
Kenneth Howell

RKO 65 Mins.

SLAPSTICK FARCE WITH FUNNYMAN ERROL WILL SERVE NICELY AS PROGRAM OFFERING.

Gags and slapstick in large quantities are the essence and base of this new Leon Errol comedy from RKO. It has a sufficient number of laughs to make it okay as a program offering, and that is its limit. Picture gets a little gummed up at times with an overdose of comedy, but it moves along, the cast is more than adequate and general audiences should get a fair share of laughs from it.

Errol is his own inimitable self, weaving around on his rubber legs, continually in hot water and extricating himself in the nick of time. Mildred Coles, a cute young girl, has the ingenue role opposite Kenneth Howell, a fugitive from the Jones family. Howell has improved considerably as an actor. Cecil Cunningham does a good job as Errol's domineering wife, and George Watts and a number of other capable players are helpful. Charles E. Roberts directed from a screenplay by Paul Gerard Smith.

Errol is trying to help his daughter, Miss Coles, elope with Howell, operator of a bakery, and anathema to Errol's wife, Miss Cunningham. Social wars in the small town, a trio of Indians, the vice-president of the United States and a number of other people and events get scrambled up before the situation gets in hand.

CAST: Leon Errol, Mildred Coles, Kenneth Howell, Cecil Cunningham, George Watts, Eddie Conrad, Noble Johnson, Douglas Walton, Renee Haal, Georgia Caine, Lalo Encinas.

CREDITS: Producer, Howard Benedict; Director, Charles E. Roberts; Screenplay, Paul Gerard Smith; Story, Luke Short; Cameraman, Nicholas Musuraca; Editor, George Hively.

DIRECTION, O.K. PHOTOGRAPHY, Good.

"We Must Have Music," New Metro Bally Reel

West Coast Bureau of THE FILM DAILY

Hollywood—Production has started at Metro studios on "We Must Have Music," eighth of the company's "Romance of Celluloid" series, the semi-annual one-reel institutional subjects produced under the supervision of Frank Whitbeck. "We Must Have Music," scheduled for late Summer release, deals in detail with the importance and place of music in motion pictures and will serve to advertise new season productions to theater audiences.

Para., McCarey Dickering

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount is negotiating with Leo McCarey to produce and direct "Hollywood Legend" by Adela Rogers St. Johns which Morrie Ryskind has adapted to the screen. Deal, however, depends upon purchase of the story from Howard Hughes for whom McCarey was to direct it. Ginger Rogers and Carey Grant will be sought for the leads if Para. succeeds in obtaining rights from Hughes.

"Emergency Landing"

with Forrest Tucker, Carol Hughes,
Evelyn Brent, Emmett Vogan

PRC 70 Mins.

ENTERTAINING PROGRAM OFFERING; SHOULD FIT NICELY ON ANY PROGRAM.

This picture has a lot of entertainment value in its footage. There is a considerable amount of well-handled humor and enough dramatic asides to maintain interest in that angle. Considering the budget range it is a first-class piece of merchandise for its classification. Forrest Tucker, Carol Hughes and Evelyn Brent are the strongest "names" the cast has to offer, but exhibs. should get a good reaction from it.

Tucker, Miss Hughes, Miss Brent and Emmett Vogan head the cast. Tucker shows improvement as an actor and the other three are capable players, Miss Brent and Vogan being valuable additions to any cast. Other players are more than adequate, Joaquin Edwards standing out in a very funny characterization. William Beaudine did a workmanlike job on the directing end and Martin Mooney contributed the story and screenplay.

Tucker and Vogan, employes of a plane factory owned by William Halligan, father of Miss Hughes and brother of Miss Brent, are trying to sell him a robot-controlled plane they have invented. They do, but annoy Miss Hughes by splashing her with water when they land the plane. A test flight is sabotaged and they both get fired, returning to a desert weather station to carry on their experiments. Miss Hughes and Miss Brent unexpectedly stumble into their camp and an amusing situation is created and maintained to the end of the picture with a little espionage trouble thrown in for good measure.

CAST: Forrest Tucker, Carol Hughes, Evelyn Brent, Emmett Vogan, William Halligan, Joaquin Edwards, George Sherwood, Stan Jolley, Stanford Price, Jack Lescoulie, Paul Scott.

CREDITS: In charge of production, George R. Batcheller; Producer, Jed Buell; Director, William Beaudine; Original Story and Screenplay, Martin Mooney; Cameraman, Jack Greenhalgh; Editor, Robert Crandall.

DIRECTION, Able. PHOTOGRAPHY, Good.

Abbott & Costello Deal With Universal, Metro

West Coast Bureau of THE FILM DAILY

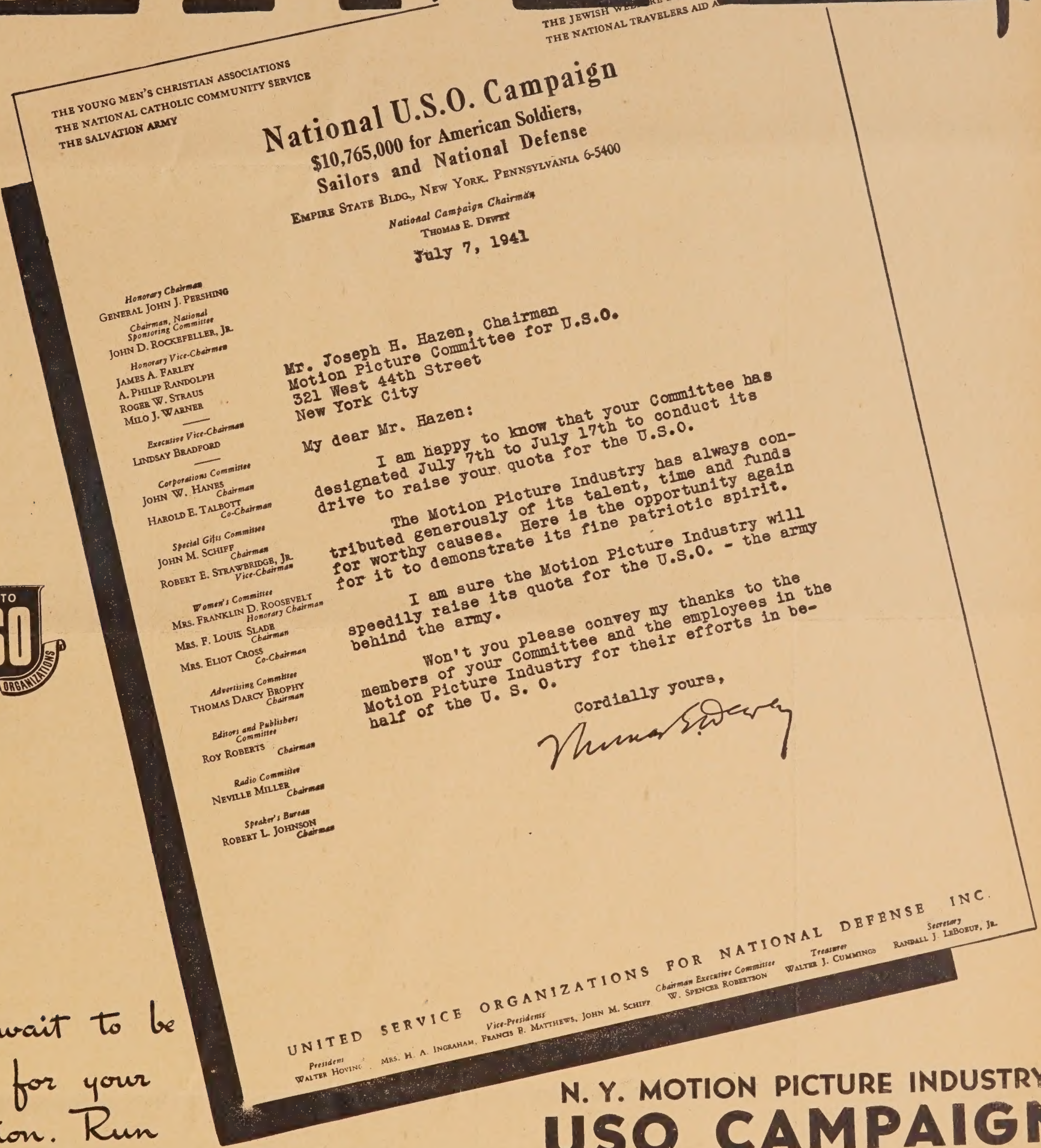
Hollywood—Abbott & Costello's new deal provides for two pictures a year for a period of three years for Universal and one picture a year for three years for M-G-M.

Their first picture for Metro will be "Rio Rita." "Flying Cadets" will be title of their Universal comedy, following "Ride 'Em, Cowboy."

Malco Buys Hasty's Joy

Russellville, Ark.—Malco Theaters, Inc., owner and operator of the Ritz and the New here, has purchased the Joy Theater at Dardanelle, from Marshall Hasty and will take over active management on July 13.

We'll do it, Mr. Dewey!



THE YOUNG MEN'S CHRISTIAN ASSOCIATIONS
THE NATIONAL CATHOLIC COMMUNITY SERVICE
THE SALVATION ARMY

OMEN'S CHRISTIAN ASSOCIATIO
THE JEWISH WE RE BOARD
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MRS. F. LOUIS SLADE *Chairman*
MRS. ELIOT CROSS *Co-Chairman*

Advertising Committee
THOMAS DARCY BROPHY *Chairman*

Editors and Publishers Committee
ROY ROBERTS *Chairman*

Radio Committee
NEVILLE MILLER *Chairman*

Speaker's Bureau
ROBERT L. JOHNSON *Chairman*

July 7, 1941

Mr. Joseph H. Hazen, Chairman
Motion Picture Committee for U.S.O.
321 West 44th Street
New York City

My dear Mr. Hazen:

I am happy to know that your Committee has designated July 7th to July 17th to conduct its drive to raise your quota for the U.S.O.

The Motion Picture Industry has always contributed generously of its talent, time and funds for worthy causes. Here is the opportunity again for it to demonstrate its fine patriotic spirit.

I am sure the Motion Picture Industry will speedily raise its quota for the U.S.O. - the army behind the army.

Won't you please convey my thanks to the members of your Committee and the employees in the Motion Picture Industry for their efforts in behalf of the U. S. O.

Cordially yours,

Thomas E. Dewey

UNITED SERVICE ORGANIZATIONS FOR NATIONAL DEFENSE INC.

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Don't wait to be asked for your donation. Run to your nearest committee member with your check or cash (before he runs to you)!

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SAMUEL RINZLER
GEORGE SKOURAS
RICHARD PATTERSON
OSCAR A. DOOB
MATTY FOX
B. S. MOSS
HARRY BRANDT
SI FABIAN

Weekly B. O. "Take" Averaging 5% Ahead

(Continued from Page 1)

since Memorial Day apparently confirms opinions expressed at the recent New Jersey Allied convention in Atlantic City where a large number of delegates declared that they had noticed a spurt in business starting May 30.

Reports from the field following the July 4 holidays indicated that the nation's theaters enjoyed one of the biggest—if not the biggest—three days in years.

SCG Charges Disney With Refusing to Bargain

(Continued from Page 1)

change the situation. A Guild spokesman said that the eight unions which had agreed to return to work at the Disney plant represent only forty workers there.

Eight Unions Sign Basic Contract With Disney

Hollywood—Eight A F of L unions which have supported the SCG strike, now in its 43rd day, at the Walt Disney Studios have signed a basic agreement with Disney, it was announced yesterday. Details of the agreement were not made available.

Gunther Lessing, vice-president of the Disney organization, said: "We negotiated a standard basic motion picture A F of L contract which included the union shop and wage scales."

William Littlejohn, president of the Cartoonist Guild, asserted less than 100 persons can be affected by the contract, adding:

"Whatever agreement Disney has entered into with the other unions, they do not affect 472 members of the SCG nor 21 members of the Society of Motion Picture Film Editors."

Curb Exchange Approves New Monogram Shares

(Continued from Page 1)

Monogram Pictures stock for trading effective Aug. 13.

This is stock purchased last year by Monogram franchise holders.

"Aluminum Matinee" Plan Widely Adopted

Nashville, Tenn.—"Aluminum matinee" plan is sweeping the state, with theaters in this city, Memphis, Knoxville, Kingsport and Johnson City already lined up.

Chicago—Forty-one B & K nabe and suburban houses will hold "aluminum matinees" for juves the morning of July 21.

Philadelphia—"Aluminum matinees" are being set for all local theaters.

Signal Corps Calls Film Men

Heavy Concentration at Fort Monmouth, N. J.

(Continued from Page 1)

the laboratory. He has made intensive studies of film technique under the auspices of the Academy of Motion Picture Arts and Sciences, is a member of the SMPE and has been active in Army pictorial and visual education since 1929, working in close collaboration with Lt. Col. Richard T. Schlosberg, Chief Photographic Officer in the Washington office.

> ***EDITOR'S NOTE**: Spotlighting the industry's sizeable contribution to the Army's Signal Corps, this story was written expressly for THE FILM DAILY by Pvt. Joseph A. Thompson, 20th Signal Service Co., Fort Monmouth, N. J.*

Officers From Many Fields

Colonel Gillette's officer staff is drawn from numerous branches of the picture industry. Capt. Gordon Rigby, veteran screen-writer, late of Columbia, heads the scenario department, and Capt. Paul Wing, well-known to Paramounters, is a unit director. Lieut. Jack Clink is from M-G-M's sound department, and Lieut. Harold Knox came into the olive drab by way of Pathe. Then there's Lieut. Frank Lepore from NBC's television studios, Lieut. Arthur Gaskill of the Boston staff of News of the Day, and two men from Eastman, Lieut. Garland Misener and Lieut. William Rivers.

The TFPL makes sound pictures for the training of troops, and uses almost every device available to any picture studio. There is a large animation department, script-writers, cutters, cameramen, producers, actors and technicians. These men are organized into the 20th Signal Service Company and Fort Monmouth is their permanent post, except when units are sent out to the various branches of the Army where on-the-spot pictures are shot. These pictures are assembled and edited at the Fort Monmouth lab and sent to Washington for sound. The unit looks forward to their own sound stage soon, however.

In the Script Division

In Captain Rigby's script division, are found Berk Anthony from Disney's, Pete Barker of New York television, Bill Bloom from Columbia, Bob Churchill of the Documentary Films, Arthur Lewis who was associated with Ben Hecht, Edmund North, writer of "One Night of Love" and assistant producer to Sam Goldwyn, Sol Shor of Republic serials, Arthur Wilmert from the Yale Department of Drama, Sidney Katz from RKO, Don Hays and Joe Thompson of NBC, and Lester Cooper, writer of Warner shorts.

Production and organization work is being done by Gil Scott, who was assistant to Darryl Zanuck, and Jerry Bergman from the production department of M-G-M. In the near future, the Film Unit will probably have RKO's Garson Kanin on the job too.

Animation at Monmouth is loaded with Disney graduates. . . . Murray Fairbairn, Vic Michonski, Amby Paliwoda, Bob Perry, George Peed, Bob Majors, and Mel Grau. Schlesinger's WB outfit is represented by Dave Monahan, Lew Irwin, Harold Soldinger, and Herman Cohen. M-G-M gave Paul Fanning and Fleischer gave Alden Gets. And there are two men that worked at several of these studios, Jim Miele and Joseph Miller.

Included In Camera Crews

The camera crew in the Army's film unit boasts such men as Bill Widmayer, crack lenser for the March of Time, Bob Daly also of MOT, Andy Gold of N. Y. Fox and Henry Gerzen of Beverly Hills Fox, Irving Smith of Universal, Harry Kreider of Para., and freelancers Gene Levy and William Saltzman.

As for cutters, you'll find Vic Kline (Warner Brothers), Frank Baldridge (Korda), Bernard Small (son of Producer Ed), Jerry Thomas (son of Monogram's Harry Thomas), Albie Shaff (Dr. Christian series), Billy Reynolds, (Loew-Lewin productions), Russell Selwyn (of M-G-M, nephew of Edgar), Jason Bernie (son of the old maestro), and Marshall Neilan, Jr. (M-G-M).

The acting contingent includes Granville Owen ("Little Abner"), Douglas Kennedy ("The Bride Came C. O. D."), Ray Parker and Bob Richardson.

Thus, the Army is well prepared to produce pictures of the highest caliber with which thousands of men can be trained and informed, and thus the film industry is directly active in the present military campaign.

28% of Para.'s 1941-42 Shorts Ready or In Work

Twenty-eight per cent of Paramount's 1941-42 short subjects product already has been completed or is now in production, it was said yesterday by Oscar A. Morgan, general sales manager of the department. With the new season still two months in the future, it's a new company record. Of the 85 scheduled productions, all of them one-reelers, 24 are either finished or before the cameras.

Schlesinger Suspends Avery

West Coast Bureau of THE FILM DAILY

Hollywood—Leon Schlesinger has suspended Fred Avery. one of his supervisors of "Merry Melodie" and "Looney Tunes" at his cartoon plant for four weeks due to the fact that Avery got temperamental and walked out in the middle of a picture because 40 feet of film was cut out of a "Bugs Bunny" picture Avery had recently completed. Avery is still under contract to Schlesinger and has been with the producer since 1935 and has two and a half years to go on his present contract.

Industry and Press In Closer Contact

(Continued from Page 1)

examples of improved relations with the press.

"These moves," one executive said, "should silence those who have been squawking about press treatment."

All three plans, it was said, appear to be a forerunner of a better understanding between the newspaper publishers and the industry and should be of material benefit to both sides.

Newspapers have found that a well-edited amusement page tends to build and hold circulation and that harmonious relations with the film industry are essential, executives said.

Twenty Pictures Made In Malay Language in 1940

(Continued from Page 1)

those islands for Twentieth Century-Fox, who is here to attend the company's sales convention. Most of the subjects were phantasies or had mythical themes.

The 20 pictures in 1940 represents a slight increase over 1939's output, Mayer stated.

SPG Majority Predicted In Bargaining Election

While complete returns of the NLRB poll to determine a collective bargaining agent for home office publicists were not available last night, members of the Screen Publicists Guild were confident that their organization would receive a majority. It was believed by many that only a few publicists in each major company would vote against the SPG.

Delay in getting the final figures was due to the mail poll by publicists who are away on vacations and whose ballots will not be counted until today.

"This Woman is Mine" Aug. 15

Universal will release Frank Lloyd's "This Woman is Mine" on Aug. 15 instead of July 25.

Nazis Release Two French Film Stars

Vichy (By Airmail)—Albert Prejean and Claude Dauphin, French movie stars, have been released from Nazi prison camps in Germany and will begin acting in several pictures to be made in the Nice studios. The two will appear in "L'Etrange Suzy" with Suzy Prim as the feminine star.

Dauphin will also play in "Histoire de Rire" by Armand Salacrou and in a comedy by Labiche.

METRO-GOLDWYN-MAYER
READING DEPT.
JUL 15 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 8 NEW YORK, FRIDAY, JULY 11, 1941 TEN CENTS

PREDICTS EARLY END OF CRESCENT TRIAL

Hollywood Talent Loans Show 2nd Quarter Dip

33 Players "Farmed Out" In April-June Period as Against 58 in First Quart.

By RALPH WILK

West Coast Bureau of THE FILM DAILY

Hollywood—Talent loans between studios slackened considerably during the second quarter of the year when compared with the first three months, it is shown in a FILM DAILY checkup. Between April and June, 33 players in the same number of deals were loaned, while from Janu-

(*Continued on Page* 6)

Mull Scale for Tele Artists Next Week

Television committee comprised of executives of Actors Equity, AFRA and SAG plans to hold its first meeting next week to work out a scale for artists appearing on television shows. Immediately following agreement of the committee on a wage scale and conditions, negotiations will be instigated with NBC, CBS and DuMont for contracts.

Television field is rapidly being unionized, with stagehands and mu-

(*Continued on Page* 7)

Issues Chi. Bench Warrant For Brown-Bioff Witness

Chicago—Federal Judge Michael Igoe has issued a bench warrant for Nick Dean to appear as a witness in the George E. Browne-Willie Bioff income tax case.

Dietrich and Scott In "Spoilers" Deal

West Coast Bur., THE FILM DAILY

Hollywood — "Package" deal involving Rex Beach's "The Spoilers" and the services of Marlene Dietrich and Randolph Scott is in prospect here. Rights to the story, made twice in the past, have been obtained by Agent Charles K. Feldman. Warners are reported interested in the story-player proposition.

"LIFE WITH FATHER" TO LASKY?

Producer Negotiating with Oscar Serlin for Film Rights to Broadway Comedy Hit

Jesse L. Lasky may get film rights to Oscar Serlin's smash comedy hit, "Life with Father," now running at the Empire on Broadway, it was reported last night.

Negotiations are understood to have made marked progress during Lasky's visit to New York for the premiere of "Sergeant York." Lasky left for the Coast last night.

It is reported that Lasky is dickering with Serlin on his own. Acquiring the rights, he presumably would then make his own producing-distribution arrangements with a major company.

"Life with Father," with Howard Lindsay and Dorothy Stickney, opened at the Empire in November, 1939, and quickly qualified as a hit. Film company interest in the comedy has been keen, but thus far Serlin has politely declined buying overtures.

Schenck, Lasky Talk Distribution Deal

Although Jesse L. Lasky is said to have discussed a distribution deal with M-G-M, the producer will make no definite commitments until he talks with Jack Warner. Lasky is reported to have conferred with Nicholas M. Schenck on the possi-

(*Continued on Page* 4)

Portage Theater, Chicago, Files Arbitration Case

Chicago—Portage Theater Corp. filed an arbitration case yesterday against Paramount, Loew's, Warners, Twentieth Century-Fox, Gateway, Belpark and Will Rogers Theaters, and B & K Corp. involving

(*Continued on Page* 8)

Tradeshow Setup Stirs Ia. Squawks

Des Moines—Iowa exhibitors are complaining over the tradeshow setup in that they will have to spend so much time looking at the pictures. Many have openly stated they will not attend because it will require too much time away from their business.

The exhibitors will have to stay

(*Continued on Page* 4)

Depinet in Dallas Monday For First RKO Tradeshow

RKO sales executives hop off this week-end on the first leg of their tour of trade showings which get under way next week in various key

(*Continued on Page* 7)

Reveal Fox Lineup Wed.

Convention to Hear Announcement by Zanuck

With more than 250 company delegates in attendance, and a host of studio and home office execs. as well as players augmenting the group, the annual 20th-Fox convention will open Wednesday at the Ambassador Hotel, Hollywood, with Darryl F. Zanuck providing the fireworks when

(*Continued on Page* 8)

Setting More Roadshow Dates for "Sergt. York"

Warners are setting roadshow engagements of "Sergeant York" in Philadelphia, Cleveland, Detroit, Boston and Atlantic City, in addi-

(*Continued on Page* 4)

Case Completed "Possibly Within Week," is Assertion of Gov't Counsel

By P. R. RUSSELL

FILM DAILY Staff Correspondent

Nashville—With Robert L. Wright, special assistant to the Attorney General, who questioned witnesses during the day, predicting completion of the Government's anti-trust case against the Crescent Amusement Co., and others "within possibly another week," testimony before Judge Elmer Davies "spotlighted" on control of film clearances and then veered sharply to the acquisition of certain East Tennessee theaters by defendants and formation of the

(*Continued on Page* 6)

WB to Make "Flying Fortress" in England

West Coast Bureau of THE FILM DAILY

Hollywood—Warner Bros. plans to make "Flying Fortress" and "Winston Churchill" in England, according to a statement made by Max Milder at a press luncheon yesterday. In addition to his duties as director of Warner activities in Eng-

(*Continued on Page* 7)

Paramount Board Renames Balaban, Other Officers

All officers of Paramount Pictures were re-elected yesterday at a special meeting of the board of directors. Only change in the roster

(*Continued on Page* 8)

Daily Press Can't Crash Tradeshows

Majors propose to take precautions to restrict critic attendance at tradeshows staged in compliance with the New York consent decree to the staff reviewers of the trade press. Reviewers will be admitted only on the presentation of credentials. This was indicated yesterday when RKO announced its plans, which other companies are expected to follow.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 8 Fri., July 11, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Thursday, July* 10)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅝	9½	9⅝	+ ⅛
Col. Picts. vtc. (2½%)	5⅜	5⅜	5⅜	.....
Columbia Picts. pfd.	26	26	26	+ 1
Con. Fm. Ind.	1¼	1⅛	1¼	+ ¼
Con. Fm. Ind. pfd.	11	10⅜	10¾	+ ¾
East. Kodak	139¾	139½	139¾	+ 1¼
do pfd.	176	176	176	.....
Gen. Th. Eq.	13¼	13¼	13¼	.....
Loew's, Inc.	31¾	30⅛	31¾	+ 1½
do pfd.	....	....	....	.....
Paramount	12⅛	11⅞	12	+ ⅛
Para. 1st pfd.	97¼	97	97	.....
Para. 2nd pfd.	11⅛	10⅞	11⅛	+ ⅛
Pathe Film	12⅛	11⅜	12	+ ⅞
RKO	3¼	3¼	3¼	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	6¼	6	6	.....
20th Century-Fox pfd.	19½	19	19	+ ⅜
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4	3⅞	4	.....
do pfd.	61	61	61	— 1

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	104⅛	104⅛	104⅛	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	94	94	94	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	3-16	3-16	3-16	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9½	9	9⅜	+ ⅛
Trans-Lux	⅞	⅞	⅞	+1-16
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	61½	64¾
Roxy Thea. Bldg. 4s 1st '57	56¼	59¼

Loew's Poli, Springfield, Cuts Service Men's Prices

Springfield, Mass. — Loew's Poli Theater is the first in this section to admit members of the United States armed forces in uniform at reduced prices. Service men's scale is half price plus defense taxes, based on the established prices of the tickets under Government regulations.

Labor Pictures Delegation To Report on Gompers Film

Washington Bureau of THE FILM DAILY

Washington—Delegation from Labor Pictures, Inc., which has been in Hollywood discussing production of film depicting life of Samuel Gompers is en route to Washington to discuss final details with officials of American Federation of Labor, which Gompers headed for many years, it was learned here yesterday. They are expected to arrive Sunday or Monday.

A F of L officials would not discuss what progress had been made, except to say, delegation conferred with director and producer, and have made sufficient progress to return to Washington for discussion of results.

THE FILM DAILY reported from Hollywood earlier this week that 20th-Fox was considering a Gompers biographical film, John Stahl to produce.

Jewish Appeal Donations Reported Near Quota

Progress in collecting contributions for the United Jewish Appeal was reported at a meeting of the amusement division yesterday at the Hotel Astor. Donations were said to be close to the quota and individuals and groups were appointed to solicit personally contributions from persons who had given in the past.

Herman Robbins handed over more than $12,000 in checks as National Screen Service's gift to the cause.

A letter from Wendel Willkie, expressing regret at his inability to speak at a Jewish Appeal affair, was read at the luncheon meeting.

Refers Ford Stadium Case to Federal Judge

Chicago—Master in Chancery Will Burns has referred the Ford Stadium case against Paramount films for Federal Judge Will Campbell's attention on his return from a vacation.

The film companies want the case dismissed.

Dismiss $2,000,000 Suit

Suit of Clara Dellar for $2,000.000 damages against United Artists, Sam Goldwyn and Eddie Cantor, was dismissed yesterday after a hearing by Federal Judge Clarence G. Galston. Plagiarism of the play "Oh Shah" in the film "Roman Scandals" had been charged. There was no similarity in treatment or plot, the Court stated.

Metro Casts "Achilles"

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has cast Rosalind Russell and Walter Pidgeon as co-stars of "Achilles." a comedy by Lionel Houser, which will go into production as soon as Miss Russell completes her role in "The Female of the Species." Norman Taurog will direct.

Milgram to Head Philly Hospital Fund Campaign

Philadelphia—Appointment of David E. Milgram, president of Affiliated Theaters Circuit, Inc., as chairman of the 20th Anniversary Maintenance Fund Campaign of Northern Liberties Hospital is announced by Moe C. Goldberg, president.

The campaign will be launched with an opening dinner at the Benjamin Franklin Hotel on Oct. 12.

Milgram has served as a member of the Hospital's Board for several years and last year was chairman of the Motion Picture Division for the campaign.

Milgram was guest of honor at a dinner tendered Wednesday night to the members of the Board at the Ritz-Carlton Roof Garden.

United Film Classics Will Release 10 L. A. Features

Samuel A. Datlowe of United Film Classics, 729 Seventh Ave., has arranged for the exclusive distribution in 16 mm. sound-on-film of 10 Latin-American features to organizations and schools.

First three films to be released are "Y Manana Seran Hombres" ("Tomorrow They'll Be Men"); "Senderos de Fe" ("The Way of Faith"); and "El Matero" ("The Lash"). Others will follow one each month beginning in September.

Omaha Variety Club Sets Golf Tourney for July 28

Omaha—Local Variety Club will hold its annual golf tournament and field day on July 28 at Highland Country club.

Meyer Stern and Morris Cohn comprise the committee in charge. The affair is "open to everyone associated with the motion picture industry and its affiliated enterprises."

Cuban Paper Wants Ban On Soviet Pix Removed

Havana (By Air Mail)—Hoy, local newspaper has started a campaign against the ban of the Soviet pictures, "Lenin In 1918," "Lenin In October," "Cancion de la Juventud" and "Baltic Deputy" by the Cuban Film Censorship Board.

Dust Off "Tortilla Flat"

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has blown off the dust of a year on John Steinbeck's "Tortilla Flat," and engaged John Lee Mahin to prepare the scenario. Story was assigned to Spencer Tracy more than a year ago.

Lanham Joins J. M. Mathes

Samuel Lanham, formerly with Donahue & Coe and previously copy director of the Wendell P. Colton Co., has joined the copy staff of J. M. Mathes, Inc.

COMING and GOING

GABRIEL PASCAL Clippers to Lisbon on July 15.

ERNEST EMERLING, Loew publicist, leaves tonight for a Canadian vacation.

GLENN IRETON, Warners' Canadian publicity manager, returned to his Dominion headquarters last night after home office confabs.

JIM BOOTH of the Essaness circuit returned to Chicago last night after a few days here on business and pleasure.

ROBERT SINCLAIR is here from the Coast.

EDGAR SELWYN is due Monday from Hollywood.

VINTON FREEDLEY arrived from the Coast yesterday.

JUNE HAVOC leavs the cast of "Pal Joey" to fulfill an RKO assignment on Aug. 7.

DAVE ROSE, Paramount's general manager in England, is scheduled to return to London next month.

BILL CONN and his wife arrive in Hollywood this week-end for his role in Republic's "The Pittsburgh Kid."

FRANK ALBERTSON is due here from the Coast shortly.

LAMAR TROTTI, scenario writer, is visiting in Atlanta.

WILLIAM SCULLY, Universal sales manager, is in Atlanta.

NATE BLUMBERG and **J. J. O'CONNOR** leave for the Coast today.

JESSE L. LASKY left for the Coast last night.

MAX MILDER, director of Warner Bros. activities in England, left the Coast last night for New York following conferences with studio execs.

New "Gay Falcon" Film

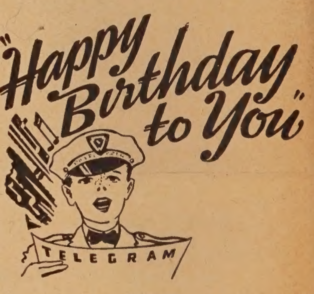
West Coast Bureau of THE FILM DAILY

Hollywood—RKO has added Allen Jenkins and Wendy Barry to the cast of "The Gay Falcon Steps In," starring George Sanders. This is the second in a series of films from Michael Arlen stories.

Len Hammond Gets Pact

West Coast Bureau of THE FILM DAILY

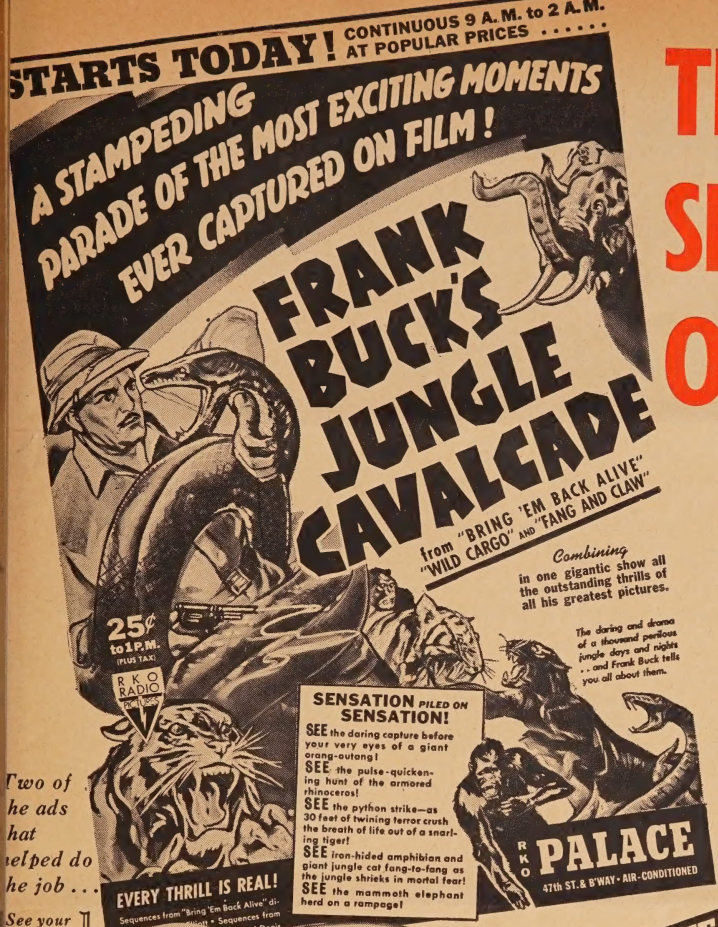
Hollywood—Len Hammond, formerly assistant to Kenneth Macgowan, has been made an associate producer at 20th Century-Fox and his first two pictures will be 'Swamp Water" and "Confirm or Deny."



JULY 11
Walter Wanger
Sally Blane

JULY 12
Hunt Stromberg
Jean Hersholt
Mike Connolly
Sam Mintz
Jetta Goudal

JULY 13
Carl E. Milliken
Sydney Blackmer
Cornelius Keefe



STARTS TODAY! CONTINUOUS 9 A. M. to 2 A. M. AT POPULAR PRICES ......

A STAMPEDING PARADE OF THE MOST EXCITING MOMENTS EVER CAPTURED ON FILM!

FRANK BUCK'S JUNGLE CAVALCADE

from "BRING 'EM BACK ALIVE" "WILD CARGO" AND "FANG AND CLAW"

Combining in one gigantic show all the outstanding thrills of all his greatest pictures.

The daring and drama of a thousand perilous jungle days and nights . . and Frank Buck tells you all about them.

25¢ to 1 P.M. (PLUS TAX)

RKO RADIO PICTURES

SENSATION *PILED ON* **SENSATION!**

SEE the daring capture before your very eyes of a giant orang-outang!

SEE the pulse-quickening hunt of the armored rhinoceros!

SEE the python strike—as 30 feet of twining terror crush the breath of life out of a snarling tiger!

SEE iron-hided amphibian and giant jungle cat fang-to-fang as the jungle shrieks in mortal fear!

SEE the mammoth elephant herd on a rampage!

EVERY THRILL IS REAL!

Sequences from "Bring 'Em Back Alive" di- ... lliott • Sequences from ... Armand Denis

RKO **PALACE**

47th ST. & B'WAY • AIR-CONDITIONED

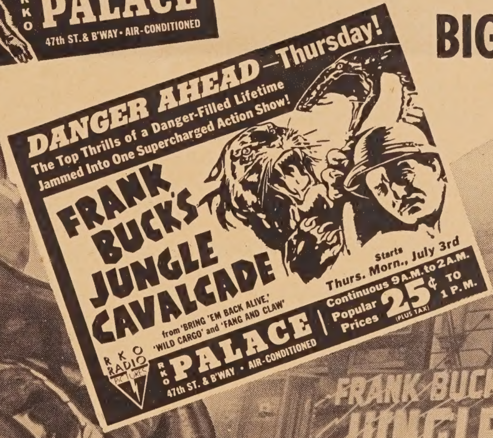
Two of he ads hat elped do he job . . .

See your ressbook

THE BOX-OFFICE SENSATION OF BROADWAY!

Doing tremendous business at the PALACE! . . . Crowds jamming theatre from 9 A. M. opening to 2 A. M. closing! . . . Played up like a circus in posters, ads and lobby — and booming the house to the highest figures in months at popular prices . . .

BEAT THE HEAT WITH THE BIG BUCK SHOW . . . THE FANS LOVE IT!



DANGER AHEAD—Thursday!

The Top Thrills of a Danger-Filled Lifetime Jammed Into One Supercharged Action Show!

FRANK BUCK'S JUNGLE CAVALCADE

from 'BRING 'EM BACK ALIVE,' 'WILD CARGO' and 'FANG AND CLAW'

Starts Thurs. Morn., July 3rd

Continuous 9 A.M. to 2 A.M.

Popular Prices 25¢ (PLUS TAX) TO 1 P.M.

RKO RADIO PICTURES

RKO **PALACE**

47th ST. & B'WAY • AIR-CONDITIONED

RKO RADIO PICTURES

FRANK BUCK'S JUNGLE CAVALCADE
IT'S COOL INSIDE
RKO RADIO PICTURES INC. Present FRANK BUCK'S JUNGLE CAVALCADE
IT'S COOL INSIDE
Drug
COSMETIC

A DEFENSE FILM WITH EVERY PROGRAM

FRANK BUCK'S JUNGLE CAVALCADE

from "BRING 'EM BACK ALIVE" "WILD CARGO" "FANG AND CLAW"

Sequences from "Bring 'Em Back Alive" directed by Clyde Elliott
Sequences from "Wild Cargo" directed by Armand Denis

Schenck, Lasky Talk Distribution Deal

(*Continued from Page* 1)

bilities of M-G-M releasing his proposed picture based on the life of Mark Twain.

Lasky concluded the deal for Twain's story Wednesday night and left last night for the Coast. He has had several offers from major companies but is expected to favor Warners because of the support given him in the production of "Sergeant York."

Much of the Twain sequences will be made in the vicinity of Hannibal, Mo., the author's home. Production is to start immediately and the picture is to be a Spring release.

Lasky May Film Life Of Paderewski for WB

Exclusive screen rights to the life story of the late Jan Ignace Paderewski have been granted to Frank Law and Ray Burgess, it was learned yesterday. It was reported that Jesse L. Lasky is interested in the material and has taken a treatment to the Coast to talk over with Warner execs. as possible production material.

Book Night In Grand Rapids

Grand Rapids, Mich.—Book Night making its appearance here, is now being used by the Family, Roxy, Stocking, Park, Liberty, Madison, Southlawn, Vogue, all of Grand Rapids; the White Cloud in White Cloud, and the Arcade in Arcade. Deal involves a 20-volume encyclopedia.

Baker's Wife Suit Settled

The dispute between Raphael Hakim and The Baker's Wife, Inc. has been adjusted and the pending law suits between those parties settled. The Baker's Wife, Inc. is continuing the distribution of the picture, and the contract between the parties continues in effect.

Chi. Censor Makes 50 Cuts

Chicago—The Police Censor Board reported approximately 450,000 feet of film inspected during the month of June. There were 50 cuts, but no films were rejected or "pinked."

"Prime Minister" to Have Ottawa Opening

Warners' British production of "The Prime Minister," co-starring John Gielgud and Diana Wynyard, will be given its world premiere in Ottawa, Canada, on Aug. 15. Based on the career of Disraeli, "The Prime Minister," was made during the past Winter at Warners' British studios in Teddington, despite frequent bombings by the German Luftwaffe, and recently delivered safely to America.

ALONG THE RIALTO

WITH Phil M. Daly

▼ ▼ ▼

● ● ● **AMID all the joyful pealing of bells......hailing the merits and attributes of "Sergeant York"......the Warner Bros. two-a-day attraction at the Astor Theater......only passing attention has been given to a very important item......the remarkable advertising, exploitation and publicity campaign......that put over this world premiere in superb style......on a mere 12 days' notice......How it was done, and all that was done, would take several columns to tell ......but the motivating force behind the achievement......is something that every show enterprise can emulate with profit......in a word—ENTHUSIASM.**

▼ ▼ ▼

● ● ● *THERE is no more enthusiastic exponent of advertising and publicity in the film business......or in any business, for that matter......than S. Charles Einfeld, director general of these highly important activities for the House of Warner...... Charlie is a straight-to-the-point shooter......who not only generates ideas with machine-gun rapidity......but also conveys to his staff the pep and enthusiasm to carry them out......So when General Sales Manager Grad Sears announced the big news ......that "Sergeant York" would be offered as a roadshow on Broadway......it took only a phone call from Einfeld on the Coast......to Mort Blumenstock, in charge of advertising and publicity in the East......and before Einfeld could parachute from his Burbank office window into an eastbound plane...... Mort and his crew were going full blast......*

▼ ▼ ▼

● ● ● **BRINGING Sergeant Alvin C. York to Broadway from Tennessee......for the premiere of his screen biog......was the No. 1 stroke of good showmanship......and Einfeld's boys made the most of it......in the newspapers......on the radio......street parades...... special luncheons......celeb-studded premiere......and a dozen other activities......Reporters, feature writers and photographers found the World War Hero a genial and co-operative subject......Result: one of the biggest windfalls of newspaper, magazine, radio and other publicity......that ever accrued to a motion picture.**

▼ ▼ ▼

● ● ● *AND the Broadway columnists went all-out......for "Sergeant York" the film as well as for Sergeant York the man ......Walter Winchell, Ed Sullivan, Louis Sobol, Bill Corum, Leonard Lyons, Elsie Robinson, et al......all paid their profound respects......their enthusiasm also was aroused......and through the medium of their syndicated columns......and radio programs ......they passed it around to the far corners......gaining momentum as it went along......and building up a vast waiting audience for the Picture of the Hour......*

▼ ▼ ▼

● ● ● **OF COURSE, behind it all was a picture of High Merit ......one that deserved a real go-to-town campaign......But many times a company has a real good picture......and doesn't advertise or publicize it for its full worth......doesn't give it the old enthusiasm so vividly exemplified in this Warner instance......**

▼ ▼ ▼

● ● ● *MORAL: You can't make exhibitors or the public sold on your product......unless you first show that you are fully sold on it yourself......*

« « « » » »

Tradeshow Setup Stirs Ia. Squawks

(*Continued from Page* 1)

in Des Moines five days to see all of the five pictures to be shown next week by RKO and Metro because the two companies will show only one film a day.

Twentieth Century-Fox which will start its trade show on July 22, will show two a day, cleaning up the five pictures in three days.

Setting More Roadshow Dates for "Sergt. York"

(*Continued from Page* 1)

tion to previously indicated runs in Washington, Chicago and Nashville, it was learned yesterday.

Present plan is to open "Sergeant York" in Chicago during the Warner sales convention there; conclave opens on the 28th. Nashville opening may be deferred to Aug 31 when Milo Warner, national commander of the American Legion, will be in the Tennessee city for a Legion affair.

Washington opening arrangements hinge upon the decision whether one or three theaters are to be used for "York." Pic will go into the Earle definitely, and possibly into the Ambassador and Metropolitan as well.

Thompson-Martin Break-Up

Detroit—Breakup of the partnership between N. Dow Thompson and Albert F. Martin, formerly theater manager and auditor respectively for United Detroit Theaters, in two southern California houses they have operated for about 2 years, is reported by Thompson who is coming back to Detroit.

Reopen, with Old Silents

San Francisco—Freak policy, the showing of old time silents, is being attempted locally at the long closed, Green St. Theater with house name switched to Cinemat.

Industrial Pictures Folding

Detroit—Industrial Pictures, Inc., commercial film producers, has suspended operations and will fold in about 30 days, according to Herbert V. Book.

Pagnol to Produce Cinematic Trilogy

Marseilles (By Air Mail)—Marcel Pagnol is preparing a trilogy of films entitled, "La Priere aux Etoiles," but each picture will have a separate title—"Dominique," "Pierre" and "Florence."

Josette Day and Pierre Fresnay will be the stars. The former has just finished her role in Pagnol's production of "La Fille du Puisatier."

Warners Extending Canadian Conclave

Warners Canadian sales meeting, originally scheduled to run for two days, has been extended to four days, July 14-17, at the Mount Royal Hotel, Montreal.

Monday's session will be devoted largely to screenings, followed by two days of business conferences, after which the delegation will visit the location where "Captains of the Clouds," starring James Cagney, is being shot.

S. Charles Einfeld, director of advertising and publicity is joining the New York delegation to the Canadian meet. The others include Gradwell L. Sears, Carl Leserman, Roy Haines and Norman H. Moray. Wolfe Cohen, Canadian district manager, will preside.

Committee to Advise WB If "Juarez" Libeled Diaz

Mexico City (By Air Mail)—A five-man committee comprised of Mexicans eminent in the literary field has been aligned by Warners to determine whether the character of the one-time President, Porfirio Diaz, was defamed in the company's production, "Juarez."

Committee is a move by Warners in defending the suit of Porfirio Diaz Raigosa, son of the late President, who is asking $117,000 (560,666,666 pesos) damages.

Serving on the committee are Profs. Jesus Guisa y Acevedo and Rafael Heliodoro Valle, Dr. Antonio Brambila, social writer and theologian, Salvador Novo, writer and journalist, and Catalina D'Erzell, noted playwright.

The suit, which was first brought against the local representatives of the American distrib. two years ago in the Criminal Courts, and was dismissed at that time for lack of criminal grounds, is now being pressed on before a Civil Court here by attorneys Victor Velazquez, Toribio Esquivel Obregon and Alberto Maria Carreno on behalf of the claimant.

Hoffberg to Distribute Cuban Musical Shorts

Hoffberg Productions, Inc., has acquired world distribution rights to a series of 12 new musical shorts produced in Cuba by Saica Films, Havana, it was announced yesterday. Manuel Fernandez, managing director of the Cuban company, negotiated the deal with J. H. Hoffberg. Shorts feature congas and rhumbas played and danced in the Cuban fashion.

Switch Abbott-Costello Title

Title of the Abbott-Costello starrer, "Up in the Air" has been shifted by Universal to "Flying Cadets."

REVIEWS OF NEW FILMS

"Law of the Range"

with Johnny Mack Brown, Fuzzy Knight,
Nell O'Day

Universal 59 Mins.

BETTER THAN AVERAGE HOSS OPERA WILL SATISFY THE WESTERN FANS.

Johnny Mack Brown and his sidekick, Fuzzy Knight, do a very thorough job on the villains in this hoss opera, which should delight the western fans. As a western, it is better than average fare for the action fans. The cast is good, the action fast, the outdoor locations very fine, and the story moves along at a goodly clip. Plot hinges on a family feud and the traditional bitterness between the cattlemen and the sheepmen.

Brown effectively handles the hero stuff and Knight provides the comedy. Nell O'Day attractively fills the lead femme role, and Roy Harris provides most of the villainy, with an able crew of bad men backing him up. Incidentally, there are several neat musical numbers injected in the film. Ray Taylor directed.

Harris creates trouble between Brown and his neighbor rancher, Hal Taliaferro, by killing one of his men and blaming it on Brown. The feud grows in bitterness and Harris murders Taliaferro, blaming Brown again. Meantime, Harris and his gang plan to drive sheep onto the cattle range. Plenty of action ensues before Brown clears himself and leads the cattlemen to victory over the sheep ranchers.

CAST: Johnny Mack Brown, Fuzzy Knight, Nell O'Day, Roy Harris, Pat O'Malley, Elaine Morey, Ethan Laidlaw, Al Bridges, Hal Taliaferro, Lucille Walker and The Texas Rangers.

CREDITS: Associate Producer, Will Cowan; Director, Ray Taylor; Cameraman, Charles Van Enger.

DIRECTION, Fast. PHOTOGRAPHY, Good.

☆ SHORTS ☆

"Aluminum"

Office for Emergency Management Film Unit **9 mins.**

Timely Defense Subject

Theater patrons will be thoroughly interested in the OPM subject as herein are the answers to many questions about the current campaign to conserve aluminum. The film will be especially effective before, or during, aluminum collecting campaigns by theaters or communities as it points out the need for a minimum of 1,500,000,000 pounds annually for defense needs compared with 40,000,000 pounds per year in peace time, and shows why increased production, plus conservation of civilian uses, is necessary for adequate defense.

Film traces the manufacture of aluminum from the South American bauxite mines and through the U. S. processing plants, highlighting its varied uses in aircraft manufacture. Shots of dams and plants being constructed especially for the processing of aluminum are very effective.

"Gangs of Sonora"

with Robert Livingston, Bob Steele,
Rufe Davis

Republic 56 Mins.

WELL-PACED WESTERN HAS PLENTY OF ACTION AND DRAMA.

Latest in Republic's Mesquiteer series, this one is up to par and should prove satisfactory fare for the western fans. The cast is okay, action is plentiful and well-paced and there is a sufficiency of mellerdrammer. Direction is fast and the technical work good. Locations are interesting. Exhibitors should find a ready-made audience for this release in its proper sphere.

Livingston and Steele handle the rough stuff and Rufe Davis takes care of the laughs. Chic Johnson's daughter, June Johnson, makes her debut as a film player in this effort, without much effect one way or another. Good supporting roles are contributed by Ward "Bud" McTaggart, Helen Mackellar and Robert Frazer, last named gent being the villain of the piece.

The Mesquiteers ride into the middle of a "passel" of dirty work when they run up against Frazer and his gang, who are trying to run the Wyoming territory and prevent it from becoming a state. From there on they pit their wits against Frazer with the final result inevitable.

CAST: Robert Livingston, Bob Steele, Rufe Davis, Ward "Bud" McTaggart, Helen Mackellar, Robert Frazer, William Farnum, Budd Buster, Hal Price.

CREDITS: Associate Producer, Louis Gray; Director, John English; Original Screenplay, Albert Demond and Doris Schroeder; Based on characters created by W. C. MacDonald; Cameraman, Buc Thackery; Editor, Ray Snyder.

DIRECTION, Fast. PHOTOGRAPHY, Good.

"Chick" Evens Promoted To State in Cleveland

St. Louis — Harold W. (Chick) Evens, manager of Loew's, has been promoted to the managership of the State, a 3,400-seater and the largest of the four Loew Circuit houses in Cleveland. Evens, now on a vacation jaunt in the East with his family, will assume his new duties in Cleveland on July 21.

Also transferred to the State in Cleveland is James E. Harris, who has been in charge of the advertising and publicity for the Loew's here for the past 8 years.

Rex Williams will succeed to the manager's chair at Loew's next Monday. Successor to Harris will be decided upon following the arrival here of Williams.

"Panamint" Bows In SLC

Salt Lake City—Harry Sherman's Paramount release "The Parson of Panamint" had its world premiere here last night. Among the celebrities attending the event were Sherman, Charles Ruggles, Phillip Terry, Patricia Morison, Susan Peters and the author, Peter B. Kyne. State and city officials joined in the festivities.

Mexican Features Waiting on Shelf

Mexico City (By Air Mail)—While the bill making it compulsory for all exhibitors to play a Mexican-made film at least every two months as a measure to further the development of the native picture industry, is still being debated by the Congressional Committee which introduced it originally, local distributors of the native product are taking stock of such pictures from local studios as are yet to be released.

Twenty-four pictures made locally are available for presentation, including some two and three years old; the great majority have so far failed to find an outlet. The 24 include:

"Pescadores de Perlas" (Pearl Divers), "Sangre en las Montanas" (Blood on the Mountains), "La China Hilaria" (That Hilaria Girl), "Adventureros del Mar" (Sea Adventures), "La Mancha de Sangre" (Blood Stain), "El Fanfarron" (The Show-Off), "El Hotel de los Chiflados" (Looney Hotel), "Herencia Macabra" (Macabre Legacy), and "Repatriados" (Back from Exile), all of which were produced prior to 1940; "Cuando la Tierra Temblo" (When the Earth Shook), "Por una Mujer" (For a Woman's Sake), "Sendas del Destino" (Roads of Destiny), and Producciones Vicente Orona's "El Viejo Nido" (The Old Nest), all made in 1940; while the 1941 product yet to be viewed includes: "Papa se Enreda Otra Vez" (Papa's at It Again), "Las Viudas de Papa" (Papa's Widows), and "El Nieto de Papa" (Papa's Grandson), three of a family serial produced and directed by Miguel Zacarias; Producciones Ramon Pereda's "El Capitan Centellas" (Captain Lightning), "Cinco Minutos de Amor" (Five-Minute Love), "El Hijo de Cruz Diablo" (The Son of Cruz Diablo), Grovas Oro Films' "'Cuando los Hijos se Van" (When Children Leave Home), and Cinematografica Latino Americana, S. A.'s "La Companera de Viaje" (Fellow Traveler), which is being distributed by Grovas y Cia.

The two last named pictures are the only ones now set for early release.

Of the product cited above, about 10 per cent has been classified as in the AA class, 20 per cent as belonging in the A category, 30 per cent in the B classification, and the remaining 40 per cent falls into the C. class.

"Citizen Kane" Closing In Chi.

Chicago — "Citizen Kane" will close a nine weeks' stand at the Essaness' Woods theater on July 13. The film had 3 weeks at the RKO Palace, giving it 12 weeks here.

Predicts Early End Of Crescent Trial

(*Continued from Page* 1)

Cherokee, Rockwood, and Newport theater groups.

A. O. Taylor, operator of a theater in Dresden, Tenn., testified that in 1938 a salesman for Paramount Pictures informed him that pictures already booked would have to be rebooked behind nearby theaters in Martin and Greenfield, which was alleged to show a forced change in an existing five-year contract after Crescent Amusement Co., became owners of theaters in those towns.

Taylor says that he was referred to the "home office" by the salesman and was again referred to "higher ups" when he visited the Paramount exchange at Memphis. Government attorneys entered copies of Taylor's contracts with Paramount which gave him clearance through 1938. Taylor testified that the defendant Crescent Amusement Co. was referred to by picture salesmen as the "circuit."

Experience of Another Exhib.

R. D. Page, operator of the Maury Theater, Mt. Pleasant, described similar experiences with Paramount Pictures causing him to negotiate with 20th Century-Fox, but he claimed that the Atlanta exchange of this distributor informed him that his area was already sold to Crescent Amusement Co. He admitted however, that he later obtained a contract with 20th Century-Fox.

The switch in the trend of testimony came when E. G. Hendren, an official in the Cherokee and Newport Amusement Companies, was put on the stand and questioned the greater part of the day about various transactions in the East Tennessee and North Carolina towns of Greenville, Lenoir City, Copperhill and Edwin in Tennessee and Piedmont and Spruce Pine in North Carolina, locale of three Crescent affiliates—Cherokee Amusement Co., Rockwood Amusement Co., and Newport Amusement Co.

Questioned exhaustively about acquisition of theaters at Spruce Pine and Newport and information of the Newport Amusement Co., Hendren continually denied that there had been coercion or compulsion, by threats or otherwise, in any of the deals made. He denied the direct connection of Tony Sudekum with any other transactions, denying that he was present at any other sales conferences or that he had exerted anything more than an advisory influence in any transaction.

Defense Objection Overruled

Some idea of the "prevailing price" and of movie theaters in Tennessee may be obtained from statements made by Hendren that in 1934 he paid W. H. Tarbott $18,750 for a 25 per cent interest in eight theaters in Maryville, Greenville, Sweetwater, Lenoir City and Lafollette and that in 1936 he and Tarbott sold their interests in these theaters along with 50 per cent interest in six theaters in four other towns for $25,000.

Defense objections to such evidence was overruled when a Department of Justice attorney stated that Tarbott and Hendren sold "at a low price to obtain better buying and unusual privileges in the licensing of film in interstate commerce."

Hendren's statement that in 1940, Cherokee Amusement Co., paid Tony Sudekum a salary of $200 per week was amplified by the explanation that he was paid for "counsel, advice, benefit of his experience and suggestions as to exhibiting films policy and how to best operate the theater."

Court Cites "Good Bargain"

Attorney Wright's development of the probable fact that certain officials of the Crescent Amusement Co. and Cherokee Amusement Co., had obtained a larger total sum in salaries in the first three years than the sum of $5,000 paid for a one-half interest in the group was met with amused comment by Judge Elmer Davies that they "made a good bargain, that's all," as he sustained objection of defense attorneys, Armistead, Frohlich and others, to such conclusions as evidence in the case.

The witness, E. G. Hendren, first employe of the defendant organizations to testify, maintained that the "independent theater owner who can bargain can buy pictures as cheap as anybody regardless of how many theaters they own or control."

Hendren buys films for theaters of his group.

Attorney Wright developed through Hendren's testimony that all bookkeeping functions of affiliated groups have been transferred to Nashville and placed under the defendant K. C. Stengel; likewise that correspondence called for in Government subpoenas if available may be found at Nashville headquarters.

J. Meyer Schine and his attorney, Willard McKay, remained through a third day of the trial as very interested observers.

Talent Loans on the Decline

Only 33 "Farmed Out" in the Second Quarter

(*Continued from Page* 1)

ary to March, 58 players were farmed out in 50 agreements, surveys reveals.

Half year totals are 91 players loaned in 83 deals. Of these, 54 were arrangements for actors to perform on other lots—the second quarter reversing the trend towards loaning of actors shown in the earlier three-month period. Of the 33 second quarter deals, 16 were for men, while 38 of 58 first quarter loans were male talent.

M-G-M is shown to be the chief source of loan talent with 20 deals closed in six months, 13 in the first quarter and seven in the second. Tied for second are Paramount and Warner Bros. with 14 while 20th Century-Fox with 11 deals was the fourth largest lender of players.

First quarter loans were detailed in THE FILM DAILY of April 2. Second quarter deals were as follows:

COLUMBIA

Claire Trevor to M-G-M for "Honky Tonk"; Don Beddoe to M-G-M for "New York Story."

METRO-GOLDWYN-MAYER

Robert Montgomery and Rita Johnson to Columbia for "Mr. Jordan Comes to Town"; Melvyn Douglas to Columbia for "Our Wife"; Walter Pidgeon to 20th Century-Fox for "How Green Was My Valley"; John Carroll to Universal for "This Woman Is Mine"; Philip Dorn to Warner Bros. for "Underground"; Ann Rutherford to Universal for "Bad Lands of Dakota."

PARAMOUNT

Eva Gabor to Picture Corp. of America for "Forced Landing"; Ellen Drew to Harry Sherman for "The Parson of Panamint"; Betty Field to Warners for "New Orleans Blues."

REPUBLIC

Mary Lee to Paramount for "Sing a Song of Homicide."

RKO RADIO

Maureen O'Hara and Anna Lee to 20th-Fox for "How Green Was My Valley"; Joseph Cotten to Alexander Korda for "Lydia."

TWENTIETH CENTURY-FOX

Henry Fonda to Columbia for "You Belong to Me"; Gene Tierney and George Sanders to Walter Wanger for "Sundown."

UNIVERSAL

Robert Cummings to Warner Bros. for "Kings Row."

WARNER BROS.

Ida Lupino to Columbia for "Ladies in Retirement"; Edward G. Robinson to M-G-M for "New York Story"; Donald Crisp to 20th-Fox for "How Green Was My Valley"; Maris Wrixon to Republic for "Sunset in Wyoming."

DAVID O. SELZNICK

Alan Marshal to Alexander Korda for "Lydia" and to RKO Radio for "Tom, Dick and Harry."

EDWARD SMALL

Louis Hayward to Columbia for "Ladies in Retirement."

SOL LESSER

Martha Scott to Warner Bros. for "One Foot in Heaven."

SAMUEL GOLDWYN

Walter Brennan to Universal for "This Woman Is Mine" and to 20th Fox for "Swamp Water"; George Reeves to Alexander Korda for "Lydia" and to 20th-Fox for "Man at Large."

OUTSIDE LOOKING IN

Editor's Note: The opinions expressed in this resume of critical and columnar comment on industry matters are essentially those of the writers quoted; they do not necessarily reflect those of THE FILM DAILY.

NELSON B. BELL (*Washington Post*): "However the press preview may operate in Hollywood . . . it is a godsend to the drama desks of Washington and, I assume, those of many other cities. To the best of my knowledge it has never redounded to the disadvantage of any theater interest—well, hardly ever.

"From a purely personal point of view, it all simmers down to the matter of time, that priceless commodity the local drama departments ain't got nothin' else but a lack of.

"On Saturdays, Mondays and Tuesdays they find it possible to tiptoe out to some private projection room long enough to take a peek at a picture that is often weeks and sometimes only days away from the public view. On Wednesdays, Thursdays and Fridays things are different. Those are the days upon which the daily and Sunday papers double up, entailing two performances of each function of the job. Time out to sit through from two to three hours of an opening on a Thursday or Friday is a brutal business, deleterious to both the critical nervous system and thoughtful and reliable public information.

"Here in Washington we boys and girls of the press do not burst into print with blasts on the strength of a 'cold' projection room screening, as you seem to think is the universal custom. We all know that audience reaction—even partial audience reaction—has a great deal to do with the way a picture 'goes over.' Even when we sense that a picture is filling the place with a nauseous effluvium we wait to observe whether the cash customers detect the same odor before we say so. . .

"That is the way we do it here. Instead of banning the press preview in Hollywood, why not do a little missionary work for the Washington method? It might work. . ."

Oscar Johnson Theaters Purchased by Tri-States

Omaha—Tri-States Theaters have purchased the Oil City, a new 350-seat theater, and the Rivoli, 550-seater, at Falls City, from Oscar A. Johnson. The houses are located in the center of Nebraska's newly developed oil fields. Eddie Forester will be Tri-States manager at the two houses.

Gibson to Book for Col.

Cincinnati—Walter Gibson, long connected with Universal, has resigned to join up with Columbia as booker.

WB to Make "Flying Fortress" in England

(Continued from Page 1)

land, Milder is also in charge of production there for his company and he is anxious to have Warners also make "Captain Hornblower."

Milder stated that Warner Bros. spent in excess of 100,000 pounds each on "The Prime Minister" dealing with the life of Disraeli, with John Gielgud playing Disraeli; "Atlantic Ferry," starring Michael Redgrave and Valerie Hobson; and "So This Was Paris," with Robert Morley, Ben Lyon and Anne Dvorak.

Out of 5,500 theaters in England not more than 500 are not operating, Milder stated. These were blitzed or evacuated.

Milder declared "The Fighting 69" did excellent business in London and he believes "Sergeant York" will also do heavy business. He spoke highly of Thorold Dickinson who directed "The Prime Minister" and will also direct "Winston Churchill."

Milder said Warner Bros. turned over $45,000 to the British Government from showings on "London Can Take It" in the United States, Canada and Latin-America.

Milder left for New York last night.

Theater Tax Receipts In Havana Show Gain

Havana (By Air Mail)—Theater tax collections for the first six months show a substantial increase over the figures for the same months of 1940. Collections for 1940 totaled $37,976.18, a gain of $5,173.31.

Zenith Signs Max Nossec

Havana (By Air Mail) — Zenith Films has signed a contract with Max Nossec to direct "El Angel de al Vega" by Angel Lazaro. Picture will go into production within two months.

First Strawhat In Alabama

Fairhope, Ala.—Strawhat opposition made its first bow in Alabama with opening of a Summer theater here. Season will run eight weeks.

Hands Across the Sea

At the suggestion of Oscar Deutsch, celebration of July Fourth was ushered in at 300 Odeon Theaters throughout England by the playing of "America." Audience were invited to stand and sing as the words were flashed upon the screens. They responded with terrific enthusiasm in all theaters and the effect was most thrilling, Earl St. John, Paramount representative cabled John Hicks, Paramount vice-president in charge of foreign distribution at the home office. Paramount News filmed the occasion which was unrehearsed and included it in that week's issue of the News.

Paramount May Acquire "Hollywood Legend"; Taylor-Turner to Co-star in "Johnny Eager"

West Coast Bureau of THE FILM DAILY

Hollywood—Riding herd on the Hollywood news range:

Paramount is talking a deal with Howard Hughes for rights to the story, "Hollywood Legend," by Adela Rogers St. John; if it goes through, pix will be produced and directed by Leo McCarey, originally scheduled to make it for Hughes. . . . RKO has signed June Havoc, Gypsy Rose Lee's sister now playing on Broadway in "Pal Joey," for "Four Jacks and a Queen". . . . Metro will co-star Robert Taylor and Lana Turner in "Johnny Eager," James Edward Grant's underworld drama. . . . Signed to a new long-term pact, Lucille Ball gets RKO stardom. . . . Fay Bainter gets a featured role in Metro's "Babes on Broadway."

Depinet in Dallas Monday For First RKO Tradeshow

(Continued from Page 1)

cities. Attending the screenings will be Ned E. Depinet, vice-president, and Andy Smith, sales manager, as well as division managers. First group consists of "Parachute Battalion," "Father Takes a Wife," "The Devil and Daniel Webster," "Citizen Kane" and "Lady Scarface."

Depinet will be in Dallas, Monday, and in Kansas City on Tuesday, St. Louis on Wednesday, Milwaukee on Thursday and Chicago on Friday.

Andy Smith will be in New Haven, Albany, Washington, Philadelphia and New York on corresponding days.

Eastern Sales Manager Bob Mochrie will attend screenings at Atlanta, Philadelphia, Cincinnati, Boston and New York.

Western Sales Manager Cresson E. Smith will attend the showings at Chicago, Des Moines, Denver and Los Angeles during the first four days of next week.

Short Subjects Sales Manager Harry Michalson will be in New York on Monday, Buffalo, Tuesday; Detroit, Wednesday; Indianapolis, Thursday; and Pittsburgh on Friday.

Girlie Shows Planned For Legion Convention

Milwaukee—Indications are that girlie shows will prevail during the American Legion convention here in September. Charles Fox, operator of the Empress, is planning on reopening the Alhambra, dark for the past several years, and feature stage shows on a 24-hour basis. Two complete theatrical crews would be used. E. J. Weisfeldt, operator of the Riverside, Milwaukee's only combination film and vaudeville house, is reported dickering for Gypsy Rose Lee during the convention.

'Chutists to See RKO Pic

Atlanta—RKO is completing plans for previewing "Parachute Battalion" at an early date for the parachute battalions at Fort Benning where background scenes and action footage were made.

Joe Heppner's Father Dies

Abram Heppner, father of Joe Heppner of Metropolitan Photo Service, died suddenly yesterday morning. Funeral services will be held Sunday in Brooklyn.

Service Men's Recreational Center Proves Aid to B. O.

Montgomery, Ala.—Charles Rook's Charles Theater, has had no decrease in box-office receipts from opening of a municipally-sponsored soldier's recreational center less than a block down the street; on the contrary, there is a noticeable increase.

"We catch 'em both going and coming," is the managerial explanation.

Mull Scale for Tele Artists Next Week

(Continued from Page 1)

sicians already holding agreements with the telecasters. What action will be taken by the projectionists has not been disclosed yet, but it is certain that both the projectionists and cameramen are working on terms of agreements before opening negotiations.

Bob Selig Hurt In Crash

Denver—Bob Selig, manager of the Southern district for Fox Intermountain Theaters, suffered a sprained back and cuts and bruises when his car was wrecked.

Transfer Jimmy Gillespie

Atlanta—Jimmy Gillespie, for the past year publicity man for United Artists in the Atlanta territory, has been transferred to Dallas into the sales department.

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THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Chi. Portage Files Arbitration Case

(*Continued from Page* 1)

sections eight and 10 of the consent decree.

Mort and Frank Goldberg, owners of the Portage Theater, which is part of GCS circuit, contend they have the best theater in that district, that they prefer not to show double features, but B & K which operates the other houses involved compels them to show duals inasmuch as B & K play a double feature policy in that territory.

They further claim that various film companies will not sell them product, until B & K has contracted for that district for their houses. Some time ago, B & K voluntarily reduced the Belpark and Will Rogers Theaters to first week, general release, but advanced the Gateway Theater to B week. This placed the Portage at a big disadvantage, despite the fact they are willing to pay as high, or higher, prices for film.

Sabath, Perlman, Goodman & Rein represent the Portage Theater. This case will attract much attention here.

Lea's Clearance Case Taken Under Advisement

Washington Bureau of THE FILM DAILY

Washington—Federal Judge Bolitha J. Laws, arbitrator in the Lea arbitration complaint against Loew's, took the case under consideration yesterday as the hearings ended with oral arguments by lawyers for both sides. Arbitrator did not indicate when he would hand down a decision.

Abram F. Myers, Allied general counsel, represents the complainant.

Macklin Clearance Case Hearing Off to July 23

Milwaukee—Hearing on the clearance complaint filed by Lee Macklin, New London, Wis., against the five consenting companies has been postponed from July 17 to July 23.

Paramount Board Renames Balaban, Other Officers

(*Continued from Page* 1)

from last year was the election of Henry Ginsberg as a vice-president replacing George Bagnell who had resigned.

The officers are Barney Balaban, president; Adolph Zukor, chairman of the board; Stanton Griffis, chairman of the executive committee; Y. Frank Freeman, Austin C. Keough, Neil F. Agnew, John W. Hicks and Henry Ginsberg, vice-presidents; Walter B. Cokell, treasurer; Austin Keough, secretary; Fred Mohrhardt, comptroller; Noman Collyer, Jacob H. Karp and Frank Meyer, assistant secretaries.

Reveal Fox Lineup Wed.

Convention to Hear Announcement by Zanuck

(*Continued from Page* 1)

he discloses company's new season product lineup in the afternoon.

Herman Wobber, sales chief, will formally open the four-day session in the morning, and a number of addresses will be made by other executives before Zanuck takes over.

Two special trains roll conventionwards tonight, one from New York and the other from New Orleans, arriving in Hollywood the day before the convention opens.

Those who will attend the convention are:

SALES DEPT.: Herman Wobber, William Sussman, Eastern division manager; William Kupper, Western division manager; William Gehring, Central division manager; William Clark, Jack Sichelman, Martin Moskowitz, E. H. Collins, C. A. Hill, T. A. Shaw, Roger Ferri, Jack Bloom, Isadore Lincer, H. A. Mersey, Eugene McEvoy, S. J. Epstein, Percy Heiliger.

ADVERTISING, PUBLICITY and PROMOTION DEPT.: Charles E. McCarthy, Maurice Bergman, Rodney Bush, Louis Shanfield, Earl W. Wingart, Christy Wilbert, Morris Kinzler, Edward Solomon, Gabe Yorke, George Gomperts, Joe Shea, Ward Farrar, Spence Pierce, Richard Owen, Thomas Thompson, Clifford Gill.

AD SALES DEPT.: Edward Hollander, Jerry Novat.

FOREIGN DEPT.: W. J. Hutchinson, I. A. Maas, H. A. White, Benjamin Miggins, C. V. Hake, L. F. Whelan, Charles Mayer.

MOVIETONEWS: Truman H. Talley, Jack Darrock, Russell Muth, Tony Muto, Ed Thorgersen, Lowell Thomas.

TERRYTOONS: Paul Terry, Harvey Day, William Weiss.

GUESTS: Hermann Place, Spyros Skouras, Alan Freedman, Rick Ricketson, Frank Newman, Charles P. Skouras, Larry Kent, Cullen Espy, George Bowser, B. V. Sturdivant, Thornton Sargent, Spencer Love, Stan Meyer, William Thedford, John Caskey, F. W. Pride.

EASTERN DIVISION

ALBANY: M. A. Grassgreen, manager; F. G. Sliter, Ben Dare, salesmen; Daniel R. Houlihan, booker; BOSTON: T. H. Bailey, district manager; E. X. Callahan, manager; H. S. Alexander, sales manager; J. A. Feloney, J. M. Connolly, Harry Gold, Milton E. Simons, salesmen; Samuel Berg, booker; BUFFALO: Sydney Samson, manager; W. C. Rowell, G. E. Dickman, salesmen; George Sussman, booker; CINCINNATI: J. J. Grady, manager; R. O. Laws, sales manager; E. A. Burkhart, J. A. Needham, L J. Bugie, E. C. Naegel, salesmen; James B. Neff, booker; CLEVELAND: I. J. Schmertz, manager; Theodore Scheinberg, E. R. Bergman, S. N. Lichter, salesmen; F. J. Hunt, booker; NEW HAVEN: B. A. Simon, manager; Earl L Wright, salesman; Sam Germain, booker; also—

NEW YORK: H. H. Buxbaum, manager; J. J. Lee, sales manager; Morris Sanders, office manager; Morris Kurtz, Joseph St. Clair, William Schutzer, Abe Blumstein, Seymour Florin, salesmen; George Blenderman, booker; PHILADELPHIA: Edgar Moss, district manager; Samuel Gross, manager; Alfred J. Davis, sales manager; W. G. Humphries, B. R. Tolmas, J. Howard Smith, salesmen; F. J. Kelly, booker; PITTSBURGH: Ira H. Cohn, manager; C. C. Kellenberg, sales manager; E. S. Thorpe, Austin Interrante, George Moore, salesmen; J. B. Hanna, booker; WASHINGTON: S. N. Wheeler, manager; Samuel Diamond, F. B. Klein, J. A. Murphy, C. G. Norris, salesmen; J. M. Cohan, Mrs. S. Young, bookers.

CENTRAL DIVISION

CALGARY: V. M. Skorey, manager; F. L. Scott, salesman; CHICAGO: C. W. Eckhart, manager; E. P. Grohe, Harold Loeb, Harold Goodamote, Milton Simon, A. M. VanDyke, salesmen; A. L. Monette, booker; DES MOINES: S. J. Mayer, manager; L. C. Paulson, Harry Gottlieb, Harold Simon, salesmen; Evan Jacobs, booker; DETROIT: Lester Sturm, manager; A. D. Knapp E. A. Westcott, Roy Carrow, Floyd Keillor, salesmen; Leland Sanshie, booker; INDIANAPOLIS: G. T. Landis, manager; J. R. Neger, sales manager; H. L. Hancock, Thomas O. McCleaster, salesmen; James Ricketts, booker; MILWAUKEE: J. H. Lorentz, manager; Morris Horwitz, George Edgerton, Carl Michel, salesmen; Meyer Kahn, booker; also—

MINNEAPOLIS: M. A. Levy, district manager; J. M. Podoloff, manager; Earl Lorentz, J. S. Cohan, W. G. Mussman, Louis Cohen, N. F. Hall, Warren Branton, salesmen; Paul E. Lundquist, booker; MONTREAL: Edward English, manager; J. F. Pearson, salesman; John Casey, booker; OMAHA: J. E. Scott, manager; G. F. Halloran, H. P. Ironfield, Harry Levy, salesmen; J. Weisfeldt, booker; ST. JOHN: R. G. March, manager; TORONTO: J. P. O'Loghlin, district manager; H. J. Bailey, manager; W. J. Reid, Lionel Lester, Elroy O'Loghlin, salesmen; VANCOUVER: J. E. Patterson, manager; R. A. Crigan, booker-salesman; WINNIPEG: J. H. Huber, manager; Charles Krupp, salesman.

WESTERN DIVISION

ATLANTA: H. G. Ballance, district manager; Paul S. Wilson, manager; R. C. McClure, sales manager; Maurice Mitchell, R. H. Fairchild, F. R. Dodson, salesmen; R. H. Ford, booker; CHARLOTTE: Phil LONGDON, manager; J. E. Holston, G. E. Ebersole, J. O. Mock, salesmen; C. T. Hardin, booker; DALLAS: H. R. Beiersdorf, manager; T. P. Tidwell, W. S. Miller, G. E. Gribble, N B. Houston, Truman Hendrix, salesmen; V. J Gregg, booker; DENVER: R. J. Morrison, manager; Hugh Rennie, G. W. Tawson, salesmen; C. A. Larson, booker; KANSAS CITY: W. E. Scott, district manager; G. W. Fuller, manager; W. J. Kubitzki, sales manager; Joseph F Woodward, Charles Knickerbocker, Howard Kinser, salesmen; M. A. Tanner, booker; LOS ANGELES: J. N. Dillon, manager; W. T. Wall, B. F. Robinson, salesmen; Morris Sudmin, booker; MEMPHIS: T. W. Young, manager; Nat Wyse, T. I. Baskin, salesmen; Mark Sheridan, booker, also—

NEW ORLEANS: E. V. Landaiche, manager, H. P. Schallcross, G. R. Pabst, salesmen; G. J. Broggi, booker; OKLAHOMA CITY: C. W. Clark, manager; M. W. Osborne, G. L. James, salesmen; C. K. Friedel, booker; PORTLAND: C. F. Powers, manager; C. L. Robinette, salesman; H. L. Fox, booker; ST. LOUIS: B. B. Reingold, manager; J. A. Feld, office-manager-salesman; G. H. Ware, L. J. Williams, Abe Eskin, salesmen; Miss Florence Patke, booker; SALT LAKE CITY: C. L. Walker, manager; C. A. Blasius, assistant manager; J. L. Tidwell, V. J. Dugan, C. J. Hallstrom, salesmen; P. M. Smoot, booker; SAN FRANCISCO: G M. Ballentine, manager; Alfred Laurice, J. M. Erickson, F. C. Bernard, salesmen; J. W. Flanagan, booker; Miss R. Telfer; SEATTLE: Herndon Edmond, manager; A B. Holt, J. W. Brooks, salesmen; R. H. Osborne, booker.

Chi. Bookers Picnic Aug. 2

Chicago — The Chicago Bookers Club will hold its annual picnic at the H. U. and John Bailey Farm, near Princeton on Aug. 2.

"Tight Shoes" at Hospital

Saranac Lake — Universal-Mayfair's "Tight Shoes" will be screened for patients at the Will Rogers Memorial Hospital here July 15.

Guy P. Morgan Honored

Buenos Aires (By Air Mail)—Guy P. Morgan, United Artists manager, has been elected a governor of the Chamber of Commerce of the U. S. in the Argentine Republic.

Vaude Out in Birmingham

Birmingham, Ala.—The Pantages, local vaudeville house, is being closed for the Summer.

Survey Shows Varied Film Tastes of Pupils

Excerpts from detailed reports on a national picture survey recently completed by the Camp Fire Girls of America reveal the wide variety of preferences of patrons and show the problems of producers to please everybody. Poll was aimed primarily at school children but opinions also were obtained from business men and housewives.

Data obtained in various parts of the country are presented herewith:

Huntington Park, Cal.: Ninety-five per cent of the students attend the theater at least once a week; 90 per cent go because of the entertainment value, 3 per cent only if there is a good picture and 2 per cent because there is nothing else to do; 98 per cent approved twin bills.

Oklahoma City: Junior high school students preferred duals, senior high school students did not as a majority.

Fort Worth: A definite plea to stop forcing propaganda pictures on the public was expressed among students here.

Sault Ste. Marie, Mich.: Hollywood's practice of re-writing history "is one of the most unforgivable sins," according to the poll here.

Spokane, Wash.: Majority of grade school students attend the theater at least twice a month, many attending once and even twice weekly; average attendance of high school students is three times a month; housewives go once a month; business men, the report here shows, go on the average of once every three months; high school and grade school students voted three to one for duals, but the majority of business people and housewives voted against them.

Des Moines: Students claimed it was difficult to know which parts of a picture are true to fact and which are propaganda, indicating their opposition to propaganda pictures.

Yaeger Shifts Managers

Denver—Changes made by C. U. (Bank Night) Yaeger in Atlas Theater managers include the moving of Carl Smith from the Rex at Brighton, Colo., to the Santa Fe, Denver; Donald Hart goes from the Santa Fe to the Gem, Golden, Colo., and Dick Dekker moves from the Gem to the Rex.

Rites Held for Mrs. Rhodes

Atlanta — Funeral services were held Wednesday for Mrs. Jessie Mae Oakes Rhodes, wife of H. P. (Dusty) Rhodes, chief booker for the Lucas & Jenkins chain, who died after several months illness Tuesday. Rhodes, formerly with Republic in Charlotte, married last New Year's Eve.

METRO-GOLDWYN-MAYER
READING THE
JUL 18 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 9 NEW YORK, MONDAY, JULY 14, 1941 TEN CENTS

RULING MAY PROLONG CRESCENT TRIAL

Brandt Issues "Feeler" for New Exhib. Group

THE WEEK IN REVIEW

"U" Realigns Sales

By L. H. MITCHELL

CRESCENT: Government's anti-trust suit against Crescent Amusement Co. and the "Little Three" opened Monday in Nashville. Defense plea for a jury trial was withdrawn; the "Little Three" asked elimination from the suit; defense held to have scored in first few days, with trial judge impressed by some defense testimony; chief Government counsel predicted completion of the case "possibly within a week."

* * *

METRO: Metro's survey of public's likes in film fare to be conducted through 90 big daily newspapers in 49 cities is expected to bring the pix industry and the press into closer and more harmonious relationship. . . . Prexy Nicholas M. Schenck reported talking distribution deal with Jesse L. Lasky. . . . Metro promoted 33 men in the field force.

* * *

MISCELLANY: Report CIO planning to invade the Hollywood studios if IATSE labor trouble develops. . . . Wall St. Journal finds weekly box office "take" averaging 5 per cent ahead. . . . USO campaign for funds starts off with bang, with speed the keynote. . . . More theaters and circuits announce reduced prices for service men, with bill in Washington calling for elimination of tax on tickets for service men. . . . Warner Bros.' deal for 50 per cent interest in the late John Maxwell's Associated British Theater circuit said near closing. . . . Distribs. meeting in New York, decided the question of previews of pictures was up to the distribution departments and to the producers in Hollywood. . . . Pacent $6,000,000 anti-trust suit against AT & T, WE and Erpi was settled for $150,000. . . . Mississippi is expected to lift its ban on Sunday pictures. . . . Talent unions will meet this week to take up question of scale of pay for television artists. . . . Three-day holiday week-end b.o. biz hit peak. . . . Para. will hold regional sales meetings, with its first block-of-five tradeshow set for July 28-30.

ITOA Chief Advocates Formation of National Showmen's Organization

What was regarded as a "feeler" for reaction to a new national exhibitor organization was put out last week by Harry Brandt, president of the ITOA, who in the current issue of The Independent outlined a proposed platform for a model association.

It was learned that no concrete plans for such an exhibitor group had been formulated but that the ITOA would join, assist in forming

(Continued on Page 7)

UA to Have 1st-Run House in Capetown

West Coast Bureau of THE FILM DAILY

Hollywood — Plans for the construction of a $1,250,000 theater in Capetown, South Africa, to be built by United Artists in association with Norman Lourie, Capetown exhibitor, were approved by UA member-owners Friday.

The theater will seat 1,800. Building will also have a restaurant and dance hall. It will be a first-run out-

(Continued on Page 4)

Tradeshows in Nabes on "Slow Nights" Suggested

San Francisco—Tradeshows in local nabe houses on the latter's "slow nights" are under consideration by

(Continued on Page 6)

Woolf in G-B Deal For Million Pounds

London (By Cable)—Charles M. Woolf, managing director of General Film Distributors, has closed a £1,000,000 contract with Gaumont British for the latter's program of British productions to be completed in the next year, it became known at the week-end.

ABC to WB Despite Higher English Bids

London (By Cable)—Contrary to reports circulating here and finding publication in the U. S., N. L. Nathanson, former head of Famous Players Canadian circuit, will not be associated with the Warners in acquiring a 50 per cent interest in the Maxwell Associated British Cinemas circuit, it was learned authoritatively here yesterday.

Warners, it is ascertained, in making the deal with the Maxwell estate is acting strictly on its own,

(Continued on Page 4)

Schaefer to Concentrate On N. Y. Executive Duties

West Coast Bureau of THE FILM DAILY

Hollywood—Joseph I. Breen, who recently was named vice-president and general manager of RKO studios, may be given full charge of production. It is reported here that

(Continued on Page 6)

20th-Fox to Name 29 Titles

List of Pix Convention Delegates Will Hear

West Coast Bureau of THE FILM DAILY

Hollywood — Delegates to 20th Century-Fox convention which opens Wednesday will be informed that among their company's pictures for 1941-1942 season will be Hugh Walpole's "Blind Man's House," Theodore Dreisers "My Gal Sal," Rafael Sabatini's "The Black Swan," Charles Morgan's "The House at Peace,"

(Continued on Page 6)

FDR Nixes Newsreel Plea To Cover Navy in Iceland

U. S. newsreel companies have lost their fight to dispatch cameramen to cover the U. S. Navy's activities in Iceland, it was learned at the week-end.

Order of Secretary of the Navy

(Continued on Page 4)

Barring Inter-Office Communications Entails Issuing More Subpoenaes

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—Two letters, one written by a former employe of one of the defendant organizations to J. Edgar Hoover, head of the FBI, and the other written by an independent exhibitor to the Department of Justice, figured heavily in the testimony offered at the week-end in the Government's suit against the Crescent Amusement Co. and others. The trial enters its second week today.

Fred Gorman, dismissed as an employe of the Cherokee Amusement Co. in December, 1938, testified that he wrote to J. Edgar Hoover and to Thurman W. Arnold, Assistant

(Continued on Page 5)

Groundwork for New U. K. Coin Pact Laid

Laying of the groundwork for the British remittance negotiations covering the next quota year, which are slated to be inaugurated in London next month, was stepped up

(Continued on Page 6)

"York" in $25,000 Week; Sell Seats 8 Weeks Ahead

First regular week's biz for Warners' two-a-day "Sergeant York" at the Astor Theater was approximate-

(Continued on Page 5)

One-Feature Policy In England Doubted

London (By Cable) — Proposal made here that English theaters adopt a single feature policy as a means to conserve film stock has small chance of adoption, it was indicated over the week-end. General trade reaction is that the proposal was merely advanced "as a suggestion." CEA General Council meeting on Wednesday is expected to discuss the plan which envisions a 11,000-foot maximum for programs.

THE NEWSPAPER OF FILMDOM THE FILM DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(July 11)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9½	9½	9½	— ⅛
Col. Picts. vtc. (2½%)	5½	5⅜	5⅜	.....
Columbia Picts. pfd..	....	....	....	.....
Con. Fm. Ind.	1⅛	1⅛	1⅛	— ⅛
Con. Fm. Ind. pfd..	10½	10½	10½	— ¼
East. Kodak	139	139	139	— ¾
do pfd.	....	....	....	.....
Gen. Th. Eq.	13¼	13¼	13¼	.....
Loew's, Inc.	32	31½	31½	— ¼
do pfd.	....	....	....	.....
Paramount	12¼	12⅛	12⅛	+ ⅛
Para. 1st pfd.	98	98	98	+ 1
Para. 2nd pfd.	11⅜	11⅛	11⅜	+ ¼
Pathe Film	12⅝	11⅞	12¼	+ ¼
RKO	3¼	3¼	3¼	.....
RKO $6 pfd.	51½	51½	51½	.....
20th Century-Fox	6¼	6⅛	6⅛	+ ⅛
20th Century-Fox pfd.	19½	19½	19½	+ ½
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅛	4	4	.....
do pfd.	62	62	62	+ 1

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	104⅛	104⅛	104⅛	.....
Para. B'way 3s55	....	....	....	.....
Warner Bros.' dbs. 6s48	94	94	94	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	....	....	....	.....
Trans-Lux	....	....	....	.....

WB Convention Delegates Will See Five Features

Delegates to the Warner U. S. sales convention at the Blackstone Hotel, Chicago, July 28-Aug. 1, will see previews of at least five new pictures, it is announced by Gradwell L. Sears, general sales manager, who will preside at the sessions.

In addition to "Sergeant York," which probably will start its Chicago roadshowing while the convention is in progress, the films to be screened include "Navy Blue," "The Flight Patrol," "The Prime Minister" and "Dive Bomber."

▣ The Broadway Parade ▣

Picture and Distributor	Theater
In the Navy (Universal Pictures)—5th week	Criterion
Underground (Warner Bros. Pictures)—4th week	Globe
Blossoms in the Dust (Metro-Goldwyn-Mayer Pictures)—3rd week	Music Hall
Caught in the Draft (Paramount Pictures)—3rd week	Paramount
They Met in Bombay (Metro-Goldwyn-Mayer Pictures)—2nd week	Capitol
Manpower (Warner Bros. Pictures)—2nd week	Strand
Moon Over Miami (Twentieth Century-Fox)—2nd week	Roxy
Frank Buck's Jungle Cavalcade (RKO Radio Pictures)—2nd week	Palace
Time Out for Rhythm (Columbia Pictures)	Rialto
Emergency Landing (Producers Relasing Corporation)—last day (a)	New York
Law of the Range (Universal Pictures)—last day (a)	New York

♦ TWO-A-DAY RUNS ♦

Fantasia (Walt Disney Productions)—35th week	Broadway
Sergeant York (Warner Bros. Pictures-Jesse L. Lasky)—2nd week	Astor

♦ FOREIGN LAUGUAGE FEATURES ♦

Ku Kan (Adventure Epics, Inc.)—4th week	World
Professor Mamlock (Artkino Pictures)—2nd week (b)	Miami Playhouse
Soviet Frontiers on the Danube (Artkino Pictures)—3rd week	Central

♦ FUTURE OPENINGS ♦

The Getaway (Metro-Goldwyn-Mayer Pictures)—July 16	Rialto
Barnacle Bill (Metro-Goldwyn-Mayer Pictures)—July 17	Capitol
Tom, Dick and Harry (RKO Radio Pictures)—July 17	Music Hall
Shepherd of the Hills (Paramount Pictures)—July 23	Paramount
The Stars Look Down (Metro-Goldwyn-Mayer Pictures)—July 23	Criterion
The Bride Came C. O. D. (Warner Bros. Pictures)—July 25	Strand
Navy Blue and Gold (Metro-Goldwyn-Mayer Pictures) (c-d)	Globe
Dance Hall (Twentieth Century-Fox) (c)	Roxy
Arkansas Judge (Republic Pictures)—opens tomorrow (a)	New York
Wranglers' Roost (Monogram Pictures)—opens tomorrow (a)	New York

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(a) Dual bills. (b) Subsequent run. (c) Follows current bill. (d) Reissue.

"U's" Releases to Jan. 1 To be Finished by Sept. 1

By Sept. 1, Universal will have completed all pictures to meet release dates between Sept. 1 and Jan. 1, according to Nate J. Blumberg, president. Blumberg said that the present list of top-budget picturs now in work was the largest in the history of Universal City.

Universal's "Exhibitor" plan of operation, he said, had become a reality and that the company was actually realizing its ambitions formulated in 1938. Blumberg said the flexible policy was in full force so that all types of theaters will have the right kind of attractions with which to cash in on the rising national prosperity.

Roger Sherman Arbitrator In Second 'Frisco Demand

San Francisco—Roger Sherman, San Francisco attorney, has been named arbitrator in second case to come before local AAA tribunal. Al Karski, owner of the Laurel Theater in Oakland, has asked that his present clearance, running around 90 days, be cut in half. Complaint names all five majors, while Fox West Coast, Golden State Circuit, and several independent theaters have filed interventions.

Sherman was selected as arbitrator by the AAA after the interested parties here were unable to agree on a choice.

MPTO of Conn. Meeting Today

New Haven—MPTO of Connecticut meets here today to receive a report on the recent MPTOA convention by Herman Levy, executive secretary. Unit's golf tournament will be held at the Racebrook Country Club Aug. 14.

Immediate Negotiations To be Requested by SPG

The New York SPB will ask for immediate start of contract negotiations with the eight majors on behalf of home office publicists as soon as the NLRB announces the results of elections held last week, the Guild announced Friday following a membership meeting Thursday night at the Hotel Piccadilly. The Board will tabulate the ballots Thursday, at its regional offices at 120 Wall St.

Guild Thursday night received a full report on negotiations from the executive council, presented by President Joseph Gould, outlining in detail the Guild's plan of action.

Guild also unanimously passed a resolution urging the reappointment by President Roosevelt to the NLRB of Edwin S. Smith upon the expiration of Smith's term next month.

Short-Term Film Deals For N. Y. Stage Players

Short term and optional contracts are being used to temporarily lure players away from Broadway hits for screen appearances. Under the arrangement a player can take time off for a show, make his studio appearance, and then go back to the legit. attraction.

A deal of this type has been made by RKO with June Havoc who will take a five-week leave from "Pal Joey" for a Coast stint. Rosalind Ivan is leaving "The Corn is Green" for a studio appearance but will rejoin the show on the road, while Boris Karloff will vacation from "Arsenic and Old Lace" by February.

COMING and GOING

GRAD SEARS, CHARLES EINFELD, CARL LESERMAN, ROY HAINES and **NORMAN MORAY** arrived in Montreal over the week-end.

FRANK CAPRA and his wife are at the Waldorf.

WILLIAM A. SCULLY flew to the Coast over the week-end from Atlanta.

PRISCILLA and **ROSEMARY LANE** and their mother arrive here next month from Hollywood.

W. J. HEINEMAN is on the Coast, flying there over the week-end from Chicago.

TEDDY CARR is scheduled to sail for Europe August 5.

HANK LINET is vacationing in Maine.

ARTHUR KELLY arrives today from Hollywood. **MONROE GREENTHAL** returned over the week-end.

RUDY VALLEE leaves the Coast shortly for a Maine vacation.

MORRIS MENDELSOHN, attorney at the Loew-Poli division office, New Haven, leaves this week for a White Mountains hiking trip.

Goldberg Campaigning for Passage of Cox Measure

Baltimore—Thomas D. Goldberg, whose Walbrook, Hartford and Hilton Theaters were the first in the city to reduce admission prices for service men in uniform, is waging a campaign to line up Congressional support for the measure designed to exempt service men in uniform from any admission tax to any place of amusement or entertainment where the tax prevails.

Goldberg beat Rep. E. E. Cox (D., Ga.), sponsor of a pending bill in the House, to the punch, urging Sen. Millard F. Tydings (D., Md.) by telegram on July 8 to sponsor such legislation. However, with the Cox measure introduced, Goldberg has addressed letters to all Maryland members of Congress requesting that they push the Georgian's bill.

At his three local houses, Goldberg reduced the service men's prices to below the Federal tax level.

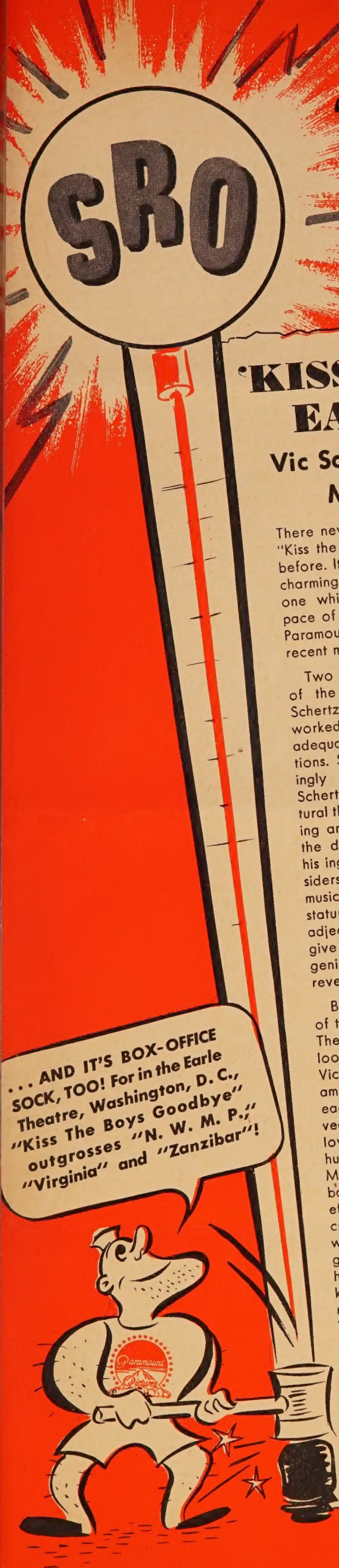
Myrna Loy Gives to British

Myrna Loy has given $2,000 for Guy's Hospital, London, through Bundles for Britain, Inc.

I HAVE A FRIEND WHO'S A DAMN GOOD MAN

He's operating and exploiting a string of theatres now. He doesn't know about this ad, but I feel that both he and his new employers would benefit if he made a change. If you have a theatre operation that isn't doing what it should do, and aggressive, progressive showmanship can make up the difference—you should talk to this man. Let me arrange it.

Address: P. L. FILM DAILY
1501 BROADWAY, NEW YORK


SRO
. . . AND IT'S BOX-OFFICE SOCK, TOO! For in the Earle Theatre, Washington, D. C., "Kiss The Boys Goodbye" outgrosses "N. W. M. P.," "Virginia" and "Zanzibar"!
Paramount Pictures

"A HIT OF REAL PROPORTIONS!"

—Hollywood Reporter

'KISS' SMACKS EAR, EYE;

Vic Schertzinger, Martin Get Cheers

There never has been anything quite like "Kiss the Boys Goodbye" on the screen before. It is delightful and fresh and very charming. This is an eye-filling production, one which will materially increase the pace of the seven league boots in which Paramount has travelled to the front in recent months.

Two persons may claim the lion's share of the huzzahs for this show—Victor Schertzinger and Mary Martin. The overworked adjective, magnificent, is scarcely adequate here to cover their contributions. Seldom has a film been as charmingly paced as this one; it is, under Schertzinger, so casual, so easy and natural that it actually has an effect of soothing an audience. Perhaps this is because the director lets music—fine music—tell his ingratiating story. And when one considers that Schertzinger also wrote the music, his is an achievement of rarely great stature. Mary Martin is superb; and all the adjectives in the book are not enough to give her her due. She is at once photogenically exquisite, in gorgeous voice and reveals splendid dramatic talents.

But it is for its music that you will read of the boxoffice records this film will set. The term "genius" has come to be rather loosely applied around this town but it fits Victor Schertzinger perfectly. His is the amazing feat of composing five hit songs, each different from the other and each revealing a rich talent. Frank Loesser gives lovely lyrics to them all. The title tune is a hummable popular hit; "Find Yourself a Melody" is the standout tune, inspiringly backgrounded by magnificent negro choral effects; "I Never Let a Day Pass By" should crowd everything else off the hit parade when it's released; "Sand in My Shoes" is a great torch song; and "My Start" is the hit novelty to which Mary Martin does a knockout strip tease act. The musical direction is in the excellent hands of Victor Young, the songs equally excellently arranged and conducted by John Scott Trotter.

It is a hit of real proportions which Bill LeBaron leaves Paramount and one which can dare these boxoffice doldrums with full confidence. Victor Schertzinger's "Kiss the Boys Goodbye" gives great new meaning to the word entertainment.

DON AMECHE · MARY MARTIN

"KISS THE BOYS GOODBYE"

with **Oscar Levant · Connie Boswell**
Raymond Walburn · Virginia Dale
Barbara Allen · Elizabeth Patterson
Jerome Cowan · and ROCHESTER

Directed by VICTOR SCHERTZINGER · Screen Play by Harry Tugend and Dwight Taylor · Based on a Play by Clare Boothe · A Paramount Picture

Dear Paramount; with a Hit like "Kiss the Boys Goodbye," you become The Affectionate Company!
An Exhibitor

Teletypes Will Link WB H. O., Branches

Streamlining of the Warner sales force in preparation for operations under the New York consent decree went one step further last week when it was learned that the company would install teletype machines in every exchange for direct communication with the home office. Installation work has been started, and is expected to be completed within 10 days or two weeks.

Field sales managers, new title conferred on the district managers, will have direct communication with the home office by teletype, speeding up operations and cutting costs in many ways.

FDR Nixes Newsreel Plea To Cover Navy in Iceland

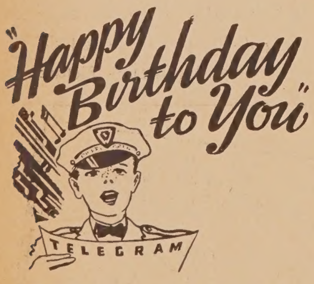
(*Continued from Page* 1)

Knox banning such coverage on the ground that the Navy's take-over in Iceland rated as a military secret was appealed to the White House, but the President, it is understood, declined to intercede with the Navy Department.

Newsreel companies had already applied to the State Department for passports for cameramen before the Knox thumbs down order was issued.

Benjamin Whitman Rites Held at Cornwall, Ont.

Cornwall, Ont.—Funeral services were held here late last week for Benjamin Whitman, 56, supervisor of purchasing and construction for Famous Players Canadian, who died in Toronto General Hospital following a stroke. Rites attracted J. J. Fitzgibbon, FPC prexy, and a host of others prominent in the trade, with which Whitman had been identified since 1913. Whitman's father at 83 is president of the local Palace Amusement Co.



Dave Fleischer
M. J. Siegel
Louis F. Blumenthal
Charles Weinstein
Stuart Stewart
Lucien Prival
Zita Johann
Olive Borden
Hal Sloane
Jay Henry
John S. Twist

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● **IN these days......when Pan-American Good-Will...... is such a vital factor......in strengthening the bonds of.....hemispheric solidarity......'tis a pleasure to spotlight......what was recently accomplished......by Sid Zins......who managed the roadshow engagement......of Walt Disney's "Fantasia"......in both Philadelphia and Washington......As a prelude......it might be said......that not all efforts......towards the building of Good-Will between the Americas.... have netted pay dirt......not for the lack of good intentions......to be sure......but because the approach was not the best......**

▼ ▼ ▼

● ● ● *WHICH makes what Br'r Zins accomplished......via and for "Fantasia"......all the more important......His happy approach......was a special performance......of the Disney opus ......to which were invited......the sons and daughters......of the envoys, attaches and secretaries......of the 21 American Republics......as well as those of State Department officials...... with Disney the host in absentia......and Jean and Robert Wallace......the children......of the Vice-President......present as ......Official "Good-Will Ambassadors"......for the United States.*

▼ ▼ ▼

● ● ● **THE Pan American Union......appreciative of the stunt's significance......provided standards of the 21 Republics......for lobby decoration......Don Alba, columnist and radio announcer......served as emcee at the "mike" and interpreter......CBS made a recording...... of the lobby broadcast......and short-waved the program......to all Latin-American countries......And the news and photo services...... of course......had a field day......Nice going, yes? ? ?......**

▼ ▼ ▼

● ● ● *SIFTINGS......Sam Weiss of the Stamford and Avon Theaters......led the Stamford, Conn., tercentenary parade...... on horseback......as Buffalo Bill. . . ● John Gunther will be the first foreign correspondent......to be guest star of the RKO Pathe "Information Please" film series......Short will be filmed at the Fox Movietone studio here Wednesday. . . ● Those cherished Metro Honor Roll Buttons......have now been awarded to...... Ray Hendry and Helen Garrity of the Center Theater, Salt Lake City......R. E. Russell, Loew's Poli, New Haven......I. M. Levin, Coliseum, Frisco......Hiram M. Weeks, Ritz, Russellville, Ark. ......Robert W. Hornick Grand Theater, Huntingdon, Pa...... and Eddie Dunn, Paramount Theater, Des Moines. . . ● Antonio Gonzalez, president of Cuba's National Union of Exhibitors...... has been designated to represent the Cuban film industry...... on the National Tourist Commission. . . . ● Budd Schulberg..... whose "What Makes Sammy Run"......is decidedly in the best-seller category......will dramatize the Hollywood satire...... while rusticating in Vermont. . . ● Roy Martin, Jr., of the important Martin circuit in the South......is the new Lion Tamer ......of the Phenix City, Ala., Lion's Club. .*

▼ ▼ ▼

● ● ● **IN the wake of Metro's Barrett C. Kiesling......now on a swing across the country......to feel the nation's cinematic pulse ......comes a tale......that's too good to keep......As Mary Lou Walliser of the San Antonio News tells it......Barrett recently was invited......by Raymond Willie of Interstate......to attend the circuit's convention......But the typist hit the wrong keys......and the bid was sped to Culver City......addressed to "Barrell C. Kiesling"......which on the word of Mary Lou......made BCK acutely conscious......of his midriff......**

UA to Have 1st-Run House in Capetown

(*Continued from Page* 1)

let for United Artists, and 20th Century-Fox will also have first-run in the same theater. Twentieth Century-Fox also shares its playing time with United Artists in another South African theater.

Routine matters were discussed at the UA session, but Arthur W. Kelly, who left on Stratoliner Friday evening for New York, said he would make statement on Monday relative to his Coast trip.

ABC to Warner Bros. Despite Higher Eng. Bids

(*Continued from Page* 1)

and will not bring other interests into the picture as associates.

Although the Warner purchase is regarded here as a virtual certainty, with the signing stage expected not later than next Friday, other offers for the Maxwell holdings, including some said to be definitely in excess of the Warner terms, are continuing to be received.

If Nathanson has made an offer—which is conceded as likely—he was presumably acting for the Canadian interests he heads, it is asserted here.

"New Wine" Press Show In Winery Co. Cellar

West Coast Bureau of THE FILM DAILY

Hollywood—"New Wine" will have its press showing July 29 in an ancient cellar of a winery company at Cucamonga. It will be a champagne barbecue ith press and cast in attendance.

Deal is between United Artists and Wine Institutes.

Warner Zone Meeting In Washington Friday

Warner theater zone managers in the Washington area huddled in the nations capital on Friday for a discussion of company business. Harry Goldberg, theater department ad. and pub. chieftain, attended from New York.

Co-Star Jean Arthur, Cary Grant

West Coast Bureau of THE FILM DAILY

Hollywood—Columbia will co-star Jean Arthur and Cary Grant in "Mr. Twilight," story by Sidney Harmon which George Stevens will direct.

50-Minute Feature On Warner Program

"Bullets for O'Hara," forthcoming Warner release, will have a running time of 50 minutes, one of the shortest features the company has ever released.

Ruling May Prolong Crescent Suit Trial

(Continued from Page 1)

Attorney General and head of anti-trust division of the D of J, a letter in which he claimed to have been defrauded out of $20,000 in the deal in which Sudekum interests purchased theaters in Greenville and Maryville from E. G. Hendren and W. H. Tarbott.

W. F. Roth, operator of the new Palace Theater, Gallatin, Tenn. on the witness stand identified a letter which he wrote to the Department of Justice in 1938 concerning failure of Paramount Pictures to renew annual contracts after the Roxy Theater had been opened in Gallatin by Crescent. Roth, who is a jeweler, testified to failure of both Metro-Goldwyn-Mayer and Paramount Pictures to renew previous contracts in 1938 for the 1938-39 season; how he visited the Paramount branch office in Atlanta, and was told by Branch Manager Cecil D. House, that a five-year franchise had been sold to his competitor in Gallatin by the "home office" in New York.

Says Split Deal Was Offered

After receiving a similar reply from New York, Roth stated that he wrote the D of J. It was intimated that he mentioned failure to renew contracts with both Paramount and M-G-M in his letter to D of J and his testimony contained the statement that later he was offered "split" deals by these distributors but refused to accept. Later he did renew a contract with M-G-M.

Questioning of Roth by Allyn N. Dobey, special assistant to the Attorney General, for the Government led to a ruling by Judge Elmer Davies barring all "interoffice" communications—distributor company to branch manager, and vice versa. Dobey contended that this ruling would call for subpoening 75 or more additional witnesses and extend the trial at least two weeks. However, Judge Davies sustained objection of defense attorneys declaring that "such testimony can only be introduced by regular court procedure of calling to the stand the parties concerned." In spite of this restriction more than 40 separate exhibits, some including numerous items, have already been admitted as evidence. Many of these are distributor-exhibitor contracts.

Schine Circuit Mentioned

Testimony of Charles O. Brown, former operator of two theaters in Middlesboro, Ky., brought into records of this case mention of Schine Theaters, another movie organization that is facing prosecution by the D of J. When Brown stated that in January, 1939, He leased his two houses in Middlesboro, to Schine Theaters, Inc., after he had heard rumors that Crescent Amusement Co. planned to build one or more houses in that city. Later, according to Brown, Schine purchased the houses. J. Meyer Schine, president of Schine Theaters, Inc., with his attorney, Willard McKay, were absent from the "observation gallery" here Friday after hearing three-days' procedure in the case.

Brown testified, that after "rumors" that Crescent had taken options on a local site for a theater in 1938, Tony Sudekum went to Middlesboro and that during a discussion of the possibility of Crescent forming a small circuit in this section of Kentucky he offered to sell his two houses to Sudekum, but that his offer was considered too high. In his testimony he accused Sudekum of entering the balcony of his theater and "checking his house."

Early End Again Predicted

O. W. Hughes, of the Government legal staff, declaring that the Government may complete its case within the "next week or 10 days," stated that several witnesses considered important to the D of J suit had been traced through several addresses by subpoena servers but have not been located. Representatives of New York distributors, already subpoenaed in the suit, have not been instructed to come to Nashville. Hughes placed the time of their calling into the hearing as probably the first part of this week.

Judge Davies, apparently satisfied with progress of the trial, changed his original schedule of hearings by dropping a Saturday morning session, reserving the right to hold such sessions later if necessary. Counsel for both sides, at the opening session, had requested a five-day schedule to permit necessary outside preparations for the hearing.

WEDDING BELLS

Marriage of Bill Danziger of Metro's advertising department to Isabelle Stuart was solemnized on Saturday.

Cleveland, O.—Carl Benton Reid, appearing in Sam Goldwyn's screen version of "The Little Foxes," was married here over the week-end to Mrs. Hazel Hyatt, member of the faculty of the Laurel School for Girls. Dan Duryea, also of the Goldwyn cast, was best man.

Approaching marriage is announced of Constance Binney, screen and stage actress, to Flight Lieut. Goffrey Leonard Cheshire of the R.A.F. now on leave in the U. S.

"Star-Spangled Banner" to Open and End Every Music Program is Edict of Petrillo

Orders were received in New York at the week-end by Local 802 A F of M from James C. Petrillo, national prexy, that all band and orchestra leaders in the country must play "The Star-Spangled Banner" before and after each performance whether in hotels, restaurants, radio programs or in other places of amusement. The instructions have been sent to all locals in the U. S.

Jacob Rosenberg, prexy of Local 802, estimates that the national anthem will be played at least 22,000 times weekly in New York from now on.

"Offensive" Pix to Bring Ban for Producer in Mexico

Mexico City (By Air Mail)—Mexico in the future will clamp down on all product of any producer that makes a film deemed harmful to Mexico or offensive to the dignity of the country or the feelings of its people. Decision has been incorporated in one of the articles of the new code governing the Motion Picture Censorship Division of the Department of the Interior.

Other provisions of the code bar Mexican-made films portraying characters which may create a false impression of Mexico on foreign minds; bar the exhibition of immoral films and forbid the exhibition of pictures that depict in glowing terms any political regime contrary to the democratic system of Government, such as the totalitarian regime, including the Fascist, Nazi and Communist systems.

Donovan in Defense Post

Washington Bureau of THE FILM DAILY

Washington—Appointment of Col. William J. Donovan as co-ordinator of information bearing on the national defense program as announced Friday by the President. The post carries no military title, nor does it contemplate a super agency to combat espionage.

"York" in $25,000 Week; Sell Seats 8 Weeks Ahead

(Continued from Page 1)

ly $25,000, capacity for the house at $2.20 top.

Daily turnaway has been sizeable and half the seats for the next three weeks already are sold out, with the house taking orders eight weeks ahead. Actual advance cash sale as of last Friday was above $16,000.

Among the aids to business in the weeks ahead is the sale of several big blocks of tickets to Legion groups and other organizations, including one night to be taken over by Veterans of Foreign Wars.

Astor theater staff reports that a study of the type of audience attending "York" reveals the picture is drawing a considerable number of young folks, girls as well as boys, with demand for the lower-priced seats running as far as 10 weeks in advance.

Warner local advertising campaign on "Sergeant York" branches out into the subways this week. Cards have been placed in all BMT and IRT cars, two cards to each car, spotted to catch the attention of the 5,000,000 daily subway riders.

ANOTHER REPUBLIC FAN MAGAZINE AD

F-L-A-S-H-E-S from a BIG PICTURE

▶ GRIPPING melodrama and tender ROMANCE provide the keynote FOR one of the
▶ MOST exciting PICTURES of the SEASON! It's
▶ "HURRICANE SMITH"... a ROARING
▶ STORY of a man WHO staked his
▶ DESTINY on his BELIEF in a
▶ WOMAN'S LOVE—and WON! A
▶ HOLLYWOOD SUCCESS story DRAWS towards
▶ A brilliant climax AS handsome
▶ RAY MIDDLETON adds yet ANOTHER
▶ SPLENDID PERFORMANCE
▶ TO the record THAT is zooming HIM towards
▶ STARDOM... AND romantic
▶ HONORS are SHARED by LOVELY JANE
▶ WYATT, REMEMBERED for a succession of HITS on both stage and screen...
▶ THRILLS are added by the MASTERFUL portrayals of
▶ HARRY DAVENPORT AS the man who knew "THE secret of the scar"
▶ ...AND J. EDWARD BROMBERG, as a PUBLIC enemy with a
▶ PRIVATE past...if it's POWERFUL romantic
▶ DRAMA you're looking FOR—then don't miss "HURRICANE SMITH"
▶ —IT'S as fast and FURIOUS as its title
▶ IMPLIES—and it's
▶
▶

A REPUBLIC PICTURE

Groundwork for New U. K. Coin Pact Laid

(Continued from Page 1)

last week with the arrival in the U. S. of Allen Styne, First Secretary of the American Embassy.

Styne, whose trip home is understool to have been occasioned by the coming remittance talks as well as some other matters, conferred at the Hays office last week with company executives.

The industry's position was generally outlined, it is reported, and the way paved for subsequent meetings at which Styne will be supplied with a wealth of trade "vital statistics" to be utilized in the presentation of the industry's case to the British Government.

The present agreement with the British Treasury and the Board of Trade expires on Oct. 25 next. Under it, American companies have been permitted to remit a maximum of $12,900,000.

It is indicated that the companies which are parties to the agreement will ask for a material increase in remittances for 1941-42, with the altered situation due to the Lend-Lease bill employed as a prime talking point.

Col. Extends Its Contract With Director Geo. Stevens

West Coast Bureau of THE FILM DAILY

Hollyood—Columbia has extended the contract of Director George Stevens which was to have expired after he made one more picture. On his production schedule are "Mr. Twilight" and "Wild Is the River," Louis Bromfield story formerly titled "Storm Over Louisiana."

But first Stevens will go to Metro to direct Katharine Hepburn and Spencer Tracy in "Woman of the Year," by Ring Larner, Jr., and Michael Kanin.

Alexander's Two for PRC

Two exploitation pictures will be made by Merrick Alexander for Producers Releasing Corp., first of which is to be released in September. Although without a title, it is now in preparation. Second will be "Professional Bride."

"In the Navy" May Go Seven

Universl's "In the Navy" may run on for a seventh week at the Criterion to equal the record set by "Great Guy," the James Cagney starrer, a few years back.

STORKS!

Detroit—Albert Kuetcher, operator at the Dexter Theater for the Sam Brown Circuit, is the father of a baby girl.

20th-Fox to Name 29 Titles

List of Pix Convention Delegates Will Hear

(Continued from Page 1)

"Sioux City," "This Above All," "The Light of Hearts," "Remember the Day," "How Green Was My Valley," "Charlie's Aunt," "I Wake Up Screaming," "Wild Geese Calling," "Sun Valley Serenade," "Benjamin Blake,"

Also "Yank in RAF," "Belle Starr," "Week-End in Havana," "Law and Order, Inc.," "Confirm or Deny," "Swamp Water," "White Collar Girl," "Hello, Cisco, Hello," "The Shores of Tripoli," "Coney Island," "Ten Gentlemen From West Point," "Right Through the Heart," "Song of the Island," "Chicago Gal" and "Moon Tide," starring Jan Gabin.

Joseph M. Schenck, Darryl F. Zanuck and William Goetz will welcome the delegates. Sypros Skouras will represent Fox West Coast and National Theas. Hermann G. Place, chairman of the executive committee, and Wobber will head the visiting delegation.

Warners Aiming 1941-42 Pix at Canadian Market

Montreal—Delegates to Warners Canadian regional sales meeting, which opens today at the Mount Royal Hotel, will hear news about an unusual number of pictures with special appeal for Dominion audiences to be released by Warners next season.

In addition to the production of chief Canadain interest, "Captains of the Clouds," which is being filmed on location in this country, and "Sergeant York," which has aroused keen interest here following its reception in New York, the list of 1941-42 releases is expected to include several productions from Warners' London studios.

One of these, "The Prime Minister," is to be screened for the delegates. Plans also are understood to be under way for a hemisphere premiere of this picture in Ottawa next month with Government co-operation.

"The Life of Winston Churchill," "Flying Fortress" and "Atlantic Ferry" are among other Warner-British-made films of particular interest to this country. "Flight Patrol," "Battle of the Atlantic" and "Right Shoulder Arms" are among the forthcoming Hollywood productions with a timely interest for Canadians.

Wolfe Cohen, district manager, is presiding at the four-day conclave. Also in attendance are Branch Managers Sam Pearlman of Calgary, Philip Sherman of Montreal, L. McKenzie of St. John, Joseph Plottel of Toronto, I. Coval of Vancouver and Lou Geller of Winnipeg, along with their salesmen.

The contingent arriving from New York included Gradwell L. Sears, Carl Leserman, Roy Haines, Norman H. Moray and S. Charles Einfeld.

Pen Tennyson, War Casualty

London (By Cable)—Pen Tennyson, 29, English director and son of C. B. L. Tennyson, chairman of the Film Group of the Federation of British Industries, was killed in an airplane accident. Tennyson had been in charge of a Royal Navy film production unit.

Tradeshows in Nabes on "Slow Nights" Suggested

(Continued from Page 1)

one major company's branch here, which is sending the plan along to the New York home office for action.

Exchange head believes that there would be advantages all the way 'round. The theaters, he points out, would get a boost in business, the exchange would get a block of free seats for its exhibitor customers, and the exhibs. would get the audience reaction to the pix thus tradeshown.

Exchange manager argues that "you couldn't, if you tried, give a picture a worse sendoff than showing it to a cold trade audience."

Schaefer to Concentrate On N. Y. Executive Duties

(Continued from Page 1)

George J. Schaefer, president, who has been keeping his eyes on both production and executive duties, is planning to concentrate on New York and leave all studio details to Breen. Schaefer is expected to arrive in New York early this week.

Charles Lazarus Promoted To Metro Boston Booker

New Haven — Morey Goldstein, M-G-M exchange manager, announces the promotion of Charles Lazarus, chief booker at the New Haven exchange for almost five years, to chief booker of the Boston exchange. Succeeding Lazarus here, Philip Gravitz, assistant, moves up to chief booker; Leon Jakubson, shipper, to assistant booker, and Al Davis, accessories manager, to shipper.

The Metro Pep Club feted Lazarus Friday night at the Baybrock Inn at a farewell party, at which he was presented with a leather traveling bag. Rosemary Patterson was chairman of the event.

Fisher Replaces Monroe

Board of Canvassmen of the Philadelphia Variety Club has elected Al Fisher as Canvassman and Property Master to fill the vacancy left by the late John I. Monroe.

OUTSIDE LOOKING IN

***Editor's Note**: The opinions expressed in this resume of critical and columnar comment on industry matters are essentially those of the writers quoted; they do not necessarily reflect those of THE FILM DAILY.*

JOHN CHAPMAN (*New York Daily News*): "Some of us correspondents out here (Hollywood) are in a pet because the movies, operating under Thurman Arnold's consent decree, have whipped up a decree of their own to the effect that correspondents can't see a picture until the date of its public release.

"Whenever the argument about advance comment comes up, Hollywood has a stock answer: 'This is the only great industry in the country where such a thing happens. When Packard, or Ford or Chrysler brings out a new car, you don't see the newspapers printing advance dope that the 1942 model borders on the lousy, do you? The papers wouldn't dare.'

"To which I always reply, 'And you never heard of a paper assigning a by-line correspondent to an automobile plant, did you? You never read a gossip column from Detroit saying 'Pete Schmalz, on lathe No. 27 at the Super-Duper plant, did a honey of a job on a spark plug yesterday.' The movies have had more free publicity than any enterprise in the history of the world. The papers aren't giving it away out of pure kindness, of course. They wouldn't print it if it didn't interest their readers. But all the same, you guys better remember to be grateful.'

"This new ruling about correspondents serves to emphasize one very true thing: That the movie does not consider itself an art form. It is business enterprise, like making Chryslers and Fords and Packards. It makes its dough from the exhibitor—and the exhibitor, if he can, makes HIS dough from you . . . and I'd like to see how big an egg a picture could lay if nobody ever wrote anything about it."

Welles May Direct "Journey"

West Coast Bureau of THE FILM DAILY

Hollywood — RKO stated at the week-end that Orson Welles has been asked to direct the screen adaptation of "Journey Into Fear," Eric Ambler's novel, which Ben Hecht has scenarized. Robert Stevenson was scheduled to direct the film but was transferred to "Passage to Bordeaux."

Bucquet on "Cathleen"

West Coast Bureau of THE FILM DAILY

Hollywood — Harold S. Bucquet will direct "Cathleen," the M-G-M production which will return Shirley Temple to the screen. He will replace Norman Taurog.

Music Hall Gets Premiere

RKO's "Tom, Dick and Harry" will have its world premiere at the Radio City Music Hall Thursday.

CBS to Show Color Tele Thurs. Night

Color television will be broadcast on Thursday night at 9:30 from CBS's New York television station, WCBW. This will be the first actual broadcasting of color television and is expected to be the forerunner of a regular series under the experimental conditions laid down by the FCC.

Initial program, titled "Country Dances," will be televised in black and white for the first portion of the program, switching to color at about the mid-point in order to give televiewers the opportunity of comparing the two varieties of transmission under exactly similar conditions.

The number of television sets in the metropolitan area capable of receiving color emissions is estimated at hardly more than a baker's dozen.

The average set capable of receiving black and white transmissions will not take color pictures without intricate and costly readjustments. Thus it is estimated that a considerable period of time must elapse before color television becomes any considerable competitor of the more prosaic black and white.

Problem of adjusting receivers for both black and white and color is admittedly a difficult one, involving not merely the inclusion of a synchronized color disk, but also a variation in lines and frames per second. This, it was explained, will be vividly demonstrated during the experimental telecast Thursday night. When the changeover to color is made, sets which can not be adjusted to color reception will receive not one image on the tele screen, but four.

While WCBW's black and white transmission employs 525 lines and 30 frames per second, color telecasts will use 375 lines 60 frames. In this connection it is estimated that sets capable of receiving color when they are placed on the market will retail about 15 per cent higher than black and white receivers.

The program "Country Dances," which is directed by Tony Miner, was chosen for the color demonstration because it features native dances by various racial societies with dancers in colorful native costumes.

Scrambled History

Caldwell, N. J.—It took the marquee of the local Park Theater to cast Admiral Lord Nelson's gal friend in an entirely new light. The Park marquee read:
" 'That Hamilton Woman'
" 'Model Wife'."

REVIEWS OF NEW FILMS

"Tom, Dick and Harry"

with Ginger Rogers, George Murphy, Alan Marshal, Burgess Meredith

RKO 86 Mins.

SOCKO COMEDY IS TOPS IN ALL DEPARTMENTS: SHOULD CLICK BIG WITH ALL AUDIENCES.

In reply to the lament of exhibitors RKO provides a perfect answer with "Tom, Dick and Harry." It should go over with a bang with all types of audiences, and exhibitors that don't play it are missing a swell bet to boost their box office take. Fast, funny, cast to perfection and skillfully guided by director Garson Kanin, the laughs are continuous, the situations always amusing, and the story and dialogue maintain a high level from start to finish. This is a top-notch piece of screen merchandise in every respect, and it deserves all the attention exhibitors can give it as the exhibitors will benefit just as much as RKO.

It is difficult to single out any one technician or player for individual praise as they all are responsible for the finished job. Director Garson Kanin has created a comedy of first rank, making the most of every opportunity for laughs, deftly handling the players and maintaining a smooth pace. The story and screenplay by Paul Jarrico is a gem. Kept in a light vein, it never loses its theme and is funny at all times. Photography, special effects and all other technical work is first-rate.

Plaudits go to every member of the cast. Ginger Rogers is tops. She delivers her lines with a perfect sense of timing, puts over every situation where it takes more than lines, and, doing a comedy role as a change of fare, proves herself to be a comedienne of first rank. George Murphy is fine as the hot-shot automobile salesman, one of Ginger's suitors. Burgess Meredith, also a suitor, delivers a comical performance that is a revelation. Alan Marshal, third gent to enter the lists for Miss Rogers' hand, fills his part neatly. Lenore Lonergan, portraying Miss Rogers' younger sister, turns in a performance that will make audiences wish there had been more of her in the picture, it is that good. Phil Silvers also contributes a swell bit.

Story concerns Miss Rogers' dizzy gyrations in the matrimonial field. She gets herself engaged to three men at once, Murphy, Meredith, who is a garage mechanic, and Marshal, a suave millionaire. Her problem in deciding which one to marry gets quite complicated before she decides to marry Meredith, although she has decided to marry Marshal, because bells ring every time Merdith kisses her. Just as funny are some expertly done dream sequences which Miss Rogers encounters after she gets herself engaged to each of the different men. It's a laugh show from beginning to end, a tonic for the box office, and a swell pickup for the general public.

CAST: Ginger Rogers, George Murphy, Alan Marshal, Burgess Meredith, Joe Cunningham, Jane Seymour, Lenore Lonergan, Vicki Lester, Phil Silvers, Betty Breckinridge.

CREDITS: Producer, Robert Sisk; Director, Garson Kanin; Story and Screenplay, Paul Jarrico; Cameraman, Merritt Gerstad; Special Effects, Vernon Walker; Editor, John Sturges.

DIRECTION, Swell. PHOTOGRAPHY, Tops.

☆ SHORTS ☆

"Hands of Destiny"

Paramount **10 mins.**

Unusually Timely

This short should stir up a great deal of comment and cause patrons to examine their hands for signs of genius. Dr. Joseph Ranald, a world authority on hand analysis, reads four hands of destiny—those of President Roosevelt, Hitler, Mussolini and Churchill. Ranald actually has analyzed the hands of the four men personally and his comments are of extreme interest during these perilous times. According to Ranald, who points out the lines of the hands, Mussolini's hand implies ruthless energy and vanity, with cruel determination. He predicts a tragic end for the Italian ruler. Hitler has a similar destiny, his hand showing sadistic cruelty, according to Ranald. Brilliant reasoning powers are indicated in Churchill's hand which shows a great future triumph, while Roosevelt's hand foreshadows a dynamic part in world leadership. Ranald predicted that Roosevelt would be President in 1932. Action of the short takes place in a Pullman parlor car where Ranald explains his findings to fellow-travelers. Fans should find it interesting. It was produced by E. W. Hammons and directed by Al Christie.

"Going Places"

Universal **9 1/3 mins.**

Corking Short

Here is a short that should draw gales of laughter from any audience. Exhibitors will miss a bet if they don't play this one. It is the story of "Jimmie The Chump," and his accomplishments. Action and story revolve around a pair of Chimpanzees that are boisterously funny, shrewdly intelligent and fascinating to watch at all times.

"Music A La King"

Universal **17 2/3 mins.**

Entertaining Musical

This two-reel musical number is entertaining short fare. But it could have been considerably improved with a presentation that had a little inspiration and creative effort. Henry King and his orchestra and a number of specialties are seen and heard. A couple of the numbers offered are top flight.

"Once Upon A Summer Time"

Universal **17 2/3 mins.**

Fair Musical Number

Skinnay Ennis and his orchestra are featured in this two-reeler. A dance team, a soloist with the band and a group of singers round out the entertainment offered. Subject misses being top notch.

Brandt Advocates New Exhibitor Body

(*Continued from Page* 1)

or even be a nucleus if enough interest were aroused.

Declaring that the "present type of national exhibitor organization is incompetent," The Independent asks exhibitors to "rally together and form a new national exhibitor organization," with a national figure such as James A. Farley or Wendell Wilkie or Tom Dewey at its head.

The aims and ideals of the proposed organization would be, according to the Independent, to eliminate or correct such "evils" as duals, games and giveaways; foster better understanding among the various types of operation; establish an arbitration board among exhibitors for exhibitors; establish a production committee; create tax and legislative committees and a committee on public relations.

"This organization," it was stated, "would accomplish two important things: (1) it would represent a solid front of theater owners who could then do invaluable work in bringing back that part of the public which no longer goes to the theater, and (2) it would co-ordinate the activities of exhibitors in fighting those evils which affect all exhibitors."

Mourn William T. Wilson

The industry last week mourned the death of William T. Wilson, veteran film man, who was credited with having initiated many forms of film exchange operation that are standard today. Wilson, who was the father of Carey Wilson, M-G-M producer, was buried July 5 in Philadelphia, having died July 2 in Hackensack, N. J. He entered the film business in 1911 and for many years was traveling auditor for Fox and Metro. He retired in 1932. Carey Wilson and a daughter, Helen, survive.

Bailey Buys from Paisly

Hamilton, Mont.—Roxy Theater here has been purchased by Floyd A. Bailey from O. C. Paisly. Bailey has been managing.

For Country—and WB

As a stunt for "The Bride Came C. O. D.," in St. Petersburg, Fla., Jack Goldsmith, Warners' Southern publicity rep, arranged to stage a wedding, with the girl arriving in St. Petersburg by plane "c.o.d." At the last minute, the prospective groom got cold feet. Only way for Jack to save himself was to step in and enact the groom's role, which he reports he did "for his flag, country and Warners"—and for plenty of space in the papers.

HIDDEN VALUES

RIGID laboratory control sees to it that every roll of Eastman negative film has its full complement of the hidden values—speed, wide latitude, high resolving power, unvarying dependability—that make possible the glowing beauty of today's screen productions. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., *Distributors*
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS

Selznick-UA Papers Ready: David O. Selznick is scheduled to return to the Coast tomorrow, papers having been completed for his becoming an owner-member of United Artists. It is understood that the deal, which reportedly gives him broad powers, will be signed on the Coast. Contract covering Frank Capra's UA affiliation also is said ready for signatures.

JUL 21 '41
METRO-GOLDWYN-MAYER READING DEPT.

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 10 NEW YORK, TUESDAY, JULY 15, 1941 TEN CENTS

VARYING EXHIB. TRADESHOW ATTENDANCE

Early 1931 Deals Spotlight Crescent Suit Trial

Witness Introduces Letter From Metro's Memphis Manager to Tony Sudekum

Nashville—A letter, written to Tony Sudekum of Crescent Amusement Co. by J. F. Willingham, branch manager for Metro at Memphis, as evidence in the Government's anti-trust suit against Crescent and its affiliates as the second week of the hearing began, proved the most startling testimony offered in the suit to date.

The letter was introduced while Robert L. Wright, special assistant

(Continued on Page 7)

Col. Davidson Heads Army Film Service

Washington Bureau of THE FILM DAILY

Washington—Col. Joseph H. Davidson, recently commanding officer at Camp Grant, Ill., has been named head of the Army Motion Picture Service, it was revealed here yesterday.

The new assignment, however, does not mean replacement of Lt.

(Continued on Page 4)

14 More Metro Field Promotions Announced

Fourteen additional promotions among M-G-M's field personnel were announced yesterday, bringing the total of recent advancements, all

(Continued on Page 2)

ODLUM TO GET FEDERAL POST

Capital Hears He Will Be Alien Property Custodian

Washington Bureau of THE FILM DAILY

Washington—President Roosevelt is expected to announce within the next few days, appointment of Floyd Odlum, head of Atlas Corp., as Alien Property Custodian.

FLOYD B. ODLUM

In this post, Odlum will take over German patents and administer foreign-owned property in this country.

Odlum fought the holding company legislation, but recently has worked on friendly terms with the President, and is now highly regarded at the White House. The Atlas prexy and his wife were in Washington last week.

Require 30% to Meet Quota of USO Campaign

Industry's drive for USO funds is running behind schedule with nearly 30 per cent of the quota to be ob-

(Continued on Page 2)

Indianapolis Reports High of 450 at RKO Screening; "See 'Em Before You Buy 'Em" Plan Fails to Live Up To Expectations in Some Spots, Field Reports Show

With varying results, the industry was introduced to the tradeshow procedure of buying product yesterday. Judging by reports from FILM DAILY staff correspondents in the field, the "see 'em before you buy 'em" plan, long advocated by independent groups, did not, in most cases, live up to expectations from the standpoint of attendance.

RKO launched its tradeshows of "Parachute Battallion" on a Coast-to-Coast basis, while M-G-M presented "Lady Be Good" in 20 spots. Attendance figures of the M-G-M showings were not tallied last night but details may be forthcoming today.

While the number of exhibitors at-

(Continued on Page 6)

Patterson "Loaned" To Treasury by RKO

Richard C. Patterson, chairman of the board of directors of RKO Corp., has been appointed chairman of the Defense Savings Committee for the State of New York by Henry Morgenthau, Secretary of the Treasury.

RICHARD C. PATTERSON

Patterson will be "on loan" to the Treasury Department for the duration of the emergency. He will give his full time to the Defense Savings Bond campaign, and, in collaboration with Governor Lehman, will select a representative state committee.

Patterson, a veteran of the first

(Continued on Page 4)

Atlanta's Second "Blackout" May Last

Atlanta—This city's second "blackout," designed to conserve power, originally set to become effective

(Continued on Page 7)

Para. Opens New York Regional Meet Today

First of Paramount's regional meetings, to be held in each of the 10 sales districts will be staged in

(Continued on Page 4)

"Bingo for Buffalo," Schwab's Platform

Buffalo—Former Mayor Frank X. Schwab, president of Old Vienna, Inc., which is under indictment in connection with operation of Bingo games in its downtown theater, has announced he will enter both Republican and Democratic mayoralty primaries Sept. 16 on a "Bingo for Buffalonians" platform.

His nominating petitions, he said, will be circulated by "several thousand local Bingo players."

"Don't Fear Arbitration"

Richey Tells Va. MPTO It is a "Clean" Setup

Old Point Comfort, Va.—Don't be afraid of the arbitration system, H. M. Richey urged exhibitors attending the annual convention of the MPTO of Virginia at the Chamberlin Hotel here yesterday. The assistant to W. F. Rodgers, M-G-M general sales manager, told the

(Continued on Page 6)

Dave Snaper Files Arbitration Demand

Claiming unreasonable clearance over his Strand Theater, Keyport, N. J., Dave Snaper has filed a demand for arbitration with the New

(Continued on Page 7)

Usherettes in Mass. As Defense Result

Springfield, Mass.—National defense program is forcing theaters in Western Massachusetts to hire girls as ushers. Young men are finding it more profitable to go into plants working on defense projects. The Bijou, Paramount and Phillip's theaters in this city and the Suffolk in Holyoke have already changed over to girl ushers. Loew's Poli in Springfield is advertising for girls.

THE NEWSPAPER OF FILMDOM
THE FILM DAILY
ALL THE NEWS ALL THE TIME

Vol. 80, No. 10 Tues., July 15, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, July 14)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	5¼	5	5¼	— ⅛
Columbia Picts. pfd.	26	26	26	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10⅜	10¼	10⅜	— ⅛
East. Kodak	139¾	139¾	139¾	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	....	....	....	.....
Loew's, Inc.	31⅞	31½	31¾	+ ⅛
do pfd.	....	....	....	.....
Paramount	12⅛	12	12⅛	.....
Para. 1st pfd.	97⅞	97¾	97⅞	— ⅛
Para. 2nd pfd.	11⅜	11¼	11⅜	.....
Pathe Film	12¼	11½	12	— ⅛
RKO	3⅜	3¼	3¼	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	6¼	6⅛	6⅛	— ⅛
20th Century-Fox pfd.	19⅜	19¼	19¼	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅛	4⅛	4⅛	.....
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55.	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	94¼	94¼	94¼	+ ¼

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	1⅞	1⅞	1⅞	.....
Technicolor	9⅝	9⅝	9⅝	— ¼
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	6¾	6¾	6¾	+ ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	61½	64¾
Roxy Thea. Bldg. 4s 1st '57	57	60

Widow Signs Pact for Screen Life of Lou Gehrig

West Coast Bureau of THE FILM DAILY

Hollywood—Mrs. Lou Gehrig, yesterday signed a contract here with Samuel Goldwyn for an authorized screen version of the life of her late husband.

Negotiations were handled by Christy Walsh who was Gehrig's manager.

10,910,762 See Bureau of Mines Subjects In 1940-41; Defense Program Tilts Demand

Industrial films of the U. S. Bureau of Mines were shown on 111,045 occasions to an attendance of 10,910,762 during the fiscal year ending June 30, according to M. F. Leopold, supervising engineer of the Bureau.

The Bureau now has 5,961 reels in its library, but in spite of the fact that it has as many as 100 prints of a subject, the demand is so great due to the National Defense Program that at present subjects are being booked six months in advance.

The Bureau's film activities are in co-operation with American industries, without the expenditure of Government funds, it is pointed out.

MPPDA Execs. Freed from Exam. in Hillside Suit

Federal Judge Murray Hulbert yesterday set aside orders which had called for the examination before trial of officials of the Hays office and of the major companies in connection with the $900,000 anti-trust suit of Hillside Amusement Co.

Hillside, owner of the Mayfair Theater, Hillside, N. J., is suing on the claim that the consent decree has not remedied the situation in the north Jersey area, and that it still suffers discrimination in obtaining product.

Judge Hulbert held that trial could not be reached for a minimum of one year and that the plaintiff had improperly obtained the order for the examination.

Max Milder Returning To England by Clipper

Max Milder, head of Warner Bros. activities in Great Britain, leaves New York today via Atlantic Clipper on his return to London.

Milder arrived in this country two weeks ago for home office conferences with Harry M. Warner, president of Warner Bros., and spent last week on the Coast in consultation with Jack L. Warner, vice-president in charge of production.

Huntley Wright Dead

London (By Cable) — Huntley Wright, 71, British stage and screen actor, died of heart disease at Bangor, Wales.

14 More Metro Field Promotions Announced

(*Continued from Page* 1)

from within the ranks of the organization, to 47.

Three office managers and one booker have been promoted to positions on the selling staff. The office managers are Michael Cramer, Denver; Howard Dunn, Des Moines, and Ralph Carmichael, Los Angeles. The booker is Sam Cooper, Salt Lake City.

Succeeding these men are, respectively, James Micheletti, former first booker; Woodrow Sherrill, former first booker; Harold Weinberger, former student office manager, and Howard Cahoon, former second booker.

Bernard Gold, Denver, and Gerald Banta, Des Moines, have been promoted from second to first bookers. Advanced from the status of student bookers to that of second bookers are Frank Hale, Denver; Kenneth Weldon, Des Moines, and John Moore, Salt Lake City. Leslie Zubiri, Salt Lake City, former assistant shipper, is now chief shipper at that office.

New York MPTO to Discuss Game-Giveaway Situation

Buffalo—Meeting here today, the MPTO of New York will discuss the game and giveaway situation as well as 1941-42 buying. President A. Charles Hayman, who will preside, will report on the MPTOA Coast convention last month.

Hollywood "All Out" for USO

Film Div. Gives $112,398; Quota, $60,000

Hollywood's film colony is going all-out for the USO, word received at national headquarters here shows.

First report meeting of the motion picture division of the Los Angeles USO campaign produced a total of $112,398 against a quota of $60,000. This total does not include a gift of $100,000 from Edward G. Robinson, but includes receipts of $20,000 from a recent Hollywood Bowl show in which most of the celebrities of the film colony participated.

The total raised to date in Los Angeles is $212,398 toward a goal of $387,000. The original quota was $287,000, but the goal was raised upon receipt of the Robinson gift. First reports of divisions other than the motion picture group will be made tomorrow. The film division is seeking contributions from each of the 30,000 persons in the industry, and its report cited gifts from 1,450 of the 1,458 Columbia Picture workers as an example of the co-operation being given.

William Wellman, Paramount director, and Edward Arnold, chairman of the Motion Pictures Permanent Charities Committee, are heading the drive in the film industry.

COMING and GOING

MAX MILDER and **GABRIEL PASCAL** are scheduled to take the Clipper today for Lisbon.

MORT BLUMENSTOCK is in Washington in connection with advance campaign on "Sergeant York."

EMERSON YORK returned Saturday from Washington after a week's business trip.

PETER PERAKOS of New Britain, Connecticut circuit operator, will cruise for two weeks on his boat, "The Happy."

J. R. MAHAN, Warner exchange manager, New Haven, is on a 10-day motor trip.

AL DAVIS, Metro shipper, is sigh-seeing in Virginia Beach and Washington.

MAX MANN is on the Coast.

JERRY LEWIS has returned to the Warner home office from a vacation.

W. VAN BEVEREN, former 20th-Fox foreign representative, has left Hollywood en route to the Dutch East Indies via San Francisco.

WILL YOLEN, of Warners' publicity department, left yesterday for Nashville to do advance publicity on "Sergeant York."

LARRY GOLOB, of Warners' publicity department, returned yesterday from Washington.

HARRY SHERMAN goes to Cheyenne from the Coast today for the opening there July 17 of "The Parson of Panamint."

GEORGE JESSEL arrives here Thursday.

MERLE OBERON is en route here from the Coast.

Require 30% to Meet Quota of USO Campaign

(*Continued from Page* 1)

tained by Thursday, Chairman Joseph Hazen said yesterday. Hazen today is launching an all-out personal solicitation drive by his committee.

One of the larger donations has been made by Loew's, Inc., which is contributing $5,000 plus several thousand dollars more from individual executives. Warner Bros. has made a similar pledge. Other large company contributions are being made.

Hazen said that the chief trouble has been procrastination. Some persons whom the committee knows will make donations are delaying, he said. Immediate pledges are needed to go over the top.

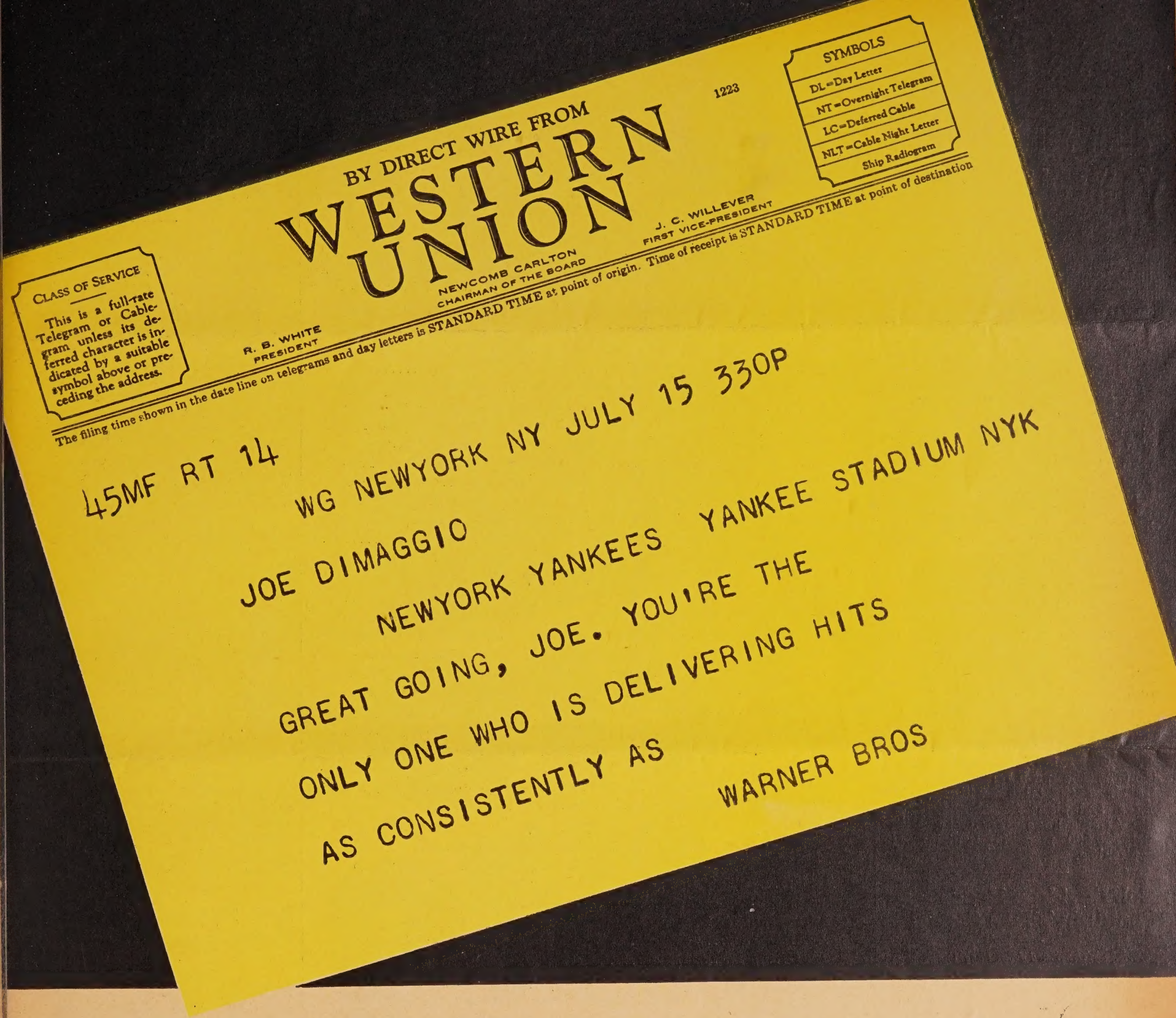
"If necessary, Hazen announced, "we will extend the drive. I hope that won't be necessary."

CONSISTENT GO-GETTER THEATER MANAGER NOW AT LIBERTY

12 years publicity and manager of vaudeville and motion picture theaters in major circuit—original — old and new promotion stunts that bring gratifying box office results. Salary secondary for an opportunity to show my abilities.

Box 1802
1501 B'way

THE FILM DAILY
New York City



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WESTERN UNION

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SYMBOLS
DL=Day Letter
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J. C. WILLEVER
FIRST VICE-PRESIDENT

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JOE DIMAGGIO

NEWYORK YANKEES YANKEE STADIUM NYK

GREAT GOING, JOE. YOU'RE THE
ONLY ONE WHO IS DELIVERING HITS
AS CONSISTENTLY AS

WARNER BROS

'UNDERGROUND' *and then* **CAGNEY · DAVIS** *in* **'THE BRIDE CAME C.O.D.'** *and then* **'BAD MEN OF MISSOURI'** *and then* **ROBINSON · RAFT · DIETRICH** *in* **'MANPOWER'** *and then* **FLYNN** *and* **MacMURRAY** *in* **'DIVE BOMBER'**

MARK OF SHOWMANSHIP

JACK L. WARNER, *In Charge of Production*
HAL B. WALLIS; *Executive Producer*

Army Sends Officer To Speed Service Pix

West Coast Bureau of THE FILM DAILY

Hollywood—In a move to eliminate red tape, expedite clearances on scripts and to meet rush loan requests for service equipment, the U. S. Army, with the approval of Secretary of War Stimson, plans to designate a high-ranking Army officer with authority to act and assign him to duty in Hollywood.

This became known with the arrival here of Maj. Gen. Charles Richardson, chief of the Army Bureau of Public Relations, which governs films, radio and press in matters concerning the Army.

General Richardson, accompanied by his aide, Lieut. Col. W. Mason Wright, Jr., chief of the Pictorial Branch of the Bureau, came here Sunday from Washington for conferences with industry leaders.

General Richardson expressed his gratification at the industry's cooperation in National Defense publicity dissemination. Describing himself as "the Army's champion moviegoer," the General asserted that movies were America's greatest need in time of a "war of nerves."

In addition to outlining the Army's plan to work closely with the studios, General Richardson's agenda includes the problem of camp entertainment, talks with Guilds' execs. and plans for photographing the Army's huge maneuvers, utilizing 500,000 men, in Louisiana in September.

Col. Davidson Heads The Army's Film Service

(*Continued from Page* 1)

Col. Frederick L. Herron, Army officials said. He will continue on as Col. Davidson's assistant, since Colonel Davidson outranks him.

Col. Davidson, who was assigned to the service in an expansion program, is a regular Army officer. Officials indicated his assignment, under the Army's Morale Office, will not mean any change in policy.

"Happy Birthday to You"
TELEGRAM

Raymond Hackett Ben Cammack
Sam Schneider

ALONG THE RIALTO
WITH
Phil M. Daly

● ● ● **MUCH has been said within the trade o' late......about the desirability......of industry institutional promotion......and its benefits......Already there have been a number of approaches...... ranging from Metro's insistence......that its field personnel......affiliate with civic clubs and other public groups......and the present press contact tour......of studio reps......to the industry's wholehearted co-operation......in the varied phases of the National Defense Program......In between properly belong......such "one-man" campaigns ......as that inaugurated......just recently by Columbia's A. Montague......to spread the "Movie Vacation" gospel of......the Philadelphia Bulletin......The latter takes a different tack......to be sure ......but the objective is the same......the "selling" of the industry ......to the public at large......And just how important that is...... any exhibitor will tell you......and that without asking......**

▼ ▼ ▼

● ● ● *ONE of the finest moves......in the direction of...... industry institutional promotion......made thus far......was Warners' request......that a committee of distinguished churchmen......designate a technical advisor......in the production of ......"One Foot in Heaven"......now in production at Burbank ......The committee's choice was......the Rev. Dr. Norman Vincent Peale......minister of New York City's Marble Collegiate Church......and an eminent Methodist Episcopal cleric......Dr. Peale reported at Warners in due course......and at the weekend......took time off from his technical assignment......to plane East......to address the......international convention......of the Christian Endeavor Society......at Atlantic City......*

▼ ▼ ▼

● ● ● **THE delegates to this......highly representative......and most influential......Protestant laymen's organization......heard Dr. Peale.....not only describe his studio experiences.....and pay sincere tribute to his co-workers.....including Producer Irving Rapper, Director Robert Lord and players Fredric March and Martha Scott.....but for them .....Dr. Peale......defined "Ten Things I have Discovered About Hollywood"......They included......**

▼ ▼ ▼

● ● ● *"A MINISTER can feel very much at home in Hollywood."......"It is the hardest working place I ever saw."...... "The people are not blase and sophisticated, but wholesome, friendly and home-loving folks."......"The handful of actors who have bad reputations, the few irresponsibles, do not represent Hollywood and are frowned upon by the motion picture community."......"It is more than a money-making industry, for its leaders and personnel find a satisfaction in getting over a 'message' of Americanism and the better things."......"It is a vast, efficient place of business......and not a scene of revelry."...... "The public doesn't know Hollywood and should demand a more accurate account than is usually pictured......Hollywood needs a campaign to sell it as it actually is to the country."......"Hollywood is a mine for sermonic material and it will live in the sermons of this one parson for days to come......*

▼ ▼ ▼

● ● ● **TO not only cities, towns and hamlets......throughout the United States......but to those more distant places......where CE societies affiliated with......Protestant churches...... of several denominations......give the organization its international character...... delegates to the Atlantic City convention......will carry Dr. Peale's concept of Hollywood......It is a missionary movement......of inestimable value......not only to Hollywood but every man, woman and child.....whose bread and butter is dependent upon this industry.....**

Para. N. Y. Regional Parley Opens Today

(*Continued from Page* 1)

the New York territory today and tomorrow. J. J. Unger, Eastern divisional sales manager will preside and Neil Agnew and R. M. Gillham will be among the speakers who will address the assembled salesmen. The meeting will be held at the newly consolidated exchange.

On Thursday and Friday Unger will convene a meeting of the sales force in the Philadelphia territory, to be followed on July 21-22 by a meeting to be held in Boston. The fourth meeting under Unger's supervision will be held in Cleveland on July 24-25.

Charles Reagan, assistant sales manager, will preside at meetings to be held in Chicago on Friday and Saturday, Kansas City on July 21-22 and Dallas on July 23-24.

In addition to attending the New York and Boston meetings, Agnew plans to be present at the Chicago meeting and subsequently will open and preside at the Atlanta gathering to be held there on July 21-22.

George Smith, Western divisional manager, will preside at the meetings to be held in the Denver territory on July 21-22 and San Francisco on July 24-25.

In addition to attending the New York meeting, R. M. Gillham will discuss advertising, exploitation and publicity at the Chicago, Denver and San Francisco gatherings. Alec Moss also will attend the Chicago meeting and in addition go on to Kansas City, Dallas and Cleveland.

R. C. Patterson "Loaned" To the Treasury By RKO

(*Continued from Page* 1)

World War in which he was a colonel, has been chairman of the RKO board since 1939. He is a native of Nebraska and formerly was Assistant Secretary of Commerce and executive vice-president and director of the National Broadcasting Co.

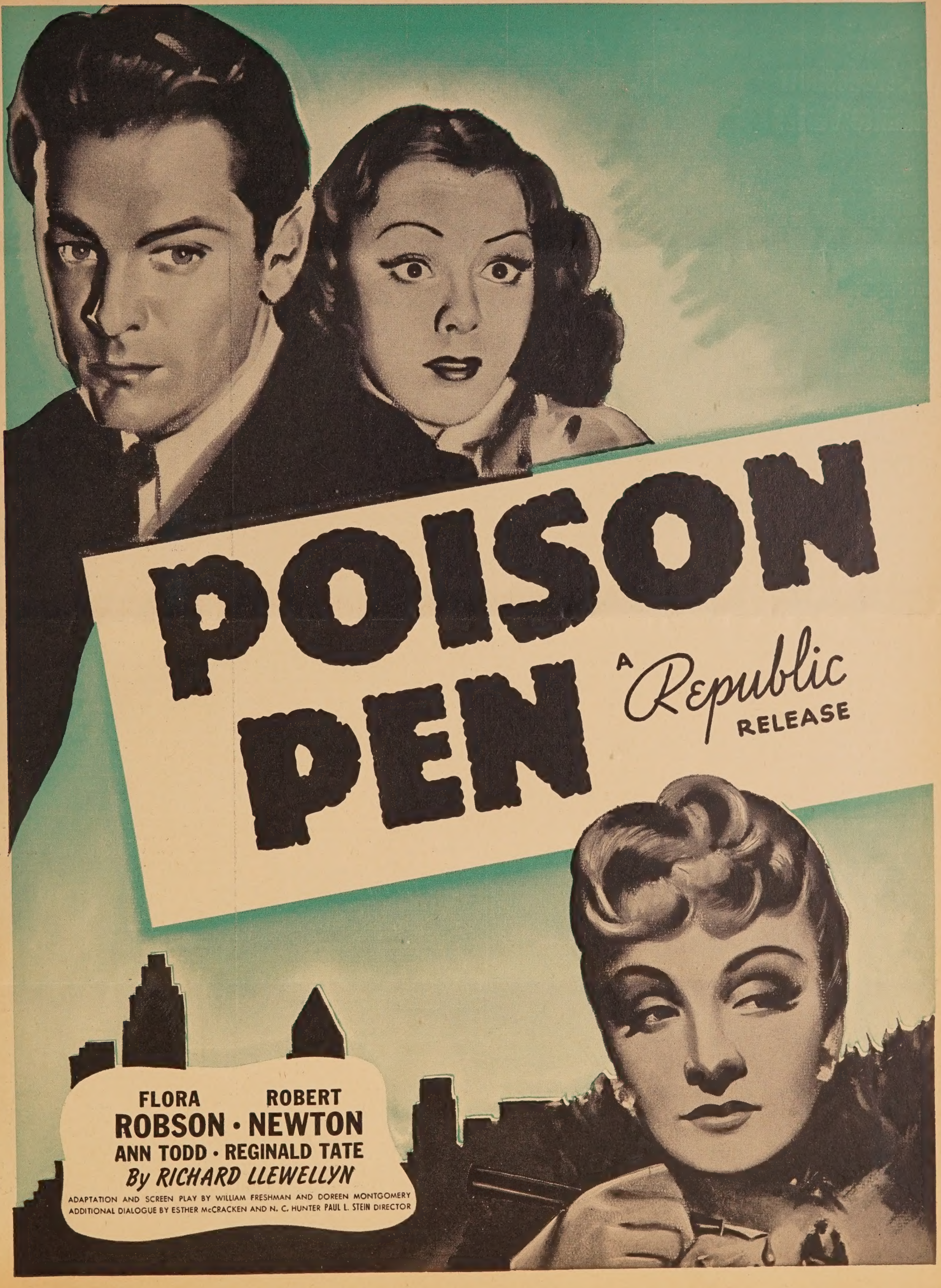
STORKS!

Andy Smith, RKO sales manager, and Mrs. Smith became the parents of a baby girl Saturday afternoon.

West Coast Bureau of THE FILM DAILY

Hollywood—There's a new son at the Bert Lahrs. Mother is the former Mildred Schroeder.

Miami Beach, Fla.—Stephen A. Lynch, president of Paramount Enterprises, has become a grandfather. His son, Stephen A., Jr., is the daddy of Steve 3rd, just arrived at Jackson Memorial Hospital.



POISON PEN

A *Republic* RELEASE

FLORA ROBSON · ROBERT NEWTON

ANN TODD · REGINALD TATE

By RICHARD LLEWELLYN

ADAPTATION AND SCREEN PLAY BY WILLIAM FRESHMAN AND DOREEN MONTGOMERY
ADDITIONAL DIALOGUE BY ESTHER McCRACKEN AND N. C. HUNTER PAUL L. STEIN DIRECTOR

Exhib. Tradeshow Attendance Varies

(*Continued from Page* 1)

tending the initial RKO screenings was admittedly low, it was believed generally that attendance would pick up during the week as a different picture is scheduled for showing each day. There appears to be particular interest in the showing of "Citizen Kane" on Thursday.

Biggest Turnout at Indianapolis

Biggest turnout for the RKO screening was in Indianapolis where approximately 450 exhibitors were on hand. It was indicated that most of the out-of-town showmen would remain in that city for the balance of the showings, RKO tradeshowing its first block-of-five on a one-a-day basis.

Chicago had the second largest turnout with 300 in attendance.

In New Haven, only 16 exhibitors were present but a much larger number is expected today. Twenty-eight persons attended the RKO screening in Cincinnati, one-third of them from out of town.

The RKO screening in New York drew representatives of 338 circuit theaters and 22 independents. Among the circuit operators were Si Fabian, Sam Rosen, Irving Lesser, Leslie Schwartz, Arthur Mayer, J. M. and Ed Seider, Murray Miller, Walter Reade, Jr., Leon Rosenblatt, Sam Rinzler, Harold Klein, Leo Brecher, Jack Shea and Ed Grainger.

M-G-M screenings were held in Albany, Buffalo, Charlotte, Cincinnati, Dallas, Des Moines, Detroit, Indianapolis, Jacksonville, Kansas City, Los Angeles, Memphis, New Orleans, Oklahoma City, Omaha, Philadelphia, Pittsburgh and St. Louis. In some cases they competed with the RKO screenings. First tradeshow any place was that held Sunday in Jackson, Miss. by Metro.

50 at Metro's Albany Show

One of the first reports of the M-G-M tradeshows came from Albany where more than 50 exhibitors were on hand. In general, few theater men came from long distances, although Warner Bros. and Fabian circuits were fully represented. One exhibitor, Pete Varnakis, came 175 miles from Watertown, otherwise Utica was the farthest city to be represented. Most of the showmen returned to their homes last night and will be back today for the RKO screening.

Only exhibitors with accredited passes are being admitted to the M-G-M showings. In New York where M-G-M's first trade screening is scheduled for tomorrow, the trade press reviewed the picture yesterday.

RKO Detroit Show Draws 25; Two or Three Will Stay Over

Detroit—First tradeshow by RKO at the Majestic Theater yesterday drew about 25 exhibitors. These represented about 150 theaters mostly in Detroit. Major affiliated circuits will probably attend screenings in their own projection rooms or upstate.

About six upstate exhibitors attended, mostly just those who happened to come in to book anyway on Monday. It is not likely that more than two or three will stay over for balance of the week's showings.

M-G-M showing in the afternoon at the Majestic drew 40 exhibitors, largely the same crowd as in the morning with a number of additions.

MacMurray Opposite Dietrich in Col. Pic; "Kid from Pittsburgh," Billy Conn Title

West Coast Bureau of THE FILM DAILY

Hollywood—Riding herd on the Hollywood news range:

Fred MacMurray will be opposite Marlene Dietrich in "Miss Madden is Willing". . . . I. A. L. Diamond, who graduated from Columbia U. this year, has been signed by Paramount as a writer. . . . Ann Sheridan will star in "Mississippi Belle," once "Memphis Belle," for Warners. . . . Billy Conn's Rep. pic will be dubbed "The Kid from Pittsburgh," not "Kid Tinsel". . . . Metro may send Hedy Lamarr to England to appear with Robert Donat in "Cargo of Innocents". . . . Two more biographical pix loom in Warners' "Peary at the North Pole" and Gregory Ratoff's plans for one based on the life of Sir Thomas Lipton, tea magnate and America's Cup challenger.

300 Attend Chicago RKO Radio Tradeshow

Chicago—Three hundred attended the RKO tradeshow at the Studio Theater here yesterday. Cresson Smith was here from the New York headquarters.

30 Exhibs. Representing 150 Theaters At Boston Screening

Boston—More than 30 exhibitors representing 150 theaters in this area attended "Parachute Battalion" screening yesterday at the Uptown Theater. After Thursday the showings will be held in the new RKO exchange. RKO executives estimated that the attendance for the rest of the week would exceed that of yesterday and that approximately 200 theaters would be represented from now on.

Sixty Attend RKO's Philadelphia Tradeshow

Philadelphia — Attendance at the RKO screening here yesterday was light with about 60 persons present, some of whom were from out of the city.

Pittsburgh Screening Attended by 132 Exhibs.

Pittsburgh—RKO screening was attended here yesterday by 132 exhibitors, half of whom were out-of-towners. About 20 remained over for the balance of the screenings as the majority of those present are within fairly easy driving distance.

Attendance Only Fair At RKO-Dallas Showing

Dallas—Attendance at the first RKO tradeshow was considered only fair. A big turnout is expected for "Citizen Kane."

Dozen Out of Town Exhibs. At Milwaukee Screening

Milwaukee—Forty-one exhibitors attended RKO's "Parachute Battalion" tradeshow here yesterday with about 12 of these from out of town. Only a small percentage from the state are staying over. Those coming from within a 35-mile radius of Milwaukee, are planning on coming in every day.

A. N. Schmitza, local RKO exchange manager, says he is not disappointed in the number attending showing.

A Few of Dozen Exhibs. At Mpls. Show Stay Over

Minneapolis—Only about a dozen exhibitors of Minneapolis and points in this territory attended the preview showing yesterday of the first picture in RKO's initial block-of-five of the 1941-42 season. The Park Theater here was used for the screening of "Parachute Battalion," first of the five to be shown, with Metro's "Lady Be Good" set to be screened for the trade this morning. The other three will be previewed later in the week.

Metro will screen its first block-of-five today at the same theater, with Paramount scheduled to start its previews July 23.

Some out-of-town exhibitors who attended RKO's screening said they probably would remain in the city to see the others of the five and pictures of the aquatennial celebration while others said they had come primarily to see the first of the new season's pictures.

35 at Denver Show; Some of Them Will Return

Denver—About 35 attended the first trade screening of "Parachute Battalion" at the Santa Fe Theater. A dozen of them were from nearby towns and most of them will be back this week to see the other features.

Omaha Tradeshow Attendance No Greater Than Ordinary

Omaha—Attendance at RKO's tradeshow here yesterday was in the nature of a flop, attendance being between 40 and 50—which is no more than turn out for the ordinary Monday screening.

Exhibs. generally said they would not come in during the week for further tradeshows. Some theaters in the territory are 250 miles from Omaha.

RKO's Atlanta Tradeshow Attracts 25 Exhibitors

Atlanta—RKO's first tradeshow screening here yesterday attracted 25 exhibitors. These, and more, are expected to attend the showing of "Citizen Kane" on Thursday.

Twentieth Century-Fox begins its tradeshowing today, and Metro starts tomorrow.

St. Louis Tradeshows Draw Fair Attendance

St. Louis—First tradeshowings under the consent decree met with fair response in St. Louis yesterday when RKO's "Parachute Battalion" at the S'Renco projection room drew 30 exhibitors, including 18 from outside St. Louis.

Metro's "Lady Be Good" at the Norside was viewed by 75 exhibitors about equally divided between local and out-of-town men.

RKO expects to reach peak attendance when "Citizen Kane' will be screened Thursday. It will hold showings every day until Friday. Metro will show on each Monday for five weeks.

Paramount's first screening will be July 28 and 20th Century-Fox's on July 23, both at S'Renco room. Warners will announce plans later. A few out-of-town exhibitors are expected to stay over from day to day for the showings.

40 at New Orleans Show; Expect 100 for "Citizen Kane"

New Orleans—Exhibitor attendance touched nearly 40 yesterday at RKO's first tradeshowing under the consent decree, a presentation of "Parachute Battalion." About a third of the exhibs. were out-of-towners.

RKO Branch Manager Page M. Baker said attendance was not quite as good as he hoped for, but expected nearly 100 Thursday for the "Citizen Kane" showing. Showings are being held all week in Suburban House, across the city from M-G-M's showings.

30 at RKO's Los Angeles Tradeshow; 100 at Metro's

West Coast Bureau of THE FILM DAILY

Los Angeles—Thirty exhibitors attended the tradeshowing of RKO's "Parachute Battalion" and very few were from out-of-town.

M-G-M representatives stated that more than 100 exhibitors attended showing of their "Lady Be Good."

Chi. Holds "Caught in Draft"

Chicago—B & K is holding Paramount's "Caught in the Draft" over for a third week at the Chicago Theater.

Don't Be Afraid of Arbitration—Richey

(*Continued from Page* 1)

delegates that the arbitration setup was clean and offered a possibility of adjusting some of the complaints that "have been too often voiced in front of the film building and too seldom talked over between the interested parties."

Expressing the hope that when an exhibitor feels he has a grievance that he will at least first talk over the situation with the local manager, Richey admitted that some grievances, especially those involving clearance, made arbitration necessary.

"We believe," Richey said, "that it was the intent of the arbitration system to offer exhibitors a speedy and inexpensive method of adjusting differences that may arise and if the arbitration set-up in the industry fails to do that, it has failed in its purpose."

Harmon Addresses Va. MPTO Mid-Summer Convention

Hampton, Va.—Meeting here for their tenth annual mid-Summer convention at Hotel Chamberlain the MPTO of Virginia was addressed by Francis S. Harmon, co-ordinator, who told of his recent trip to Hollywood and films that had been produced by the industry for national defense. He also told of difficulties in handling the distribution of films and asked for suggestions on same.

H. M. Richey also explained M-G-M's sales policy for the next season, stating that any sales formula is as good as the reputation of the company making it. Richey also told of a survey made by his company which worked out a streamlined selling plan whereby the "gross receipts will be the barometer of what theater owners will pay for film rentals."

Julian Brylawski, president MPTO, district of Columbia, told of his recent trip throughout the Middle West and East in connection with films in Army camps. He said that the chief complaint from camps was on account of the age of films and he could not see where the camps were direct competition for theaters.

Disney Rejects Gov't's Strike Arbitration Offer

West Coast Bureau of THE FILM DAILY

Hollywood — Walt Disney studio has rejected the Government's proposal to arbitrate the strike of Screen Cartoonists Guild at the Disney plant.

Gunther Lessing, Disney vice-president and general counsel, charged NLRB with stalling and meddling and expressed the belief that Communistic influences were prevalent in the strike.

Guild strikers voted to accept telegraphed offer of J. R. Steelman, director of conciliation for the Labor Department for arbitration of the dispute by the Government.

Early 1931 Deals in Crescent Suit Trial

(Continued from Page 1)

to the Attorney General, was questioning C. G. Lawing, of Charlotte, N. C., former operator of theaters in Brownsville, Paris, and other West Tennessee towns.

It was concerning contracts for films for Crescent's Capitol theater, a competitor of a theater owned by Lawing, that Willingham wrote Sudekum on December 5, 1935, as follows: "We trust that you will see to it that Mr. Shepherd plays our product as certainly when we take the product away from our old, regular customer in Brownsville, Tenn., such as we are doing in this instance, and give it to you, you should give us 100 per cent representation in your situations."

1931 Deal Cited

The letter also stated that the contracts for certain films were enclosed. Lawing, who stated that he now owns and operates a theater in Albemarle, N. C., testified that he began operating a theater in Brownsville in 1931 and operated it profitably until 1935 when the Capitol was constructed by Crescent Amusement Co. In an effort to "make a living" he said that he opened a tent theater in Paris, Tenn., in a few months beginning operation in a remodelled store building. This continued until the Summer of 1936 when, unable to continue the business at a profit, he sold his theaters in Brownsville and in Paris to Crescent for $75,000, assuming himself the debts against both houses.

In addition to the letter from Willingham, the Government attorney also obtained the statement from Lawing that, after Crescent entered Brownsville, it became difficult for him to get needed films from M-G-M, Paramount, and Warner Bros.

Admits Copyright Difficulty

On cross-examination by Defense Attorney William Waller, the admission was drawn from Lawing that he told distributors whom he contacted that he couldn't afford to pay rentals as high as formerly because of Crescent competition. Lawing also admitted that he had had some difficulty with the copyright owners on certain films bought for use at Brownsville which he showed in Whiteville without the necessary clearance. He claimed that this was settled without difficulty.

Lawing, in his testimony revealed that he was manager of the Royal Theater, Charlotte, N. C., before moving to Memphis to work for S. T. Meyer. When Meyer didn't "need me any longer" he moved with his family to Brownsville and open a theater, with ten shows operating in Paris, and for a time in Alamo and Whiteville. Four years later he sold out for $75,000.

E. W. Dozier, who followed Lawing on the stand, proved to be a former partner with Crescent Amusement Co. in a theater at Madisonville, Ky., during 1931 and a part of 1932 when he sold his interest to Crescent following a disagreement. His sales agreement, which was not produced, contained, according to his testimony, the provision that he would not operate a theater in Madisonville for 10 years. However, he did move over to Earlington, Ky., 3 or 4 miles from Madisonville, where he opened the Roxy.

Dozier claimed that, partly because of the fact that he would often show pictures at the Roxy ahead of Madisonville, K. C. Stengel, for Crescent, came to Earlington and took options on a lot for a theater in competition with the Roxy. Dozier testified that he offered to sell the Roxy for $16,000 but that Stengel would not talk about buying. A lease was then proposed at the rate of $185 monthly.

Coming to Nashville to discuss the matter with Crescent officials, the witness states he refused to sign the lease when he discovered that the other contracting party was the Rockwood Amusement Co. and not Crescent. He said that he asked for a financial statement of Rockwood and, not considering it as showing a favorable financial condition, he refused to lease unless Crescent or Sudekum would endorse the lease. Dozier testified that during the Nashville conference, he insisted that Crescent stay out of Earlington, a coal mining town. Not nearly so large as Madisonville. However, Crescent interests did purchase a site and erected the Earl Theater in 1937. The Roxy and the Earl were operated in competition until July, 1939, when, after negotiations with Tony Sudekum and R. E. Baulch in Nashville, Dozier sold the Roxy for $7,000. A condition to this deal was also the sale of Dozier interests in the Alhambra in Hopkinsville, Ky., for which he was paid $18,000. He testified that, 60 days after the sale, Crescent closed the Earl and operated the Roxy exclusively. Dozier is now in the real estate business exclusively.

REVIEWS OF NEW FILMS

"Parachute Battalion"

with Robert Preston, Nancy Kelly,
Edmond O'Brien, Harry Carey

RKO 75 Mins.

TIMELY, DRAMATICALLY EXCITING AND WELL-PLAYED, SERVICE STORY SHOULD CLICK.

(In RKO's First 5-Block)

Audiences generally should be keenly interested in this new RKO offering as it deals with a new branch of our Army, the parachute troops. It is a natural for exploitation as the whole world is conscious these days of parachute troops due to their prominence in the news from the European war fronts. In addition to exploitation and publicity angles, there is a solid cast of well-known players for marquee use.

Filmed with the co-operation of the Army's 501st Parachute Battalion, Fort Benning, Ga., where much of the material was filmed, picture has real authenticity. There is some splendid photography of actual jumps, with a sock thrill contained in the sequences where whole troops of these men jump from planes in formation. The story is well-worked out, the players are first-rate and the direction is able.

Leslie Goodwins directed and Howard Benedict produced, both men doing a first-rate job in their respective departments. Original story and screenplay was written by John Twist and Major Hugh Fite, Air Corps. Roy Hunt handled the cameras.

Preston, Miss Kelly, O'Brien and Carey are fine in the four lead roles, Preston, a wise guy, and O'Brien, vying for the attention of Miss Kelly, daughter of crusty officer Carey. Excellent characterizations are also turned in by Buddy Ebsen, Richard Cromwell, Paul Kelly and Robert Barrat.

Story opens with a number of men joining the Army's parachute troops, and takes them to Fort Benning. Training, life at the post, the feelings of the men and two-way play for Miss Kelly by O'Brien and Preston comprise the balance of the story, with the romantic stuff relegated to secondary importance by the more essential work at hand, training of the men. It is interesting throughout and should entertain any audience.

CAST: Robert Preston, Nancy Kelly, Edmond O'Brien, Harry Carey, Buddy Ebsen, Paul Kelly, Richard Cromwell, Robert Barrat, Erville Anderson, Richard Fielding, Selmer Jackson, Grant Withers, Jack Briggs, Walter Sande, Kathyrn Sheldon, Lee Bonnell, Robert Smith, Gayne Whitman, Douglas Evans, Eddie Dunn.

CREDITS: Producer, Howard Benedict; Director, Leslie Goodwins; Original Story and Screenplay, John Twist and Major Hugh Fite, Air Corps; Cameraman, Roy Hunt; Editor, Theron Warth.

DIRECTION, Able. PHOTOGRAPHY, Fine.

"Lady Be Good"

with Eleanor Powell, Ann Sothern,
Robert Young

M-G-M 111 Mins.

GERSHWIN MUSIC HIGHLIGHTS A TUNEFUL BUT LONGISH ROMANTIC COMEDY.

(In Metro's First Block)

Featuring some grand music, including the title song and "Fascinating Rhythm," by George and Ira Gershwin; "The Last Time I Saw Paris," by Jerome Kern and Oscar Hammerstein, II, and other good numbers of Roger Edens and Arthur Freed, "Lady Be Good" should be well received by the popular music devotees. Unfortunately the film, running nearly two hours, is overlong to the point of becoming monotonous at times. Fault is with the script which takes too much footage to tell of the marital troubles of a couple of pleasant people.

All of the cast do good jobs. Ann Sothern and Robert Young are a song-writing team that clicks before they are married and after they are divorced. Eleanor Powell has little to do until late in the picture when she does two of her tap specialties, a cute rehearsal number with a dog, and a full-scale Busby Berkeley routine. Lionel Barrymore is up to par as a judge, while John Carroll sings a couple of numbers and Red Skelton is a song plugger.

Yarn, which has no resemblance to the original legit. musical, tells of the song writing team that clicks in a small way until they are married. Then Young gets an enlarged head from attention paid him by the Park Ave. set; the girl walks out, and they are divorced. Teamed up again for song writing only, they turn out a best seller and are remarried, only to split up again when Young wants to play instead of working on a show they are writing. This time the judge refuses to grant a divorce and the couple is eventually brought together by their friends.

Musical numbers are interspersed throughout, with songs sung by Miss Sothern, Virginia O'Brien and Connie Russell, as well as Carroll, as the story moves through rehearsal rooms, night clubs, radio, etc. A typical Berkeley production number is spliced in near the finish.

CAST: Eleanor Powell, Ann Sothern, Robert Young, Lionel Barrymore, John Carroll, Red Skelton, Virginia O'Brien, Tom Conway, Dan Dailey, Jr., Reginald Owen, Rose Hobart, Phil Silvers, The Berry Brothers, Connie Russell.

CREDITS: Producer, Arthur Freed; Director, Norman Z. McLeod; Story, Jack McGowan; Screenplay, Jack McGowan, Kay Van Riper, John McClain; Musical Director, Georgie Stoll; Musical Continuity (for Eleanor Powell), Walter Ruick; Vocals and Orchestrations, Leo Arnaud, George Bassman, Conrad Salinger; Musical Numbers Director, Busby Berkeley; Art Director, Cedric Gibbons; Associate, John S. Detlie; Cameramen, George Folsey, Oliver T. Marsh; Film Editor, Frederick Y. Smith.

DIRECTION, Slow. PHOTOGRAPHY,, Good.

Atlanta's Second "Blackout" May Last

(Continued from Page 1)

yesterday, was deferred until July 21.

First "blackout" was lifted a week ago, but the period of normal current consumption cut into water reserves to the point that power company officials feel "rationing" necessary during the normally dry season if demands of the National Defense Program are to be met.

Theater fronts will again go dark here next Monday and power usage inside will be cut one-third. Radio stations will go on curtailed schedules or install their own generators. Night clubs will also be affected. Air conditioning will be cut.

Georgia Power Co. officials said the "blackout" must continue indefinitely through the Fall.

Dave Snaper Files Arbitration Demand

(Continued from Page 1)

York tribunal. Snaper contends that the 12-day clearance granted to first-run theaters in Asbury Park is unreasonable and asks that it be eliminated.

Named in the complaint, which is the 17th docketed here, are Loew's, Paramount, 20th Century-Fox and Warner Bros.

Kab Amusement Case to be Arbitrated on Thursday

Washington Bureau of THE FILM DAILY

Washington—The arbitration case of Kab Amusement Co., Washington, vs. Loew's, Inc., with Warner Bros., as intervenors is set for hearing Thursday. This case has unusual interest because attroneys Hayes and Sher formerly of the D of J, who aided in the New York equity suit preparation, represent Kab Amusement. Kab claims Warner theaters, Calvert, Uptown and Avalon, receive too much clearance over its Alavo.

Adam Hats to Telecast Six Ebbets Field Prize Fights

Adam Hats, major sponsor of radio prize fights in the broadcasting field, yesterday became the initial sponsor of the same type of entertainment via television when contracts were signed with NBC to telecast six prize fights from Ebbets Field, Brooklyn, beginning with the fight on July 22 when Red Burman and Melio Bettina meet in a scheduled 10-round fight.

Mrs. Morris Hess Dies

Mrs. Morris Hess, 72, mother-in-law of Budd Rogers died yesterday. Funeral services will be held tomorrow morning with interment at Mt. Eden Cemetery, Westchester. Mrs. Hess is survived by her husband, Mrs. Rogers, and two sons.

STEAL BACK
YOUR OWN
THUNDER!

We used to make the welkin ring with good, sound ballyhoo ... *and we sold pictures!* ⋆ ⋆ We used to lead the pack with striking, smashing advertising ... *and we sold pictures!* ⋆ ⋆ We used to paint the town red, yellow and green with gleeful, lusty, all-out exploitation ... *and we sold pictures!*

Advertisers in other lines followed . . . imitated us. Now they've got the habit that used to make money for us.

Steal back your own thunder! Make your theatre a show-place again. ⋆ ⋆ Hang out the glamour. Beat the drum. Smash through with smash advertising. Make movie-going a habit again.

Campaign your show. Campaign your theatre. Campaign your industry. Make the movies move toward the box-office again.

NATIONAL SCREEN SERVICE
ADVERTISING ACCESSORIES, INC.
NATIONAL SCREEN ACCESSORIES

***Steal back your own thunder!* And let the Prize Baby help you with the 3 Best Sellers in the Business!**

U. S. Studies Production:

Hollywood—Representatives of various Government agencies headquartering in Washington have been quietly studying the production setup, including personnel, to determine how it can be employed in event of war. A comprehensive report on the findings will be forwarded to the Capital within a few days.

JUL 21 '41

METRO-GOLDWYN-MAYER
READING DEPT.

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 11 NEW YORK, WEDNESDAY, JULY 16, 1941 TEN CENTS

UA TO LAUNCH CIRCUIT WITH 12 HOUSES

Deal in Work for Interest in String, Kelly Reveals; Eventual $6,000,000 Theater Investment in Prospect; Private Sources to Finance; Buckley to Head Setup

Entrance of United Artists into theater operation was announced yesterday by Arthur W. Kelly, vice-president, who returned Monday from Coast conferences. It is the plan of United Artists to acquire interests in established circuits and, in some cities, to build its own theaters.

Negotiations are now in work with an unidentified circuit for the acquiring of an interest in 12 theaters. Deals will call for a controlling and operating interest in most cases, although holdings as low as 25 per cent may be obtained.

Harry Buckley, now in charge of exchange operations, will head the theater enterprises, Kelly said. He further indicated that theaters may

(Continued on Page 8)

"Little Three" Begins to Figure in Crescent Trial

Documentary Evidence Bearing On UA and "U" Introduced at Hearing

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—The Government, with Robert L. Wright, special assistant to the Attorney General, doing most of the questioning, maintained the thread of testimony throughout yesteday's sessions of the anti-trust trial of the Crescent Amusement Co., charging a monopoly in film contracts and clearances involving

(Continued on Page 6)

New Warner Lineup Has Seven Musicals

Montreal—Recognizing the need for a greater amount of cheerful entertainment, Warners will have at least seven musical pictures on the 1941-42 program, it was indicated by Gradwell L. Sears, general sales manager, to the Canadian district meeting now in progress here.

Although complete details will not be announced until the national sales convention in Chicago starting July

(Continued on Page 6)

"U" Program to Jan. 1 Said Virtually Finished

West Coast Bureau of THE FILM DAILY

Hollywood—Universal has virtually completed its entire program for release to Jan. 1, a situation unprecedented in company history, it

(Continued on Page 5)

Editorial

Defense Pix

. . . and screen time

By CHESTER B. BAHN

SIGNS are multiplying that exhibition may face, if indeed it does not already face, a serious problem as a result of the ever-increasing demands upon theater owners and operators for screen time in the interest of the National Defense Program.

The problem, as it is defined both in the flow of correspondence across the editor's desk and in comment made personally by showmen and officers of exhibitor organizations finding their way to New York, arises in part from the profusion of subjects loosely grouped as "defense" films and in part from the character and entertainment quality of some of the subjects for which screen time is sought.

The various division of the Motion Picture Committee Co-operating for National Defense are functioning with commendable efficiency, and the program committee charged with the selection of films to be released by the National Committee espe-

(Continued on Page 2)

Papayanakos Wins Clearance Award

Albany—Alex Papayanakos, vice-president of the company operating the American Theater, Canton, won a clear decision in the first two local arbitration cases, decided yesterday by Morton Hall, arbitrator, who said

(Continued on Page 5)

Lack of Interest Seen in Tradeshows

Apparent lack of interest in tradeshows was indicated yesterday as reports from the field revealed that RKO's second screenings were disappointingly attended. There was some talk in cities where M-G-M also held showings on Monday that it might be wise to transfer the screenings from theaters to preview rooms unless attendance picked up.

In New York yesterday 38 representatives of circuits and independent theater owners attended the screening of RKO's "Here is a Man."

Late reports on Monday's show-

(Continued on Page 8)

Federal Daylight Saving Law Asked by Roosevelt

Washington Bureau of THE FILM DAILY

Washington—Enactment of a national daylight saving law was asked of Congress yesterday by the President who, at the same time, re-

(Continued on Page 5)

Gordon-Goetz May Do 2-3 Annually for UA

Deal whereby Max Gordon and Harry Goetz would become producers for United Artists is now pending, it was stated yesterday by Arthur Kelly, vice-president. Kelly

(Continued on Page 6)

Theater-Newspaper Survey On Pix Tastes, Allied Plan

Plans for Allied's survey to determine the public's tastes in pictures were discussed at a meeting

(Continued on Page 8)

Half of Fans Lost at Age 40

Cater More to Public's Tastes, Advises Dr. List

Fifty per cent of the nation's theatergoers cease to be regular patrons when they reach the age of 40, according to Dr. J. S. List, consulting psychologist, who contends that 75 per cent of the patrons are lost to the theater when they reach 60 and 98 per cent at the age of 70.

Dr. List bases the figures on a

(Continued on Page 5)

Counsel for SCG Charges "Intimidation" by Bioff

George Bodle, attorney for the Screen Cartoonists Guild, yesterday demanded the arrest of Willie Bioff for alleged intimidation of witnesses in a telegram to U. S.

(Continued on Page 6)

5-Minute Breathers In F & M Theaters

St. Louis—Fanchon & Marco has inaugurated five-minute "breathers" in its first-run houses—Ambassador, Fox, Missouri and St. Louis—lights being turned on so that the patrons can stroll about the house, smoke in the lounge rooms and, of course, visit the candy concessions, etc.

"Movie Vacation" Copy in N. Y. Post

The "Movie Vacation" plan, conceived by the Philadelphia Bulletin, was adopted yesterday by the New York Post which used the Philly institutional copy "as is" on Page One. Credit for the enlistment of the Post goes to Joe "Fabian" Lee of Brooklyn, who did the missionary work some two weeks ago.

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. 1. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Tuesday, July 15)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	26⅛	26	26	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10⅜	10⅛	10⅜	.....
East. Kodak	139¾	139½	139¾	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	13½	13¼	13½	+ ¼
Loew's, Inc.	32	31¾	31¾	— ⅛
do pfd.	....	....	....	.....
Paramount	12⅛	11⅞	11⅞	— ⅜
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	11⅜	11	11	— ⅜
Pathe Film	12	11⅝	11⅝	— ⅜
RKO	3⅜	3⅜	3⅜	+ ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	6⅜	6¼	6⅜	+ ¼
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅛	4	4⅛	.....
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	94¼	94⅛	94¼	.....

NEW YORK CURB MARKET

Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	3-16	3-16	3-16	+1-32
Sonotone Corp.	1⅞	1⅞	1⅞	.....
Technicolor	9⅝	9⅜	9⅝	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	6¾	6¾	6¾	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	61½	65
Roxy Thea. Bldg. 4s 1st '57	57	60

Bonded Film Storage Corp.
LOWEST RATES
TWICE A DAY DELIVERY SERVICE
SAFETY - SECURITY
1600 BROADWAY N.Y.C.
CIRCLE 6-0081-2-3-4
STORAGE R C A PROJECTION ROOM FILM EXCHANGE DISTRIBUTION SERVICE

Defense Pix
. . . and screen time

(Continued from Page 1)

cially merits, and has, the confidence of all exhibition.

o

YET the uneasiness manifested by showmen is understandable. As the defense program's tempo increases, there is certain to be pressure exerted for more and more screen time, both by Government agencies, existent and yet to be established, and those which are semi-public or private in character. It will be difficult to withstand all pressure, particularly should the United States actively enter the war.

The entire industry, of course, is patriotically resolved to do its bit; indeed that is so patent that it scarcely calls for statement here. But if it is to fill its prescribed role, the building and sustaining of national morale in this new type of war, "the war of nerves," there must be no diminishing of entertainment on the screen —and nothing on the screen to discourage attendance.

If defense subjects, whatever their nature, are to fulfill their mission, their message must—and the word well might be in caps—be entertainment-coated. If it isn't, it's a 100-to-1 shot that it will not only miss fire, but definitely irk the audience. For it must be remembered that the audience has paid, not for a message, but for entertainment.

That is why one picture like Jesse L. Lasky's "Sergeant York" actually is worth a hundred or more clips or trailers in furthering today's great national program.

o

AS to audience reaction to defense footage, a mid-Western exhibitor leader, in New York yesterday, contributed this sidelight. Reporting audiences there restive when special reels were holding the screen, he observed that with some 26 per cent of current newsreels being devoted to defense program developments, theatergoers were surfeited.

Still another slant was recently brought to the fore by Abram F. Myers, general counsel of national Allied, who said bluntly, "It is proper to inquire whether the volume of subjects dealing with war and preparedness for war is not hurting the national morale by denying to the public one of the few remaining avenues of escape from the horror war?"

Myers cited the case of a man with two sons in the Army, who has given up the movies for baseball, with the explanation, "There must be some retreat from my thoughts. After all, they are taking chorus girls to the training camps to help the soldiers forget."

Which in turn points up the fact that there are 1,400,000 men now in the U. S. Army, and presents the very pertinent question, How many of their kin folks feel the same way about it?

Dorothy Comingore Returning

West Coast Bureau of THE FILM DAILY

Hollywood—Dorothy Comingore, suspended by RKO for refusing to appear in "Week-End for Three", returns to the studio next month for a role in "Valley of the Sun."

Edwin L. Marin, M-G-M Part

West Coast Bureau of THE FILM DAILY

Hollywood—Edwin L. Marin and M-G-M have parted company after seven years, reportedly due to Marin's dissatisfaction with his assignments.

Single Feature Experiment Clicks in Chicago Houses

Chicago—Essaness circuit's experiment with single features in six houses is proving successful, according to Prexy Emil Stern, who says that if there is no flareback, the policy will be adopted permanently for the Summer. Extension of the policy to other situations is also possible.

The Schoenstadt circuit's tryout of a similar policy at the Piccadilly also is termed "satisfactory thus far" to Reuben Schoenstadt, and its permanent adoption is in prospect.

Schoenstadt personally has assumed the circuit duties of the late Joseph McCune.

Fox Wisconsin Tries Singles In Nine Wisconsin Situations

Milwaukee—Fox Wisconsin Amusement Corp. has inaugurated single feature policies in its Fox in Stevens Point; Myers in Janesville; Strand in Manitowoc; Orpheum in Green Bay; Brin in Menasha; Wausau in Wausau; Odeon in Beaver Dam; Fond du Lac in Fond du Lac, and the Fox in Marinette. In the latter house, the single policy will operate only Sundays, Mondays, Tuesdays and Wednesdays.

The circuit is also admitting all non-commissioned service men in uniform at one-half the prevailing admission price at all its houses.

Pascal to Start Canadian Pic on Return from U. K.

Gabriel Pascal has made "all necessary arrangements" for the film rights to Paul Gallico's Saturday Evening Post story, "The Snow Goose" and production will be started in Montreal on Pascal's return from England, a representative of the producer told THE FILM DAILY.

Pascal left yesterday, via Clipper, for Lisbon. He will proceed to London for conferences with G. Bernard Shaw before returning to North America.

Discount Squawks Army's Films Are Too Ancient

Washington Bureau of THE FILM DAILY

Washington—Fresh complaints that films reaching Army camp theaters are "old" are discounted in Army circles here.

Army officers commented yesterday that Army theaters of necessity run on subsequent schedules; that this sometimes causes boys from New York and other big cities at first to find in camps films that are "old" to them; but that this difficulty disappears after a month or so in camp.

Goldwyn Pacts Oscar Homolka

West Coast Bureau of THE FILM DAILY

Hollywood—Samuel Goldwyn has signed Oscar Homolka for a role in "Ball of Fire."

COMING and GOING

JOE HUMMEL, Warner foreign department executive, arrived this week in Trinidad from Rio. He leaves from there shortly for Porto Rico and New York.

MONTY WOOLEY arrives in Hollywood tomorrow.

PRISCILLA LANE arrives here from the Coast the first part of next month.

JEROME JACKSON, head of the Jackson circuit, has left Cincinnati for a Canadian vacation.

PETE J. WOOD, secretary of the ITO of Ohio, is at the Warwick.

ED KUYKENDALL is in town for a few days.

WILLIAM RAYNOR, publicity director for PRC, is here from Hollywood for a three-week stay.

ARTHUR W. EDDY and **MRS. EDDY** are stopping at the Algonquin.

MARGERY ADAMS, critic on the Boston Globe, **PEGGY DOYLE** and **MARGARET DOWNEY**, Boston American film editors, are visiting in Chicago.

ANDY SMITH, JR., was in Albany yesterday for RKO's tradeshow.

Can't Impose License Fee On Outdoor Movies in Ind.

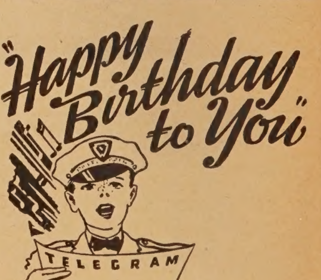
Indianapolis—George N. Deamer, Indiana Attorney General, holds in an opinion that outdoor movie entertainment provided by portable equipment is not within the provisions of the 1937 law licensing and regulating motion picture theaters.

The opinion given to Clem Smith, State Fire Marshal, asserts the 1937 law's intent is to regulate structures as a safety measure and that fees are established on the size and capacity of building.

The Attorney General pointed out that in many cases outdoor movies are free and are sponsored by merchants in the communities in which they are shown and that it would be difficult to fix a license fee on an audience capacity basis.

M-G-M District Managers Meet in Chi. Saturday

Chicago—Metro district managers will meet here Saturday at the Blackstone Hotel with William F. Rodgers, general sales manager, presiding.



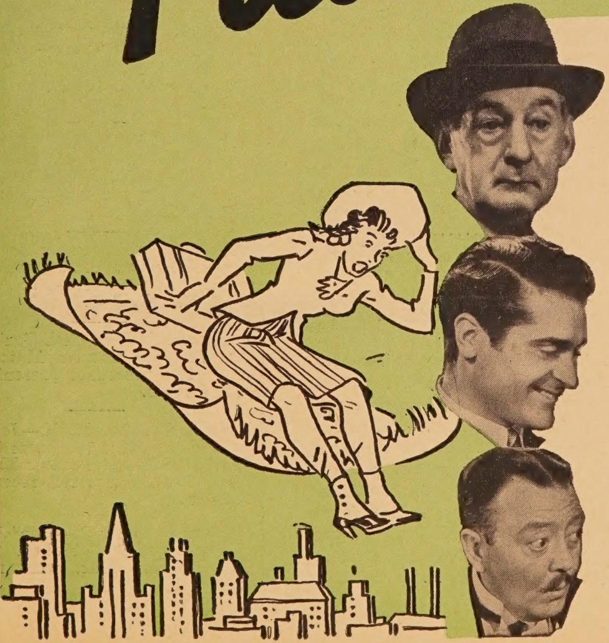
Barbara Stanwyck
Ginger Rogers
Ona Munson

Ilona Massey
Mary Philbin
Gus Harris

ONE LONG LAUGH!

Funnier than "Scatterbrain" . . . gayer than "Sis Hopkins" . . . here is the summer show that will make your theatre a crowded vacationland.

Puddin' Head



JUDY CANOVA

FRANCIS LEDERER

Raymond Walburn • "Slim" Summerville
Eddie Foy, Jr. • Astrid Allwyn
Alma Kruger • Hugh O'Connell
"Chick" Chandler
Joseph Santley—Director
Screen play by Jack Townley and Milt Gross
Original story by Jack Townley

A REPUBLIC PICTURE

Wobber to Outline Policies Tomorrow

West Coast Bureau of THE FILM DAILY

Hollywood—Twentieth-Fox's sales policies for 1941-42 will be outlined to the sales convention at the Ambassador Hotel here tomorrow afternoon by Herman Wobber, distribution chief, who formally opens the three-day session this morning.

On today's program are Hermann Place, chairman of the executive committee; Joseph M. Schenck, Darryl F. Zanuck, Irving Maas, Ben Miggins and C. V. Hake. Zanuck this afternoon will introduce an array of stars, directors and producers to the delegates, who also will preview "Sun Valley Serenade" and "Charley's Aunt" during the first day.

Tomorrow morning, addresses are carded by Truman H. Talley, W. J. Clark, Paul Terry, William Sussman, William Kupper and M. A. Levy, the latter distributing the Kent Drive awards. On the afternoon's program will appear, in addition to Wobber, Charles E. McCarthy, Harry Brand, William C. Gehring. Pix set for screening tomorrow are "Wild Geese Calling" and "Belle Starr."

Friday morning the delegates will see a screening of rushes of "A Yank in the R.A.F," "Week-End in Havana" and "How Green Was My Valley," all currently in production. Following the screening, they will assemble to hear addresses by Felix A. Jenkins, Fred Pride and John Caskey, who will explain the legal angles of the consent decree and its anticipated effect on the company's sales policy. Theater operations will be the theme of addresses by Spyros Skouras and Charles Skouras. The afternoon session will be devoted to a visit to the studio.

Delegates will leave Saturday aboard the same special trains which brought them to the West Coast, returning to the two central assembly points of New York and New Orleans.

Passport Curtailment Delays Milder's Trip

Further curtailment of passports on traffic to Europe, occasioned by urgency of the international situation, has compelled Max Milder of Warner Bros. to remain in New York for possibly two more weeks instead of taking yesterday's Clipper for Lisbon.

STORKS!

Cleveland—Eddie Brauer, M-G-M salesman, is the father of a 6½-pound baby girl.

Cincinnati—Metro's Mike Berger is father of a baby boy, the second in the Berger family.

ALONG THE RIALTO

with Phil M. Daly

▼ ▼ ▼

● ● ● DECIDEDLY unique......and certain to be a nifty attention-getter......is that lobby display......with which Loew's Criterion......is plotting to publicize......the British-made "The Stars Look Down"......that Metro is releasing on this side......The display scheduled to hit blase Broadwayites......smack in the eyes......a week from today......features a seven-foot metal and steel tank......through which will roar......one hundred tons of water......every 15 seconds......With a shatterproof glass front......the tank will have coal realistically embedded in cement on the sides and rear......while inside will be depicted......one of the pic's most gripping scenes......in which a group of Welsh miners......are trapped deep in a vein......and are suddenly engulfed......by an avalanche of water......In the display......the figures of the miners will be painted on heavy metal......and riveted to the tank's floor......A specially contrived and complicated...... lighting system......utilizing 13 powerful spots......will send a stream of amber, green, red and blue lights......sweeping dramatically......over the tragic scene......It's a new seasonal high in lobby exploitation......to say the very least......

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● ● ● *THERE'S right smart showmanship......in the 1941 edition......of B & K's display copy......keyed to air-conditioning......now appearing in Chicago dailies......Copy pictures a gent obviously......at his wit's end......thanks to "War, Nazis, Taxes, Draft, War, Heat, Axis, War, Fascists, War"......(to quote the ad)......Then the B & K cheering promise of surcease......"Forget it! Relax and refresh yourself......in Balaban & Katz theaters......Here's peace from every day conflict, for jittery nerves and weary minds and bodies......Here's Real Democracy......where the high and the low......the rich and the poor enjay the same comforts, the same joys side by side and as one......Attend Balaban & Katz Air-Conditioned Theaters......*

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● ● ● SIFTINGS......Irving Ludwig, formerly assistant manager at the Rialto......has a hit of his own......He's managing his nephew, Dickie Ludwig......16-year-old ventriloquist......and a Roxy headliner. . . ● J. J. Ruben, Great States circuit exec.......is presenting a farm property......to the Chicago Boys' Club. . . ● Frank Buck, whose "Jungle Cavalcade"......is in its second week at the N. Y. Palace......makes his 100th relief p.a. tonight......when he voices an American Red Cross appeal......on the Newark Bears' diamond......prior to the night game there. . . ● Harry Young, recently promoted to the managership of Universal's Cincy branch......was presented with an electric clock......at a testimonial dinner......tendered by the Columbus, O., Variety Club. . . ● Another largely attended testimonial affair......out Ohio-way......was the Cincy dinner Monday for Peter Rosian......newly appointed Universal district manager......

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● ● ● *MORE siftings......J. J. O'Leary, general manager of the Comerford circuit......will be in charge of the annual Comerford Day program tomorrow......at the Scranton Boys' Club-Big Brothers Camp......at Dunn Lake, Pa.......The idea originated with the late M. E. Comerford......and the circuit is carrying on. . . ● Warren A. Slee, Metro exploiteer headquartering in Detroit......has been appointed by Michigan's Gov. Murray D. Van Wagoner......to direct the State's Theater Aluminum Matinee Drive. . . ● The Museum of Modern Art yesterday opened......two new exhibitions......one of National Defense Posters......the second, Masterpieces of Picasso. . .*

Para. Problems Up At Partners' Parley

Shawnee-on-Delaware, Pa.—Paramount theater partners discussed current problems and swapped ideas yesterday at the first sessions of a four-day get-together at the Buckwood Inn. Partners, associates and home office executives are in attendance.

Those present include:

John O. Adams, Dallas; John Balaban, Chicago; Tracy Barham, Cincinnati; Abe, Ray and Myron Blank and Ralph Branton, Des Moines; Harry Davis, Salt Lake City; John J. Fitzgibbons, Montreal; John J. Ford, Boston; Harry French and John Friedl, Minneapolis; B. B. Garner, Lakeland, Fla.; Nate Goldstein, Springfield; Julius Gordon, Beaumont, Tex.; Karl Hoblitzelle, Dallas; Earl J. Hudson, Detroit; William K. Jenkins, Atlanta; Fred Kent, Jacksonville; H. F. Kincey, Charlotte; M. A. Lightman, Memphis; Arthur Lucas, Atlanta; M. J. Mullin, Boston; Harry Nace and Harry Nace, Jr., Phoenix; R. J. O'Donnell, Dallas; J. J. O'Leary, Scranton; Hunter Perry, Charlottesville; Sam Pinanski, Boston; George Planck, Cincinnati; E. V. Richards, New Orleans; Harry Royster, Poughkeepsie; Frank Rogers, Jacksonville; Harold Robb and Ed Rowley, Dallas; J. J. Rubens, Chicago; M. C. Talley, Lakeland; R. B. Wilby, Atlanta, and William K. Hollander, Chicago.

Home office contingent embraces Leonard H. Goldenson, Sam Dembow, Jr., Leon Netter, M. F. Gowthorpe, Walter Gross, Bob Weitman, Eddie Hyman, Robert J. Powers.

"Aluminum Matinees" In 70 St. Louis Houses

St. Louis—Upwards of 70 film theaters in St. Louis and St. Louis County plan to hold special "aluminum matinees" on July 23. It is anticipated that eventually about 100 theaters in St. Louis and St. Louis County will participate.

WEDDING BELLS

Chicago — Ervin Sedlack, Warners' Hamilton Theater executive, and Mabel Mehmert, of Warners' Grove Theater, will be married Saturday.

Detroit—Bill Hanmer, head shipping clerk of 20th Century-Fox, married Phyllis Turner, RKO inspectress. They are honeymooning in northern Michigan.

Florence Fineman, secretary to Rutgers Neilson, RKO publicity director, will be married about Aug. 15 to Nat Cookler.

Cincinnati—Twentieth-Fox's Florence Simpson married Milton Roberts. The personnel presented her with a radio.

North Conway, N. H.—John Edward Merrifield of the North Conway Theater staff and Frances Elizabeth Gleason were married recently in Danvers.

Bowling Green, O.—Patricia Ellis and George T. O'Malley, Kansas City business man, were married here.

Papayanakos Wins Clearance Award

(*Continued from Page* 1)

the clearance complained of was unreasonable.

Papayanakos complained in his proceedings against Warner Bros., and RKO, over the 14-day clearance enjoyed by Schine's Strand in Ogdensburg

Hall, in revoking all existing clearance in his decision, cited the admission prices of the two theaters were virtually the same and mentioned that photos do not show any marked dissimilarities, although the Schine theater is obviously larger.

Continuous double-feature policy of the Schine house was mentioned, plus its playing Bank Night, Ten-O-Win and Bingo. American Theater, Canton, it was stated, had discontinued Bank Night and Bingo some time before complaints were brought.

Fact that Ogdensburg has no clearance over Potsdam and Gouverneur, lying approximately the same distances from city as Canton was cited. Cost of proceedings are to be paid by RKO and Vitagraph.

Abe Garbos Loses Clearance Case Against Five Distribs.

Boston—John Daly, arbitrator in the clearance case brought by Abe Garbos against the five consenting companies, ruled against the complaint in a decision handed down here.

Daly decided that clearance was well established in the Fitchburg, Gardner and Athol areas and that Garbose, who operates the Yorke Theater, Athol, had no just cause for complaint.

In so deciding, Daly said that no considerable amount of patronage was drawn from one of these cities to the others and cited the fact that Fitchburg is 25 miles from Boston, Athol 14 miles west of Gardner and the latter town 13 miles West of Fitchburg so that there was no actual grievance to be adjusted.

Decision in Lewis's Mission Playhouse Case

West Coast Bureau of THE FILM DAILY

Los Angeles—An arbitrator in a dispute between exhibitors and distributing companies has the right to determine when exhibitors may obtain first-run pictures under the terms of the consent decree but has no right to rezone theater areas, according to the decision made by Herbert Cameron, arbitrator, in the case between O. W. Lewis, owner of the San Gabriel Mission Playhouse, and several major distributing Companies.

R. F. Kuhns, Attorney Lawn Theater Arbitrator

Chicago—Richard F. Kuhns, well known attorney here, was named arbitrator for the Lawn Theater case which gets under way July 29.

Half of Fans Lost at Age 40

Cater More to Public's Tastes, Advises Dr. List

(*Continued from Page* 1)

thorough study of polls and surveys and he lays the blame for the diminishing market to a lack of understanding of adult tastes on the part of the producers and the failure of exhibitors to cultivate their publics.

Having worked for many years with Parent-Teacher associations and having been retained by the Quaker Oats Co. to pass on the script of the Dick Tracy radio serial to insure juvenile appeal and parents' approval, Dr. List believes he is in a position to understand the reasons for the lost patronage.

Fail to Interest Public

The majority of theaters, both independent and affiliated, have failed to capitalize on their ability to get people interested in making their neighborhood shows a community meeting place, he asserts. Most theater managers, Dr. List said yesterday in an interview, are not paid high enough salaries nor are they sufficiently trained to do anything more than look after the welfare of their theaters. Greater contact with their publics would keep more than 50 per cent of adults interested in the movies long after they pass the age of 40, he insisted.

Dr. List, who has addressed Ampa on several occasions, expressed the opinion that representatives of the civic organizations and Parent-Teacher groups should be invited to the tradeshowings which got under way this week. He said it would be a wise policy to take the parents in as "partners" so that they can create interest in forthcoming product through verbal contacts.

Sees Correction Possible

His theory that half the theater fans lose interest in pictures after 40 could be corrected, Dr. List said, if greater attention were paid to tastes of all ages. This, he admitted, would be a difficult task and yet he insisted that psycho-analysis of a story in advance would insure its acceptance by the public as a whole.

In this respect, Dr. List said that the radio industry was a step ahead of motion pictures, declaring that sponsors, advertising agencies and stations carefully diagnose their programs before putting them on the air so that as much mass appeal as possible can be obtained.

FDR Asks Federal Daylight Saving

(*Continued from Page* 1)

quested the Governors of eight Southern states by letter to proclaim daylight saving immediately if legally possible.

The letters went to the Governors of Alabama, Virginia, Tennessee, North and South Carolina, Georgia, Mississippi and Florida.

In letters to Vice-President Wallace and Speaker Rayburn, the President asked for legislation to provide daylight saving time "upon such a regional or national basis, and for such part, or all, of the year, as he might deem necessary in the interest of our national defense."

The President said that the effects of year-a-round daylight saving would result in a probably annual reduction of 736,282,000 kilowatt-hours in the use of electricity.

Speaker Rayburn said he had always been opposed to national regulation of daylight saving, believing this was properly a matter for the states to settle, but that in view of threatened power shortage he does not see how Congress can deny the President's request.

"U" Program to Jan. 1 Said Virtually Finished

(*Continued from Page* 1)

was announced by the studio yesterday.

Already completed or before the cameras, with but one or two exceptions, are 27 features which reach U. S. theaters from August through December. This includes 24 pictures for the 1941-42 season which starts Sept. 1.

Universal's announcement is all the more spectacular in view of the Company's previous revelation, two weeks ago, that a total of 32 feature films for the new season will be ready for delivery, or in the cutting rooms, by Sept. 1. It was pointed out that this places Universal in an unsurpassed position to pick appropriate release dates for its product.

"U" will wind up the 1940-41 season by releasing "Hold That Ghost" Abbott-Costello starrer, and Frank Lloyd's "This Woman is Mine" next month, and will herald the advent of the new season in September with "Badlands of Dakota," super-western. To follow in Autumn and early Winter are "Unfinished Business," "Almost an Angel," "Hellzapoppin," "Appointment for Love," "The Great Man," "Ride 'Em Cowboy" and "They Lived Alone," among others.

JOAN:
Bonelli shot first, Sheriff—I saw him—Hurricane had to shoot to defend himself.

HURRICANE SMITH
RAY MIDDLETON • JANE WYATT
Harry DAVENPORT • J. Edward BROMBERG
Henry BRANDON
BERNARD VORHAUS—Director
Screen play by ROBERT PRESNELL
Original story by CHARLES G. BOOTH
A Republic PICTURE

Gordon-Goetz May Do 2-3 Annually for UA

(*Continued from Page* 1)

said that under the terms of the proposed deal, Gordon and Goetz would make a minimum of two pictures and a maximum of three yearly for the next three years.

Because of their experience as Broadway producers, Gordon and Goetz would also be called upon to produce legitimate plays which would later be transferred to the screen.

"The American Way" is likely to be one of the pictures to be made by the pair, Kelly said.

Kelly said that contracts calling for David O. Selznick and Frank Capra to become owner-members of the company have been completed but that other members had not seen them in order to give approval. Issue is expected to be settled shortly on the Coast.

Titles of 18 pictures to be released by UA this season were revealed by Kelly yesterday. These do not include contributions by Selznick and Capra who will deliver two each a year if the deal is closed. Capra has one story in mind. Selznick has three, one of which is untitled. The other two are "Claudia" and "Jane Eyre."

Forthcoming product include: two from Alexander Korda, "Lydia" and "The Jungle Book"; four from Walter Wanger, "Sundown," "Eagle Squadron," "To Be or Not to Be" and one western; five from Edward Small, "International Lady," "Twin Beds," Shirley Temple in "Little Annie Rooney," "Heliotrope" and "My Official Wife"; one from David Loew-Albert Lewin, "The Mating Call"; one from Richard Rowland, "A Man's Man"; one from Arnold Pressburger, "Shanghai Gesture"; two from Garbriel Pascal, "Major Barbara" and "The Snow Goose"; one from William Sekely, "New Wine" and a British picture, "Three Cockeyed Sailors." Hal Roach will deliver 10 streamlined features, two of which are completed.

Kelly said that a deal with the Ealing studios in England would bring over three of eight British productions. First will be "Ships With Wings," based on the exploits of H.M.S. Ark Royal.

Sol Lesser is expected to make "Strange Victory." Deal for this one is still in work.

Canada Rations Gas

Ottawa — Canada yesterday announced a gas rationing plan by which the sale, delivery and distribution of gasoline and oil to autoists is prohibited from 7 p.m. to 7 a.m. weekdays and for all of Sunday effective today. At the same time the Government called upon motorists to reduce their use of cars 50 per cent.

Name Little 3 At Crescent Trial

Exhib.-Exchange Letters Are Introduced

(*Continued from Page* 1)

film distributors and Crescent or its affiliates.

Actual documentary evidence of involvement of United Artists and Universal in the alleged illegal transactions in pictures were introduced yesterday for the first time while William Pope Miller, manager of the Rogersville, Tenn., theater, which is owned by Rockwood Amusement Co. was on the stand. Miller, questioned by Wright, testified that, after being in the theater business since 1917 he built the Palace in Rogersville, as an independent operator, in 1933. Cumberland Amusement Co., Crescent affiliate, built a competing house in Rogersville, (which had a population of 1600) in 1936.

Tells of Decreased Attendance

The witness told of the decrease in attendance at the Palace as a result of the competition resulting, in 1938, in his selling his house to the Rockwood Amusement Co., which had taken over the other theater in the meantime. Miller was made manager of the Palace and has since continued in that capacity.

The vital part that letters and contract documents, etc., are playing, and will continue to play, in the Government's efforts to convict the several defendants of violating the anti-trust law was particularly demonstrated in the testimony of Miller when Wright, during the examination, introduced letters, applications, and contracts passing between the witness and distributors' exchanges (including United Artists and Columbia in Atlanta, Ga., between the time the competing theater was erected in Rogersville in 1936 and Miller sold the Palace to his competitor in 1938.

"Bought Any Pix We Could Get"

Concerning the pictures that he was able to contract for during this period, Miller declared: "We were buying anything we could get hold of to fight our competitors and stay in business." In 1937, he rented what he described as "old pictures" and was questioned in minute detail by Wright certaining his efforts during this period to get pictures.

By this testimony the Government attorneys proposed to show that distributors withheld pictures from the Palace and sold them to the compeing house at rentals less than Miller offered to pay.

E. W. Dozier, who went on the stand before noon Monday, was questioned for hours by Government attorneys and then subjected to a gruelling cross-examination by George H. Armistead, Jr., for the defense. He was questioned exhaustively concerning his relations with Crescent Amusement Co., first as a partner with the defendant at Madisonville, Ky., and then as a competitor at nearby Earlington, Ky.

Dozgier Cross-Examined

One statement made by Dozier on cross-examination was to the effect that he had told a representative of M-G-M, in discussing renewals of certain film contracts, that he could not afford to pay as high rentals for films after the Earl was built by Crescent in competition with his Roxy.

Dozier was also carried over again a conversation with Tony Sudekum in which the president of Crescent had said Earlington, Ky., was to small for one theater and yet had later approved the opening of the Earl with Dozier's Roxy already in operation.

Dozier came back to the stand at the opening of court yesterday morning for completion of the cross-examination.

Overlooked as being present for the hearing several days last week was Henry Griffin, Oklahoma City, attorney for the Griffith interests. Both he and J. Myer Schine and his attorney indicated their probable return for further observations at the hearing.

Counsel for SCG Charges "Intimidation" by Bioff

(*Continued from Page* 1)

District Attorney Mathias F. Correa. While Correa withheld formal comment on the telegram, his office intimated that no steps would be taken unless proof was forthcoming that witnesses claimed to be molested were those involved in the extortion suit against Bioff and George E. Browne.

The U. S. District Attorney's office is inclined to believe that Bodle's charge was confined to persons involved solely in the union battle with the Walt Disney studio. Bodle's demand is based on instructions from Federal Judge John C. Knox that any attempt at intimidation would bring forth the immediate arrest of Bioff. Meanwhile, it was stated, Correa was investigating the charge with a promise to act if warranted.

Move for Joint Support Of SCG in Disney Strike

Delegates from professional unions and other organizations will meet at the invitation of the New York SPG at the Hotel Piccadilly today to formulate plans for joint active support of the Screen Cartoonists Guild of California in the latter's strike against Walt Disney.

Among those attending the meeting will be representatives from the Screen Readers Guild, New York Newspaper Guild, United Office and Professional Workers of America, League of Women Shoppers, United American Artists and the SPG.

New Warner Lineup Has Seven Musicals

(*Continued from Page* 1)

28, it was learned that in addition to the nearly completed "Navy Blues," musicals will include "A Night at Tony Pastor's," "Here Come the Girls," and "Sing, Baby, Sing," "Rhapsody in Blue," "New Orleans Blues," "Yankee Doodle Dandy," in which James Cagney will portray George M. Cohan. also more or less in the musical category. The list probably will be amplified later.

Sears and Carl Leserman, assistant general sales manager, also outlined six big Broadway hits on the new program—"The Corn is Green," "Arsenic and Old Lace," "Old Acquaintance," "The Man Who Came to Dinner," "The Male Animal" and "George Washington Slept Here," with others in process of negotiation. At least a dozen important novels, including recent leading best-sellers, likewise are on the schedule.

The sessions continue today and tomorrow.

Einfeld and Blumenstock Call Pre-Convention Ad Meet Here

A pre-convention advertising and public conference, to discuss "Sergeant York" roadshowings and other forthcoming product, will be held by Warners at the Hotel Astor starting Monday and continuing until Friday when the delegates depart for the annual sales meet in Chicago.

S. Charles Einfeld, director of advertising and publicity, and Mort Blumenstock, in charge of advertising and publicity in the East, will conduct the local ad sessions. Mitchell Rawson, Eastern publicity director, and Lee Blumberg, head of the field exploitation staff, will assist.

Field men attending will include: Bill Brumberg, Washington, D. C.; Monroe Rubinger and Jack Yergin, Chicago; Jack Goldsmith, Atlanta; Bill Lewis, Dallas; Sam Clark and Martin Weiser, Los Angeles; Phil Engel, New York.

In addition to the "York" roadshowings, product to be discussed includes "Dive Bomber," "One Foot in Heaven," "Navy Blues" and "The Prime Minister."

TO THE COLORS!

Harrisburg, Pa.—Robert Wistrand, m. p. columnist for The Evening News, was inducted into military service Monday.

Rochester—Staff Sergt. Lynn Wall, formerly at Eastman Kodak Company, now serving Uncle Sam, is in charge of correlating aerial photography instruction.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"My Life With Caroline"

with Ronald Colman, Anna Lee, Charles Winninger

RKO 81 Mins.

FROTHY COMEDY SHOULD BE PLEASING ENTERTAINMENT FOR AVERAGE AUDIENCES.

The average audience should be pleasantly entertained by this comedy. It is light, frothy and flimsy with a highly improbable story, but lavish settings, a highly able cast, good direction and a smooth pace keep it moving without any letdowns. Picture is exploitable and boasts Colman, Winninger, Gilbert Roland and Reggie Gardiner for marquee purposes in addition to Anna Lee, attractive English actress making her bow in an American-made picture.

Lewis Milestone produced and directed, with the picture a United Producers production. William Hawks served as executive producer. Milestone deftly handles the players and situations involved, getting amusing results. John Van Druten and Arnold Belgard wrote the screenplay from a play by Louis Verneuil and Georges Berr. The story could have been a little more solid, with its drawback an attempt to extract more humor than can be gotten from one situation. All in all, though, with the material at hand it is a workmanlike job which produces pleasing results.

Colman is smoothly efficient as the understanding husband. Miss Lee registers as his attractive and slightly foolish wife. Gardiner and Roland are effective as suitors for Miss Lee's hand, and Winninger is amusing as her father, only intersted in making sure he is comfortable no matter who she is married to, although he rather likes Colman. Other members of the cast are helpful.

Story deals with Colman's intelligent handling of his wife to prevent her running off with first, Gardiner, and then Roland. The results are entertaining and amusing, with Colman winning his point in smart style.

CAST: Ronald Colman, Anna Lee, Charles Winninger, Reginald Gardiner, Gilbert Roland, Katherine Leslie, Hugh O'Connell, Murray Alper, Matt Moore.

CREDITS: Executive Producer, William Hawks; Producer and Director, Lewis Milestone; Screenplay, John Van Druten and Arnold Belgard; Based on a play by Louis Verneuil and Georges Berr; Cameraman, Victor Milner.

DIRECTION, Good. PHOTOGRAPHY, Good.

Loew Men to Hear Talks On New Booth Equipment

Two educational lectures on new booth equipment will be heard by projectionists, district managers, managers and assistant managers of Loew's Greater New York Theaters at Loew's Ziegfeld, at midnight tomorrow. Speakers will be J. E. McAuley, who will talk on the Peerless HyCandescent projector lamp, and John Krulish, of tht International Projector Corp. service dept., speaking on the Simplex E-7 projector. New Peerless lamps and Simplex projectors will be installed in most Loew houses in the near future.

"Here Is A Man"

with Edward Arnold, Walter Huston, James Craig, Anne Shirley

RKO 112 mins.

ONE OF YEAR'S BEST; IS TOPS IN ALL DEPARTMENTS AND SHOULD CLICK SOLIDLY WITH ALL AUDIENCES.

(In RKO's First 5-Block)

Here is a picture. It should be a strong contender for honors when any laurels are handed out for the year's best pictures. Tops in all departments, it should click solidly with all audiences—but it needs selling to put it over with the general public, selling it richly deserves on its merits. Edward Arnold, Walter Huston, Anne Shirley, James Craig, Simone Simon, Jane Darwell, Gene Lockhart and John Qualen are a whole lot of "names," insofar as "names" go. However, there is no one big star to serve as a box office magnet.

Exhibitors have a brilliant piece of screen merchandise in this offering that warrants every effort they put behind it, and they will benefit from their own efforts. The picture will sell itself to an extent by word-of-mouth advertising. It is doubtful that many people are familiar with the brilliant story by Stephen Vincent Benet under the title of "The Devil And Daniel Webster." However, RKO has a wealth of material and a really fine picture to sell to the public.

Produced and directed by William Dieterle, these two departments leave nothing to be desired. Etched against a year round New England landscape, the delineation of the period, the people and the countryside is faithful and sharply drawn with a bold sweep. Dieterle's direction is smooth to an extreme. The players fit their parts to a T, and a final scene of great importance is amazingly underplayed by Arnold, undoubtedly at Dieterle's behest, with brilliant results.

The screenplay written by Dan Totheroh and Stephen Vincent Benet is a gem. It is clever, subtle and dramatic, humorous and tragic in turn, with a number of smart touches that register solidly. Camerawork and special effects are also top drawer, Joseph August handling the cameras and Vernon Walker contributing the special effects. Bernard Herrmann also gets a big hand for an exceptionally good musical score. Art Director Van Nest Polglase rates a hand. Charles L. Glett served as associate producer.

Arnold, portraying Daniel Webster, is excellent. Walter Huston does a whale of a job as the devil of the piece, working his nefarious schemes under the nom de plume of Mr. Scratch. James Craig looms as a whale of a screen bet with an outstanding performance as the young husband of Anne Shirley, and victim of Scratch. Miss Shirley is fine as the wife. Jane Darwell, Simone Simon, Gene Lockhart, John Qualen and H. B. Warner are important to the picture with expert characterizations. Possibly Miss Simon's characterization might have been more effective if given more animation. Other members of the cast are equally good, Lindy Wade and Frank Conlan deserving mention.

Story concerns Craig's hard luck and his unfortunate bargain with Huston, who "gets him" when he is down on his luck. From there on Craig waxes wealthy in answer to his wish, becomes arrogant and turns into a true creature of the devil, only to be saved by Arnold in a splendid climactic sequence when Arnold argues for him before a jury of dead cutthroats brought back for the trial by Huston. The story points up a few morals and precepts we all would do well to heed, and it deals in an abstruse but tastefully done method with the world's ills today. The picture is a credit to RKO and everybody connected with it.

CAST: Edward Arnold, Walter Huston, Jane Darwell, Simone Simon, Gene Lockhart, John Qualen, H. B. Warner, Frank Conlan, Lindy Wade, George Cleveland, James Craig, Anne Shirley.

CREDITS: Producer and Director, William Dieterle; Associate Producer, Charles L. Glett; Screenplay, Dan Totheroh and Stephen Vincent Benet; Based on a story by Stephen Vincent Benet; Cameraman, Joseph August; Special Effects, Van Nest Polglase; Editor, Robert Wise; Music composed and conducted by Bernard Herrmann.

DIRECTION, Splendid. PHOTOGRAPHY, Excellent.

Bombing Bill to be Signed

Jefferson City, Mo.—Bill making stench bombing a felony is expected to be signed by Gov. F. C. Donnell, following its passage by the Legislature here prior to adjournment.

☆ SHORTS ☆

"Mountain Summer"

Universal 10 1/3 mins.

Fine Travelogue

Filmed in natural color, this travelogue depicts a number of famous spots in the towering and beautiful Canadian Rockies. Banff and Lake Louise, their hotels, crystal clear lakes and snow capped peaks are seen to advantage in the film. A number of native animals are also depicted, with the subject one that will make any person viewing it desirous of traveling to this region.

"Stranger Than Fiction"

Universal 9 mins.

Interesting Subject

Latest offering in this consistently interesting series, this release is up to snuff in all respects. All the material used should interest any audience. Polishing and cutting of sea shells; a unique hobby horse, gas powered, that draws a buck board; the noted Laurel, Del., church that has two services a year; a female truck driver; a dog that goose steps, and a duck that is a favorite of the 207th Coast Artillery are seen.

He Stands for SAFETY and FREEDOM

Every time you see the Minute Man—emblem of America arming for defense—think how good it is to live in the land where there still is liberty to defend.

BUY
☆ United States ☆
DEFENSE
SAVINGS
BONDS and
STAMPS

Think, too, how YOU can help.

Let the Minute Man remind you to do your part.

Save and buy Defense Savings Bonds.

They will help protect your homes and your families today.

They will help make the future secure.

This Message Is Published by Us in the Interest of National Defense

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

UA May Acquire So. Amer. Theater Holdings

Company's New U.S. Chain To be in Operation by Late Summer or Early Autumn

(Continued from Page 1)

be acquired later on in South America.

Circuit Long Contemplated

Kelly explained that it had been the aim of the founders of the company in 1919 to ultimately acquire theaters for their product but the idea had never been put actively to work. The United Artists circuit, he said, was not a UA property but was operated by executives within the organization.

Investments in theater properties, Kelly said, will ultimately involve between $5,000,000 and $6,000,000, to be financed through private sources. Theaters will be acquired or built in spots where UA product has not had proper representation.

Houses to be Modern De Luxers

The houses will not be "memorials" but will be modern and of a de luxe type and suitable for comparatively low-cost operation. The initial 12 theaters will be for first-run showings but others in the second- and subsequent-run classification may be added as the theater plan expands and develops.

By operating its own theaters, UA will be able to handle the showings of its product in a way best suited for the individual pictures, Kelly said.

Kelly contended that UA was not violating the Department of Justice's edict against theater expansion by producers, inasmuch as UA is not a producing company but strictly a distributing organization. Details will be pushed so that the new plan can be in operation by Fall or late Summer.

493 Michigan Theaters To Show Defense Reels

Detroit—Four hundred and ninety-three of 521 Michigan theaters contacted have pledged the exhibition of National Defense reels, it is announced following a state film industry meeting here at which Frank J. Downey of Metro presided.

Meeting set up the following committees to function for the state industry on the defense program.

Contact—Lester Sturm, 20th Century-Fox, chairman; John F. Howard, Paramount; Fred North, Warners; William Flemion, PRC.

Screening—James F. Sharkey, RKO, chairman; Eddie Heiber, Universal; Moe Dudelson, United Artists.

Publicity—Warren A. Slee, M-G-M, chairman; Jack Saxe, Monogram; Clare Townsend, Columbia; Sam Seplowin, Republic.

Booking—Harry Lenison, RKO, chairman; Gil Becker, M-G-M.

Shipping—Harold Robinson, Film Truck Co., chairman; Charles Simpson, Central Shipping.

Plenty of Amusement Money in Frisco, But Only Stage Show Theater Benefiting

San Francisco—While film theaters not happy about business, plenty of amusement money is floating about town. "Ice Follies" is in its 8th week, averaging a terrific $30,000 weekly. Show is hitting 30 per cent higher than in its last year's profitable engagement and no end in sight for the run. One exception to so-so theater "take" is RKO's Golden Gate which has only vaude in town and has booked a succession of strong stage shows, Ted Lewis, Sophie Tucker, Andrews Sisters, Earl Carroll's, etc. Golden Gate, in spite of rather weak film fare, has had the most profitable Summer season, to date, in its history.

Lack of Interest in Tradeshows

RKO Second Day Attendance Disappoints

(Continued from Page 1)

ings were not encouraging. Only 10 exhibitors appeared for RKO's tradeshow in Memphis. In Portland, Ore., 25 exhibitors responded to the 200 invitations sent out, although it was said that a heat wave had held attendance down. Twenty exhibitors out of a possible 270 showed up in San Francisco. In Philadelphia, attendance was slightly lower yesterday than on Monday. In Buffalo only about 30 exhibs. attended RKO's tradeshow Monday or yesterday although many out-of-town exhibs. were in the city to book pictures. Among them were many chain reps.

In Chicago yesterday more than 100 exhibs. attended M-G-M's preview.

Local Fabian and Warner managers and bookers and a handful of exhibs. from outlying spots were present at RKO's Albany tradeshow yesterday. Further screenings will be held today, tomorrow and Friday.

Attendance at RKO's tradeshow in Detroit yesterday dropped to 12, nine of whom had attended the first day's show. But one upstate exhib. actually stayed over for the second show. Heads of local buying combines, however, attended every showing.

In Des Moines attendance at both RKO and M-G-M tradeshows on the first two days was slim, about 40 being present, half from out-of-town.

Only New York paper to take note of the inauguration of tradeshows was PM which said: "For all the excitement it aroused the event might have been a trailer."

20th-Fox Closing Studio Two Hours for Convention

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox studio will be closed from 1 to 2 P.M. today to enable all its players to attend the company's sales convention. Hermann G. Place, chairman of executive committee, will speak on behalf of President Sidney R. Kent who is too ill to make the trip West.

Darryl F. Zanuck, Joseph M. Schenck, Herman Wobber and William Goetz will be among the speakers. Salesmen have designated Carole Landis as the company's official "Yoo Hoo" girl.

Blatt Bros. Circuit Will Open Pittsburgh Offices

Pittsburgh — Blatt Bros. Circuit, which is comprised of 22 theaters throughout Western Pennsylvania, operated by three brothers, Charles, William and J. A. Blatt and their sister, Peggy, will open an office here this week. William Blatt will be in charge of all business details and will do the buying for the entire circuit, assisted by Peggy Blatt. J. A. Blatt, who has been in poor health for some time, is leaving for a three months' trip.

Theater-Newspaper Survey On Pix Tastes, Allied Plan

(Continued from Page 1)

of Allied leaders here on Monday. Attending the sessions were Abram F. Myers, general counsel, Sidney Samuelson, Pete Wood, Don Rossiter and Arthur Howard.

Survey will be made by ballots to be distributed by theaters with the co-operation of newspapers. Any exhibitor, whether a member of Allied or not, can participate in the poll.

Rockefeller's Ten Point Creed in all Newsreels

John D. Rockefeller, Jr.'s 10-point creed will be brought to film audiences throughout the U S. today in a newsreel clip which the financier made Monday.

Prints of the subject, shot at Movietone News Monday, were supplied to all major newsreel companies for inclusion in their mid-week release today. Film made under the direction of Jack Haney, Movietown News editor, ties in with the current USO drive.

16 More Features Starting This Week

West Coast Bureau of THE FILM DAILY

Hollywood—Sixteen new pictures scheduled to go into production this week. Studio checkup follows:

At Columbia: Seven shooting including "Go West, Young Lady," cowboy musical ith Penny Singleton, Glenn Ford, Ann Miller, Allen Jenkins and Bob Wills and his Texas Boys. Frank Strayer directing for producer, Robert Sparks; "The Medico Hits the Trail," Charles Starrett western, with Patti McCarty in the feminine lead. Will Berke producing and Lambert Hillyer directing.

At M-G-M: Nine shooting, including "Babes on Broadway," musical co-starring Mickey Rooney and Judy Garland with Busby Berkeley directing; an untitled Tarzan picture, starring Johnny Weissmuller, Maureen O'Sullivan, Philip Dorn and John Sheffield. Producer, B. P. Fineman, and director, Richard Thorpe.

At Paramount: Eight shooting, including "Her Jungle Mate," drama, with Dorothy Lamour and Richard Denning. Al Santell directing.

At Republic: Five shooting, including "The Pittsburgh Kid," drama staring Billy Conn; "King of the Texas Rangers," western starring Sammy Baugh; "Bad Man of Deadwood," western, starring Roy Rogers with George "Gabby" Hayes. Joe Kane producer and director. "Prairie Serenade" changed to "Under Fiesta Stars."

At RKO Radio: Five shooting, including "Playmates," musical starring Kay Kyser with Lupe Velez, John Barrymore. Producer and director, David Butler; Tim Holt western, "Riding the Wind" with Joan Barclay feminine lead. Producer, Bert Gilroy, and Edward Killy directing.

At 20th Century-Fox: Seven shooting, including "Great Guns," Laurel and Hardy service comedy with Sheila Ryan in the feminine lead. Producer, Sol M. Wurtzel, and Monty Banks directing.

At Universal: Seven shooting,, including "Appointment for Love," comedy drama, with Charles Boyer and Margaret Sullavan. Director, William A. Seiter, Bruce Kanning, producer.

At Warners: Six shooting, including "Captains of the Clouds," Technicolor special, story of the Royal Canadian Air Forces, starring James Cagney and Dennis Morgan, with Alan Hale, George Tobias, Russell Arms, Clem Bevans, Ronald Drew, Harry Lewis and Byron Barr. Michael Curtiz directing.

At Monogram: Three shooting, including Edward Finney's "Lil' Louisiana Belle," musical, with Mary Ruth, Marian Marsh, Robert Kellard, Clarence Muse, Jack LaRue. Al Herman directing; Lindsley Parsons' "Sweet Sixteen," musical with Frankie Darro, Jackie Moran, Keye Luke and Manton Moreland. Director, Jean Yarbrough.

Edward Small: "The Corsican Brothers," drama, starring Douglas Fairbanks, Jr. Gregory Ratoff, director.

Wanger: Shooting "Sundown."

Roach: Shooting "All-American Co-Ed."

Korda: Shooting "Jungle Book."

Kirsch Favors Tradeshows Of All New Season Product

Chicago—Jack Kirsch, Illinois Allied prexy, favors tradeshowings by all companies of new season features and shorts. He is enthusiastic over the RKO and M-G-M showings.

Paramount has selected the World Playhouse the last week this month for its tradeshowings.

Announce 33 WB '41-42 Titles at Canadian Meet

(See Column 2 Below)

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

METRO-GOLDWYN-MAYER
READING DEPT.

JUL 21 '41

VOL. 80, NO. 12 NEW YORK, THURSDAY, JULY 17, 1941 TEN CENTS

CEA BATTLES WB BRITISH CIRCUIT BUY-IN

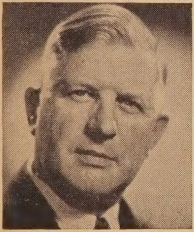
20th-Fox Plans 52; Wobber Reveals 44 Pix Titles

Robert Kane Will Produce Eight in England; Zanuck Stresses Younger Players

By RALPH WILK

West Coast Bureau of THE FILM DAILY

Hollywood—Twentieth-Fox's 1941-42 lineup will approximate 52 features, including eight scheduled for production in England, the company's sales convention was informed by Herman Wobber, distribution chief, at its opening session yesterday at the Ambassador Hotel.



HERMAN WOBBER

Wobber, in his announcement of the seasonal pro-

(Continued on Page 20)

See Crescent Trial Favoring Defense

By P. R. RUSSELL

FILM DAILY Staff Correspondent

Nashville—Testimony yesterday—the 10th day of the suit of the United States Government versus

(Continued on Page 19)

NLRB Sanctions Bargaining Election by Screen Readers

Washington Bureau of THE FILM DAILY

Washington — NLRB announced yesterday that separate elections by

(Continued on Page 18)

Sandquist to Renew 135-Min. Bill Fight

Chicago — Rep. Leroy Sandquist will renew his fight in the State Legislature at the next session for a law limiting screen shows to two hours and 15 minutes. He cited a recent local newspaper poll of 1,000 people, in which singles were favored five to one.

CEA General Council Flatly Rejects Plan For Adoption of Single Features in U. K.

London (By Cable)—The CEA General Council, meeting here yesterday, rejected flatly the proposal for single features.

(THE FILM DAILY exclusively on Monday forecast that the proposal for the elimination of the prevailing double-feature policy would not be adopted).

The suggestion was brought to the fore last week at a joint CEA-KRS meeting called to study film stock conservation. Request that the latter be achieved was recently made by the Board of Trade.

Circuits which were lined up for the plan had suggested a program running a maximum of 11,000 feet.

33 WB '41-42 Titles Announced in Canada

By ROY CARMICHAEL

FILM DAILY Staff Correspondent

Montreal — Warner Bros. two-day Canadian sales convention concluded yesterday at the Mount Royal Hotel. Unreleased feature films were previewed by the delegates Monday, Features of the opening day were announcement of selling policy for 1941-42 by Wolfe Cohen, Canadian district manager, and an address by Grad Sears, general sales manager

(Continued on Page 18)

Forest, West Haven, Wins Clearance Cut

New Haven — First Connecticut arbitration case, that of Forest Theater Corp. asking reduction of clearance of Rivoli. West Haven, over the Forest, has been decided in favor of the Forest, reducing the existing 14 days to 7. Respondents and intervenors thus far have not announced intention of appealing.

The arbitrator found the Rivoli entitled to reasonable protection, but "reasonable implies limits and those

(Continued on Page 4)

Wis. ITPA to Review Pix At Tradeshows for Members

Milwaukee—Directors of the ITPA of Wisconsin have voted to supply their members with confidential reviewing information on new product as gleaned at tradeshowings by a screening committee just organ-

(Continued on Page 20)

71 Present at M-G-M's Tradeshow Bow in N. Y.

M-G-M held its first New York tradeshow under the consent decree yesterday with 71 representatives of circuits and independent exhibitors present, representing 400 theaters. "Lady Be Good" was the picture

(Continued on Page 18)

Will Study Decree Faults

Wright to Survey Subject After Suits End

Nashville—Alleged faults of the New York consent decree buying system which requires so much of the time of exhibs. at tradeshows, will be scrutinized by Robert L. Wright, special assistant to the Attorney General, head of the special D of J unit charged with policing the decree, at the conclusion of present and pending film litigation.

Now heading a staff of five Gov-

(Continued on Page 4)

Transfer Gen. Richardson To Seventh Army Corps

Washington Bureau of THE FILM DAILY

Washington — Major General Charles Richardson, who as head of the Army Bureau of Public Relations has had charge over films, radio and press in matters concerning the Army, is to be transferred

(Continued on Page 4)

General Council Calls on M.P.'s to Intervene With England's Board of Trade

London (By Cable) — The CEA General Council here yesterday moved to toss a monkey-wrench into Warners' deal for a 50 per cent interest in the Associated British Cinemas circuit of 350-odd houses.

Aroused by persistent reports here, and advices from the U. S., that deal negotiated by Warners with the John Maxwell estate was ready for signature, the General Council called on members of Parliament to intervene with the Board of Trade to prevent financing and control of the circuit to pass into American hands.

British exhibitors, members of

(Continued on Page 17)

GE Gets Albany-Troy Tele Station Permit

Washington Bureau of THE FILM DAILY

Washington—Commercial television for the Albany-Schenectady-Troy area was brought a step closer

(Continued on Page 20)

Para. Sales Contracts To Indie Exhibs. 9,017

As of July 1, Paramount's sales contracts with independent exhibitors totalled 9,017, it was announc-

(Continued on Page 3)

Larger N. Y. House For "Sergt. York"?

"Sergeant York," now playing at the Astor on Broadway, may be shifted to a large New York theater, it was reported yesterday. Move is under consideration at Warners, which is distributing the Jesse L. Lasky production, but decision may wait upon the return from Montreal today or tomorrow of Grad Sears, sales chief. Heavy demand for tickets as against the house's 1141 seats explains the proposal.

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, July 16)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	5¼	5¼	5¼	.....
Columbia Picts. pfd.	26	26	26	.....
Con. Fm. Ind.	15-16	15-16	15-16	—3-16
Con. Fm. Ind. pfd.	10⅜	10	10	— ⅜
East. Kodak	140	139⅝	139¾	.....
do pfd.	177¼	177¼	177¼	+ 1¼
Gen. Th. Eq.	13⅛	13	13	— ½
Loew's, Inc.	32	31¾	31¾	.....
do pfd.	....	....	....	.....
Paramount	12	11⅞	11⅞	.....
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	10⅞	10⅞	10⅞	— ⅛
Pathe Film	11⅝	11⅜	11⅜	— ¼
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	6½	6⅛	6⅛	— ¼
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	160	160	160	+ 4
Warner Bros.	4	3⅞	4	— ⅛
do pfd.	63	63	63	+ 1

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	95⅛	95⅛	95⅛	.....
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	1⅞	1⅞	1⅞	.....
Technicolor	9⅝	9⅝	9⅝	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	62	65
Roxy Thea. Bldg. 4s 1st '57	57	60

Would Ban War Subjects In Rosario's Theaters

Buenos Aires (By Air Mail)—Anti-Nazi disturbances in Rosario theaters have caused some agitation for the banning of all war subjects, including news reels. Fascist groups are for the proposal which is being fought by the democratic press.

Exhibs. Not Complying With Cuban Decree

Havana (By Air Mail)—Although the decree governing the film industry here has been in effect for some time, exhibitors are not complying with the provision calling for use of Cuban artists in specified situations. It was provided in the decree that exhibitors in all towns and cities of more than 20,000 inhabitants should use artists on their programs at least twice a month.

The industry co-ordinating commission is seeking some ruling to enforce the measure currently and some remedy for correcting it in the future. Other measures in the decree were said to be working out satisfactorily. Penalties are provided for violations, but none have been handed down to date.

Loew's, RKO Met. Theaters To Collect Aluminum Ware

Loew's and RKO theaters in Greater New York will be collection depots for aluminum ware July 21-23, having volunteered to help Mayor LaGuardia's aluminum drive. Patrons will be invited to bring their aluminum pots, pans, skillets and kettles to the theaters where there will be receptacles in the lobbies.

Punned one Loew manager: "First time we've ever invited our patrons to 'pan' us."

Hisey on Leave, Bringing Shifts in Warner Branches

Homer Hisey, who has been branch manager for Warners in Memphis, has gone on a leave of absence and his place has been filled by W. O. Williamson, Jr., formerly manager in Kansas City.

Russell Borg is transferred from Omaha to manage the Kansas City branch, and Jack Shumow, former salesman in Chicago, has been promoted to the Omaha managership.

Chi. Indies to Use Defense Stamps to Boost Biz

Chicago—Allied members' meeting at the Congress Hotel yesterday discussed new Federal taxes. Also reported that beginning next Monday that independent theaters will use defense stamps to help boost attendance. Bill Smythe, who formerly handled Bank Night, will manage the new stamp plan.

New York MPTO Defers Game—Giveaway Action

Buffalo—MPTO of New York, meeting here Tuesday decided to await a court decision before deciding what action to take on games and giveaways. Directors of the organization will meet after Labor Day.

Peyton Gibson Temporarily Back at Universal Desk

Maj. Peyton Gibson, secretary of Universal, who recently was called to active duty with the Air Corps, has returned to his desk temporarily pending the decision of the medical appeal board at Ft. Jay, Governor's Island.

Although Gibson recently passed the Air Corps physical examination for flying duty, he was disqualified for active duty by the local medical examining board under its more stringent requirements.

Gibson subsequently appealed this decision and is now awaiting the outcome.

U. S.-Argentine Trade Treaty to be Signed Soon

Buenos Aires (By Cable)—It was announced this week by the Foreign Office that an Argentine-United States trade agreement would be signed in the near future. It is expected to be signed after the return here of Norman Armour, U. S. Ambassador.

What effect the agreement will have on films is not known.

Count Publicists Ballots In Bargaining Election

Results of the NLRB elections held here last week at the home offices of the eight majors will be announced this afternoon at the Board's regional offices, 120 Wall St. Elections, to determine a collective bargaining agent for home office publicists, were held as a result of the SPG's petition for certification.

Rites Held for Jackson, Former Teddington Head

Last rites for Jerome Jackson, 41, who resigned in 1938 as managing director of Warners' British Teddington studios, were held Tuesday, with interment at Beth David cemetery, Elmont, L. I. Jackson, whose death occurred here Monday, had maintained a Hollywood residence since his return from England in 1938.

New Argentine Studio Remakes "Cradle Song"

Buenos Aires (By Air Mail)—The recently organized Argentine Motion Picture Co. has produced its first picture. "Gregorio," a remake of "The Cradle Song," produced by Paramount some years ago.

Testimonial for Guy Morgan

Buenos Aires (By Air Mail)—Guy P. Morgan, who resigned as United Artists general manager in Argentina, will be tendered a testimonial dinner before his departure for the U. S. late this month.

COMING and GOING

MARTIN SMITH, president of ITO of Ohio, and **PETE J. WOOD**, business manager, return to Columbus today.

ED KUYKENDALL, MPTOA prexy, left yesterday for Washington and his home in Columbus, Miss.

CHARLES KOERNER, RKO theater head, and **MALCOLM KINGSBURY**, vice-president of K-A-O theaters, are in Hollywood.

INGRID BERGMAN has arrived on the Coast.

JOHN J. O'CONNOR is on the Coast.

SAM GALANTY, Columbia sales executive, is on a business trip through the Midwest.

JAMES ROOSEVELT and his wife are vacationing near Boston.

GERALDINE FITZGERALD left yesterday for Hollywood.

JOHN HARKINS, of Warners' publicity department, leaves today for Ottawa.

HANS YARAY arrives here today by plane from Hollywood.

BERT MAYERS is in Hollywood.

ANNA CANELLI, Columbia New Haven cashier, is vacationing in Gloucester.

ELINOR FISHMAN, 20th-Fox, New Haven, is on leave at Atlantic City.

LUCIEN PERRIGO, Chicago Herald American film critic, will vacation in the "wilds" of Colorado.

Announce Plans Next Wk. For Life of Samuel Gompers

Washington Bureau of THE FILM DAILY

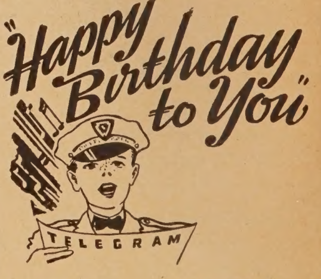
Washington—Plans for the production of movie depicting the life of Samuel Gompers likely will be announced here next week, it was indicated when officials of the American Federation of Labor revealed their lawyers are now going over the contract brought from Hollywood by a delegation from Labor Pictures, Inc.

Jim Frisina Golf Victor

Chicago—Jim Frisina, prominent theater executive, won the Illinois 36 hole open golf tournament at the Urbana Country Club yesterday. He won over a field of 80 golfers.

New 20th-Fox Paraguay Rep.

Buenos Aires (By Air Mail)—Holmer & Cia now represent 20th Century-Fox in Paraguay, replacing Pefaur & Cia.



James Cagney
Herschel Stuart
Helen Mason
John Carroll
Al Bondy
Jack Conway
Frank Whitbeck

Hub Biz Drops, Yet Still Ahead of '40

Boston—Summer theaters of the legitimate variety, vaudeville in Cape Cod and Cape Ann night clubs, tent shows in various Cape and suburban cities and towns and the appearance of several circuses in this vicinity have immeasurably cut into the attendance at film theaters in and around Boston and exhibitors are experiencing their usual Summer complaint—that of being alarmed lest the invasion of these outside influences do permanent harm.

Hub downtown theaters are not suffering more than in past years, however, and the general report is that business is as good, if not better, than last year.

Defense projects, which for a time aided the Boston theater patronage tremendously, have fallen off in this respect though constantly increasing in actual performance and men employed. But the tendency seems to be these defense workers with their sudden onrush of unaccustomed riches to patronize the horse and dog racing tracks and to gamble their earnings instead of putting them through the turnstiles of the theaters.

The suburban towns complain that soldiers and sailors as well as defense workers on their days off are not patronizing the theaters but are instead rushing to the beaches and amusement parks, latter of which are experiencing an unusual rejuvenation this year.

Para. Sales Contracts To Indie Exhibs. 9,017

(*Continued from Page* 1)

ed yesterday in an open letter of appreciation to the field staff by Neil F. Agnew, general sales manager. Paramount has 1,500 circuit accounts making a total of 10,517 contracts for the 1940-41 program, Agnew added.

Agnew is hopeful of topping this figure through three additional important pictures, "Kiss the Boys Goodbye," "Shepherd of the Hills" and "Aloma of the South Seas," still to be released, before launching the selling campaign on the first block-of-five for the new season.

Of Course! ! ! !

Philadelphia—"The Bride Came C. O. D.," got some nice breaks from local papers and the press services yesterday. A prospective bride went to New York to do some shopping, lost her money and had to wire the groom:

"Coming C. O. D. by New York taxi. Meet you at city hall as promised. Love."

Of course, this was all news to Warners . . . of course! ! ! !

ALONG THE RIALTO

WITH Phil M. Daly

● ● ● NOT the Marines......but the men of Twentieth Century-Fox......have landed on Hollywood......and West Pico Boulevards ......and have the sit-u-a-shun......vera, vera well in hand indeed ......From the home office in N' Yawk......and branches in 37 key cities......in these United States......and the Dominion of Canada ......the distribution forces......are assembled here......for one of the most important......sales conclaves......in the company's history ......Presiding at the sessions......which opened yesterday...... continue today......and concludes tomorrow......is Herman Wobber ......general manager of distribution......while the program......is liberally sprinkled......with the names......of executives......not only in distribution......but in production......and exhibition...... as well......

▼ ▼ ▼

● ● ● *HOWEVER the convention has a human side...... as well as that devoted to business......and it is with some of the highly personable......delegates in attendance......that this report is concerned......F'rinstance......among those assembled ......is Cleveland's branch manager......I. J. Schmertz......who this year is marking......35 years of continuous company service ......That not only speaks eloquently of Schmertz......but of 20th-Fox as well......*

▼ ▼ ▼

● ● ● AND speaking of veterans......there are eight other exchange managers here......who can boast of two full decades' service ......under the Fox banner......They are New Orleans' E. V. Landaiche......Salt Lake City's C. L. Walker......Seattle's Herndon Edmond......Pittsburgh's Ira H. Cohn......Chicago's Clyde W. Eckhardt......Indianapolis' George T. Landis......Philly's Sam Gross..... and Portland's Charles F. Powers......

▼ ▼ ▼

● ● ● *AND speaking of Cohn......for the fourth straight season......Pittsburgh's indefatigible manager......is attending a company conclave......as the chief of the office finishing first ......in volume of contracts sold......on all film service...... for the coming season......It's a feat of which......Ira H. well may be proud......but he's modesty personified......*

▼ ▼ ▼

● ● ● WILLIAM Kupper, Western division manager......is beaming at all other delegates......and with reason......Bill's division ......happens to lead......all others in delivery of......feature product, shorts and Movietone News......Incidentally, for the third time ......in the last four conventions......Jim O'Loghlin......Canadian District Manager......pulled in as head of the district......rating as champion......on total accumulated delivery......Nice goin' in both cases, boys......

▼ ▼ ▼

● ● ● *ABE Eskin of St. Louis......arrived here......ranking as the company's......No. One salesman......on volume of pre-convention contracts......sold on* 1941-42 *shorts and newsreels.....Eskin.....and get this.....now has less than* 10*—count 'em,* 10*.....contracts to sell to hit.....*100% *on shorts.....for the new season......*

▼ ▼ ▼

● ● ● AMONG the missing......and missed......at the convention......is George A. Roberts, mid-West district manager...... who is recuperating in Cincinnati......from a serious double operation ......Missing and missed, too......are the salesmen included among 50 employes......38 from the field force......and 12 from the Home Office and Movietone News......who are now wearing Uncle Sam's uniform......at various military training camps......

DATE BOOK

Today: 20th-Fox sales convention, Ambassador Hotel, Hollywood.
July 18: Baltimore Variety Club golf tournament, Woodholme Country Club.
July 18-20: Hollywood Warner Club outing, Catalina Island.
July 21: Detroit Variety Club golf tournament, Brooklands Golf Club.
July 21: Pittsburgh Variety Club golf tournament, South Hills Country Club, Brentwood.
July 28: Omaha Variety Club golf tournament, Highland Country Club.
July 28-Aug. 1: Warners' sales convention, Blackstone Hotel, Chicago.
July 29-30: Oregon Motion Picture Golf Tournament, Portland Golf and Country Club.
Aug. 2: Chicago Bookers Club picnic, Bailey Farm, Princeton, Ill.
Aug. 2: Columbus Variety Club roundup, Beulah Park.
Aug. 4: Buffalo Variety Club golf tournament, Wilmont Country Club.
Aug. 5-7: Schine circuit convention, Gloversville, N. Y.
Aug. 9: Baltimore Showmen's Club dance.
Aug. 14: Conn. MPTO golf tournament, Racebrook Country Club.
Aug. 18: George E. Browne-Willie Bioff trial starts, New York.
Aug. 19: MPTO of Connecticut annual golf tournament.
Aug. 22: Washington, D. C., Variety Club golf tournament, Manor Country Club.

Frank Buck Pic Scores In Chicago Opening

Chicago — First two days of "Frank Buck's Jungle Cavalcade" at the Woods Theater here drew capacity business. Monday's gross was $1,900 and Tuesday's register was $1,500. Picture followed "Citizen Kane."

"Frank Buck's Cavalcade" will be held for a third week at the Palace Theater, Broadway, following a big second week.

Reich In Distrib. Deal

Buenos Aires (By Air Mail)—Francisco Reich, head of Select Lavalle, has concluded an agreement to distribute Mexican, British and French films of Distribuidora Panamericana.

Metro to Build In Valparaiso

Valparaiso (By Air Mail)—M-G-M is expected to build a new theater here.

"Stormy Weather"

Newport, R. I.—Francis Sullivan, of E. M. Loew's Paramount here will never again hear "Stormy Weather" without a shudder. Opening a balcony door at the theater during a heavy wind and rain storm, Sullivan felt the door whipped open by the strong sea breezes, dragging him out with it and dropping him 25 feet to the roof of an adjoining building. At Newport hospital they treated him for lacerations of face and head and held him for further observation.

Forest, West Haven, Wins Clearance Cut

(*Continued from Page* 1)

limits would be passed, for example, if the distributors should attempt to give the Rivoli in perpetuity a monopoly of the business in West Haven." Admitting the superiority of the Rivoli location as its strongest claim to preference, he believes the award of 7 days adequate. The higher films argument, he states, "would have operated with more weight if it had been demonstrated whether the difference in rentals was the cause or the effect of the clearance." "If . . . the cause . . . and if the difference ought in and of itself to prevent a change of clearance, then on the circumstances of this case clearance could never be modified while the difference lasted, and this in my opinion is a result not contemplated by the decree."

Second case, that of Saybrook Theater, Inc., against RKO, Loew's, Inc., and Vitagraph, filed June 13, asking for elimination of New London clearance over Saybrook, first scheduled for hearing today, has been postponed to next Tuesday at the office of the local tribunal. RKO asked for postponement because of trade screenings during the week.

Warner Bros. has intervened for the New Britain Warner houses in the New Newington case brought by Fred Quatrano, asking reduction to 7 day clearance for the New Newington, now under construction.

Blumenstock Promotes Two

Two promotions on the staff of Mort Blumenstock, Warner Bros. Eastern advertising and publicity head, place Bill Berns in the radio department as aide to Mrs. Isabel Turner, while Morton Brill will assist Lee Blumberg, field exploitation.

Stevens on Hepburn-Tracy Pic

West Coast Bureau of THE FILM DAILY

Hollywood — George Stevens has been signed by Metro to direct Spencer Tracy and Katharine Hepburn in "The Woman of the Year."

TO THE COLORS!

Cleveland — Vernon Hobbs, NTS salesman here, who went down to Fort Knox, Ky., to do a two-week stretch in the Officers' Reserve training school, was called for duty while there and is now en route to Hawaii. Tom Bailey has been appointed his successor.

North Adams, Mass.—Richard J. Halloran has been named manager of the Mohawk Theater, succeeding Bernard Payne, who resigned to enter the Army as a volunteer in the draft quota.

Cool Greeting

Newark, N. J.—Ed Sniderman is a firm believer in air conditioning and advertising. The enterprising local downtown theater manager has his telephone operators greet incoming calls with:

"Good afternoon—This is the COOL RKO Proctor's."

Will Study Faults Of Consent Decree

(*Continued from Page* 1)

ernment attorneys trying the Crescent anti-trust action here, Wright's active participation in decree problems will be delayed until the trial is completed, and possibly until after the pending Schine and Griffith anti-trust cases are disposed of.

In the meantime, his Washington staff has been delegated the task of keeping a record of exhibitor complaints charging unfair distributor practices and the parts of the country from which these complaints are coming. Wright has indicated that he will welcome suggestions that will improve any part of the decree operation, including trade-show schemes.

Transfer Gen. Richardson To Seventh Army Corps

(*Continued from Page* 1)

from that post, it was revealed here yesterday.

In a bare announcement, containing no exemplary details, the Department said that General Richardson will be transferred to head the 7th Army Corps, with headquarters in Birmingham, Ala., effective August 1. His successor has not been revealed.

General Richardson, who has been in Hollywood this week conferring with producers on problems of camp entertainment, has described himself as the "Army's champion moviegoer." On the trip to Hollywood, General Richardson was accompanied by his aide, Lt. Col. W. Mason Wright, Jr., chief of the pictorial branch.

Lose Suit to Establish Parking Lot for Tuxedo

Detroit—Suit to establish suitable parking lot for the Tuxedo Theater was lost by Wisper & Wetsman Circuit, and the Wayne County Circuit Court has ordered them to rebuild the street curb and install "no parking" signs on the property. The Court upheld the contention of neighbors that ancient building restrictions restricted the property in question to residential use, even though it was shown in court that the character of the site had changed so far that it could never be used for a home site hereafter.

MPTOA Plans Early Service Bureau Bow

A service bureau for MPTOA members, as proposed at the annual convention in Los Angeles last month, may be put into work shortly, Ed Kuykendall, president, said yesterday in New York. Purpose of the bureau will be to keep members informed as to sales policies in the various territories so that theater men will be aided in buying pictures.

Kuykendall said the service can be of great value but its success would depend on the co-operation of all exhibitors in widely scattered territories.

Policy of some companies to present trade shows on five successive days may be an expensive problem for the average small town theater owner, Kuykendall said, adding that there was nothing that could be done about it for the present except watchful waiting.

"We believe," he continued, "that the production end of this industry has at last accepted the seriousness of the preview nuisance about which so much was said at the national convention and about which MPTOA is in dead earnest. This gives the trade a wider scope of service to theater owners who will be dependent in many instances on trade press reviews of pictures."

Kuykendall said that the problem of giving so much screen time to propaganda and drives of various kinds was becoming serious even though the industry was mindful of its patriotic duty. "But this should be done in good taste and with strict discrimination," he said.

Creating new theater patrons and bringing back the old ones were subjects that were being given a great deal of thought, Kuykendall asserted, declaring that "we must find a plan behind which all of us can wholeheartedly work."

MPTOA may have something important to announce in regard to double bills, Kuykendall said without revealing the plan for eliminating them.

Kuykendall left yesterday for Washington and his home in Columbus, Miss., after having attended a meeting of the industry's USO drive committee.

Metro Buys Two Stories

West Coast Bureau of THE FILM DAILY

Hollywood—Purchase of "Steal Me That Show," an unpublished story by John Kafka and Max Nossek, and "That Was No Lady," also an unpublished original by Richard Collins and Paul Jerrico, is announced by Metro.

Arch Reeve In AMPP Post

West Coast Bureau of THE FILM DAILY

Hollywood—Arch Reeve was appointed yesterday to the newly created post of secretary of the publicity directors' committee of the AMPP.

» REVIEWS «

"Father Takes A Wife"

with Adolphe Menjou, Gloria Swanson, John Howard, Desi Arnaz, Florence Rice

RKO 79 Mins.

AMUSING COMEDY SHOULD ENTERTAIN AVERAGE AUDIENCES; GLORIA SWANSON EFFECTIVE IN RETURN TO SCREEN.

(*In RKO's First 5-Block*)

Pleasant entertainment is a fair description of this offering. It is opulently mounted, peopled with a highly competent cast and ably directed. The story has a funny situation for its premise, but once again it is a question of trying to wring too many laughs from too scanty material. All in all, though, the picture should be well received by the average audience, and it undoubtedly will get a fair share of laughs wherever shown. It is also interesting in that it brings Gloria Swanson back to the screen after an absence of more than half a decade.

Menjou is suavely efficient and Miss Swanson very effectively fills the bill as the actress he marries. It's a tailored-to-measure role. John Howard and Florence Rice, Menjou's son and daughter-in-law give good characterizations. Helen Broderick is amusing, and Desi Arnaz is more than adequate as the Latin menace that causes all the trouble. Other members of the cast are capable.

Lee Marcus afforded the picture an opulent production value and Jack Hively turned in an able directorial job. Screenplay was written by Herbert and Dorothy Fields.

Menjou, a shipping magnate, much to the surprise and dismay of his stuffy son, Howard, announces he and Miss Swanson are to be married. The marriage almost doesn't take place, but everything is fine until they run into Arnaz, a stowaway singer on the boat bringing them back from their honeymoon. Arnaz moves into their home and disrupts it, then disrupts the home of Howard and his wife. Father and son are about to launch a new boat when they discover they are to become fathers and rush to their respective wives to make peace, having sent Arnaz on a concert tour which they had to pay for.

CAST: Adolphe Menjou, Gloria Swanson, John Howard, Desi Arnaz, Helen Broderick, Florence Rice, Neil Hamilton, Grady Sutton, George Meador, Mary Treen, Ruth Dietrich.

CREDITS: Producer, Lee Marcus; Director, Jack Hively, Original Screenplay, Dorothy and Herbert Fields; Cameraman, Robert de Grasse; Editor, George Hively.

DIRECTION, Able. PHOTOGRAPHY, Good.

Merchants Offer Free Pix In Northwest Ohio Spots

Toledo, O. — Numerous small northwestern Ohio communities are offering free motion picture shows during the Summer, sponsored by local businessmen's groups. These include the following:

Malinta, every Thursday night; Cygnet, every Tuesday; Continental, every Wednesday; McComb, Wednesday; Edgerton, Wednesday.

DATE FROM
NOW TO
NEW YEAR'S!

ELIMINATE THE ???
FROM YOUR BUSINESS!

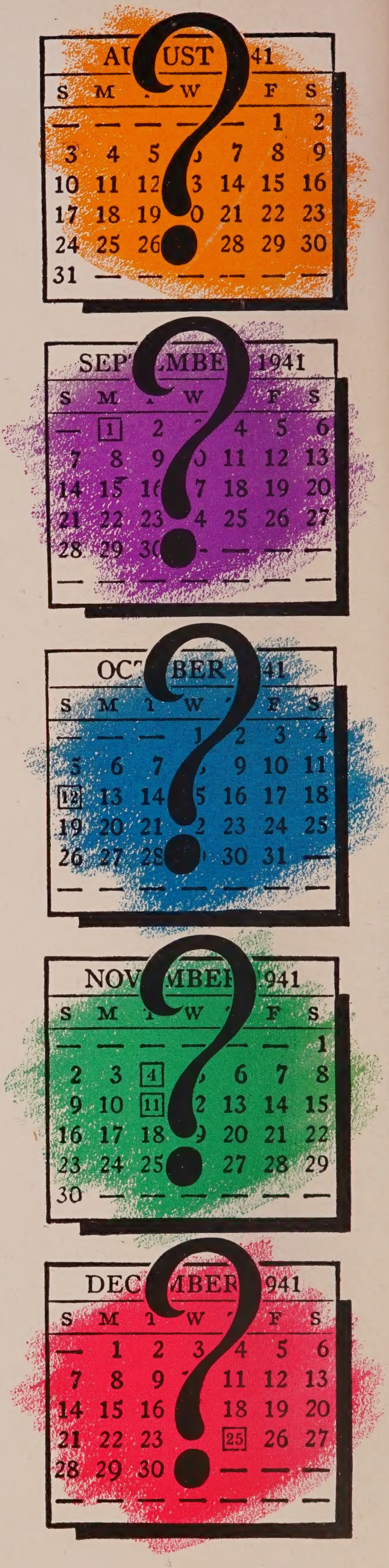
You need pictures . . .

You need box office pictures

And you need them regularly!

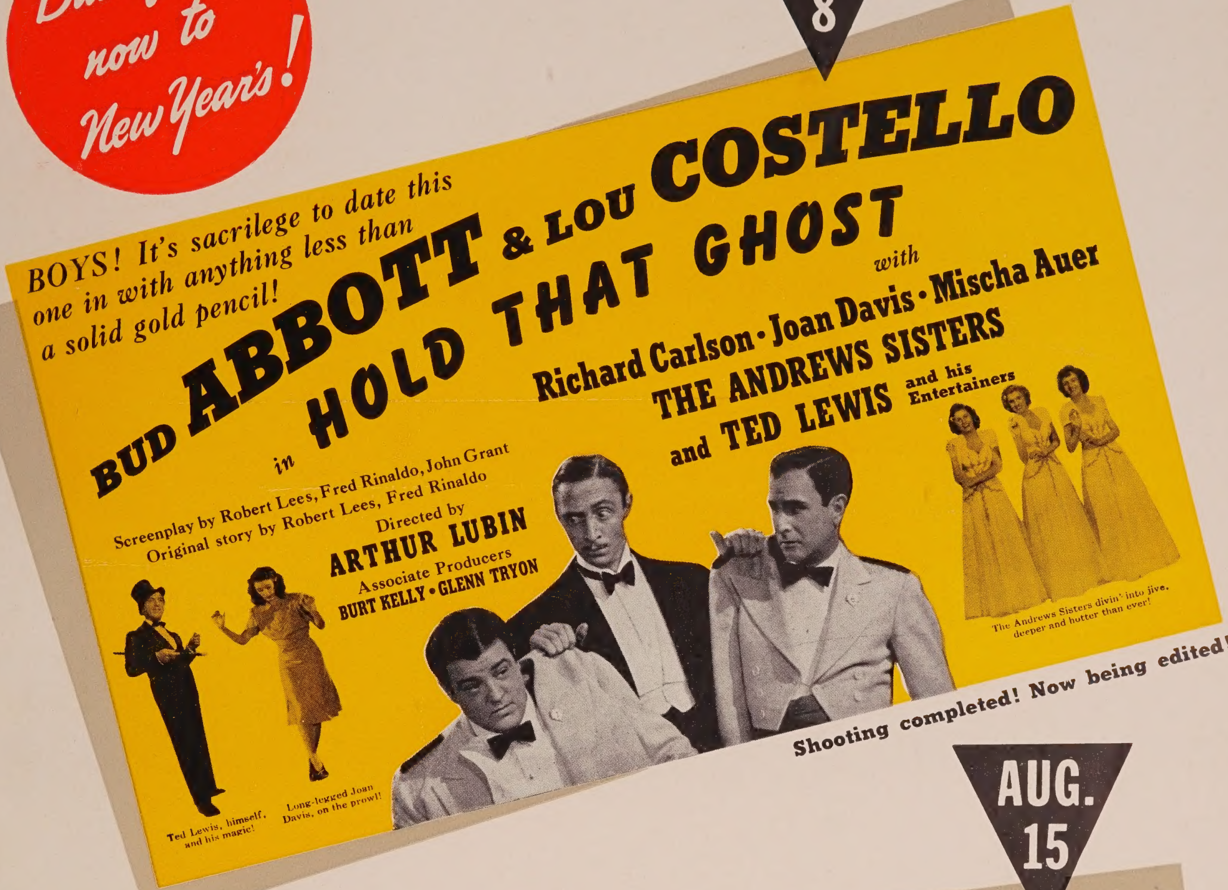
UNIVERSAL

OFFERS YOU BONDED RELEASE DATES—TOP RANKING PRODUCT—FROM NOW TO NEW YEAR'S...


AU UST 41
SEP MBE 1941
OC BER 41
NOV MBER 941
DEC MBER 941

Date from now to New Year's!

AUG. 8



BOYS! *It's sacrilege to date this one in with anything less than a solid gold pencil!*

BUD ABBOTT & LOU COSTELLO

in

HOLD THAT GHOST

with

Richard Carlson • Joan Davis • Mischa Auer

THE ANDREWS SISTERS

and TED LEWIS and his Entertainers

Screenplay by Robert Lees, Fred Rinaldo, John Grant
Original story by Robert Lees, Fred Rinaldo

Directed by
ARTHUR LUBIN

Associate Producers
BURT KELLY • GLENN TRYON

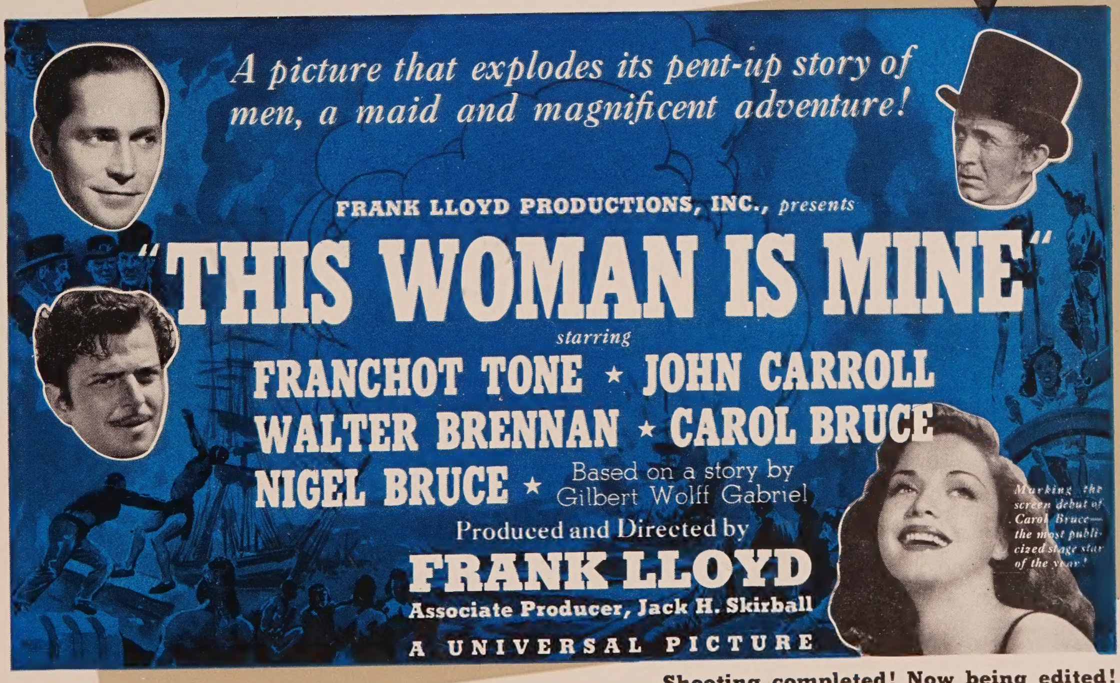
Ted Lewis, himself, and his magic!

Long-legged Joan Davis, on the prowl!

The Andrews Sisters divin' into jive, deeper and hotter than ever!

Shooting completed! Now being edited!

AUG. 15



A picture that explodes its pent-up story of men, a maid and magnificent adventure!

FRANK LLOYD PRODUCTIONS, INC., *presents*

"THIS WOMAN IS MINE"

starring

FRANCHOT TONE ★ JOHN CARROLL
WALTER BRENNAN ★ CAROL BRUCE
NIGEL BRUCE ★ Based on a story by Gilbert Wolff Gabriel

Produced and Directed by
FRANK LLOYD
Associate Producer, Jack H. Skirball

A UNIVERSAL PICTURE

Marking the screen debut of Carol Bruce—the most publicized stage star of the year!

Shooting completed! Now being edited!

Date from now to New Year's!

Cyclonic Action! . . . Itchy-Fingered Desperadoes . . .
Blasting History's Pages with Leaden Slugs of Defiance!

ROBERT STACK ★ ANN RUTHERFORD

in

BADLANDS of DAKOTA

with **RICHARD DIX**
FRANCES FARMER
BROD CRAWFORD
HUGH HERBERT • ANDY DEVINE • FUZZY KNIGHT
LON CHANEY, Jr. and THE JESTERS • Dwight Latham
Walter Carlson • Guy Bonham

Directed by
ALFRED E. GREEN

Assoc. Producer
GEORGE WAGGNER

SEPT. 5

Now shooting!

SEPT. 12

Another masterpiece!...from **GREGORY La CAVA**
THE SCREEN'S MASTER CRAFTSMAN

Told with all the brilliant humor of his "MY MAN GODFREY"

. . . the keen understanding of his dramatic "STAGE DOOR"

. . . the daring imagination of his heart-thrilling "PRIMROSE PATH"

Irene **DUNNE** ★ *Robert* **MONTGOMERY**

in

"UNFINISHED BUSINESS"

with **PRESTON FOSTER**

Eugene Pallette • Esther Dale • Walter Catlett • June Clyde • Dick Foran • Samuel S. Hinds

Screenplay by Eugene Thackrey

Produced and Directed by

GREGORY La CAVA

Shooting completed! Now being edited!

Universal's bonded release dates!

SEPT. 19

LIKE MUSIC AT THE CASHIER'S CAGE!

Jane **FRAZEE** *in*

SING *Another* CHORUS

with

JOHNNY DOWNS · MISCHA AUER · WALTER CATLETT SUNNIE O'DEA · IRIS ADRIAN and ROSARIO & ANTONIO

Screenplay by Marion Orth • Paul Gerard Smith • Brenda Weisberg • Original story by Sam Robins

Directed by Charles Lamont
Associate Producer, Ken Goldsmith

Completed!

A showman's dream of casting comes true!

DEANNA DURBIN ★ **CHARLES LAUGHTON**

In a surprise, different characterization your patrons have clamored for!

Back to his great human roles, warm and comedy-filled.

in

A Henry Koster Production

ALMOST an ANGEL

with

ROBERT CUMMINGS

Always winning, this time best!

MARGARET TALLICHET
GUY KIBBEE
CHARLES COLEMAN
WALTER CATLETT

Directed by
HENRY KOSTER
Produced by
JOE PASTERNAK

SEPT. 26

Now shooting!

Date from now to New Year's!

Jane **FRAZEE** . **THE MERRY MACS**
Leon **ERROL** • Mischa **AUER**
in

MOONLIGHT in HAWAII

with Johnny Downs • Sunnie O'Dea
Maria Montez

Screenplay by Morton Grant • James Gow • Erna Lazarus • Original story by Eve Greene • Directed by Charles Lamont • Associate Producer, Ken Goldsmith

OCT. 3

Completed!

THE BIGGEST MONEY COLOSSUS EVER TO SWELL YOUR BOX OFFICE!

OCT. 10

THE GREATEST TITLE IN SHOW BUSINESS!

HELLZAPOPPIN'

As played on Broadway and through the country for 4 money-mint years!

starring **OLSEN** *and* **JOHNSON**
MARTHA RAYE
with
JANE FRAZEE • MISCHA AUER
KATHERINE JOHNSON • LEWIS
HOWARD • ROBERT PAIGE

Now shooting!

Directed by
H. C. POTTER
Associate Producer
GLENN TRYON

A MAYFAIR
PRODUCTION

Universal's bonded release dates!

OCT. 17

A title that's a heart-throb by itself . . . and a star whose emotional depth will stir the country!

RANDOLPH SCOTT ★ **ELIZABETH BERGNER**

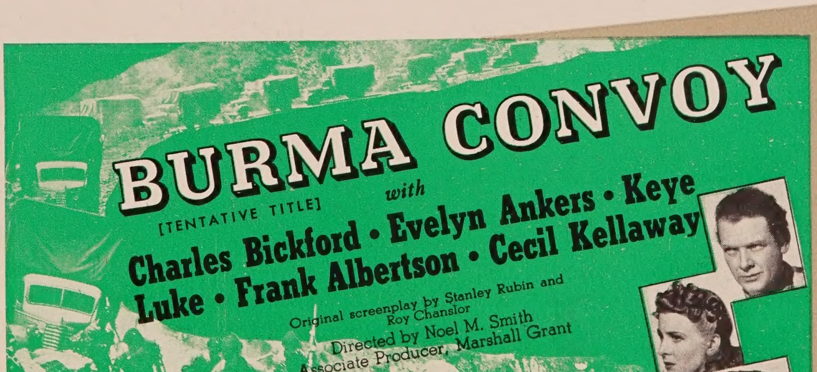
in

"PARIS CALLING"

(Tentative Title)

Produced by
BENJAMIN GLAZER

Now shooting!



BURMA CONVOY

[TENTATIVE TITLE]

with

Charles Bickford • Evelyn Ankers • Keye Luke • Frank Albertson • Cecil Kellaway

Original screenplay by Stanley Rubin and Roy Chanslor
Directed by Noel M. Smith
Associate Producer, Marshall Grant

OCT. 24

Completed!

Date from now to New Year's!

The two stars, either of whose appearance in a picture is a guarantee of box office, come to you together, as in their "Back Street"

Charles **BOYER** ★ *Margaret* **SULLAVAN**

in

APPOINTMENT *for* LOVE

OCT. 31

Produced by
Bruce Manning
Who Produced "Back Street"

Directed by
William A. Seiter
Who directed "Hired Wife" and "Nice Girl?"

Now shooting!

NOV. 7

A NEW *strange figure of femininity to capture the interest of the nation's sensation-loving moviegoers!*

Captive Wild Woman

featuring
"THE WILD WOMAN"

Shooting starts August 18th!

Universal's bonded release dates!

NOV. 14

Here are the most robust moments in the life of a real man . . . a big shot who dabbled with short shots—and put them all away!

W. C. FIELDS

in

"The GREAT MAN"

with GLORIA JEAN, BUTCH and BUDDY

Directed by
EDWARD CLINE

Now shooting!

NOV. 21

The MERRY MACS and *Baby* SANDY

in

"MELODY LANE"

[TENTATIVE TITLE]

She's getting bigger every day, bigger in size and bigger in draw; climbing right up into the heart of the nation!

Shooting starts September 2nd!

Bud ABBOTT *and* *Lou* COSTELLO

in

RIDE 'EM COWBOY

with

The Merry Macs · Dick Foran · Johnny Mack Brown
Anne Gwynne · Samuel S. Hinds
and **Ella Fitzgerald**

Directed by
ARTHUR LUBIN

Associate Producer
ALEX GOTTLIEB

YOU'LL FEEL YOU'RE RAIDING THE U. S. MINT AGAIN, BUT HERE THEY ARE... THE TWO GREATEST TICKET SELLERS SINCE NOAH PEDDLED ANNIE OAKLEYS FOR HIS ARK!

NOV. 28

Now shooting!

Date from now to New Year's!

Hugh

HERBERT

in

NOBODY'S FOOL

DEC. 5

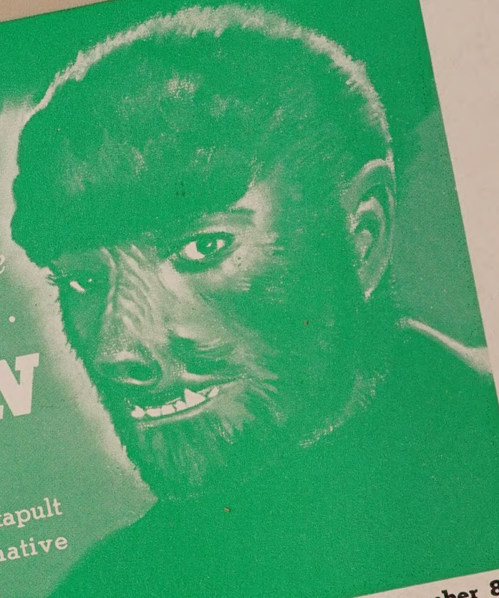
Shooting starts August 4th!

THERE has never been a year in the history of the motion picture industry without some figure of grotesque horror stimulating the boxoffice to surprising heights...

The WOLF MAN

●

A picture and a character that will catapult itself to land among the top imaginative masterpieces of all time!



DEC. 12

Shooting starts September 8th!

MERMAID IN DISTRESS

A fanciful tale of an impatient mariner and a sea-girl he met in a dive . . .

Associate Producer, VAUGHN PAUL

Shooting starts September 2nd!

DEC. 19

Universal's onded release dates!

AS AMERICA WANTS HER

in a story touched with heart and humor!

Deanna **DURBIN** *in*

THEY LIVED ALONE

(tentative title)

Produced by
BRUCE MANNING
Original Story by
SONYA LEVIEN

DEC. 26

Shooting starts September 15th!

3 Thrill-laden, sweeping adventure pictures

starring

DICK FORAN • LEO CARRILLO • ANDY DEVINE

"SUMATRA" • "THE SONORA KID"

"ZAMBEZI"

SEPT. 19 **NOV. 21** **DEC. 26**

3 *Hoof-pounding, lead-spitting pictures, starring*

JOHNNY MACK BROWN

FUZZY KNIGHT and **NELL O'DAY**

"MAN from MONTANA" **SEPT. 5**

"The MASKED RIDER" **OCT. 24**

"ARIZONA CYCLONE" **NOV. 14**

Better Shorts for Better Entertainment

13 TECHNICOLOR CARTOONS
Featuring Andy Panda and his Pals • Created and Produced by Walter Lantz

13 TWO-REEL PERSONALITY and NAME-BAND MUSICALS
(Each with different title)

15 VARIETY VIEWS
(Each with different title)

15 STRANGER than FICTION
(Each with different title)

A TWO-REEL SPECIAL FEATURETTE

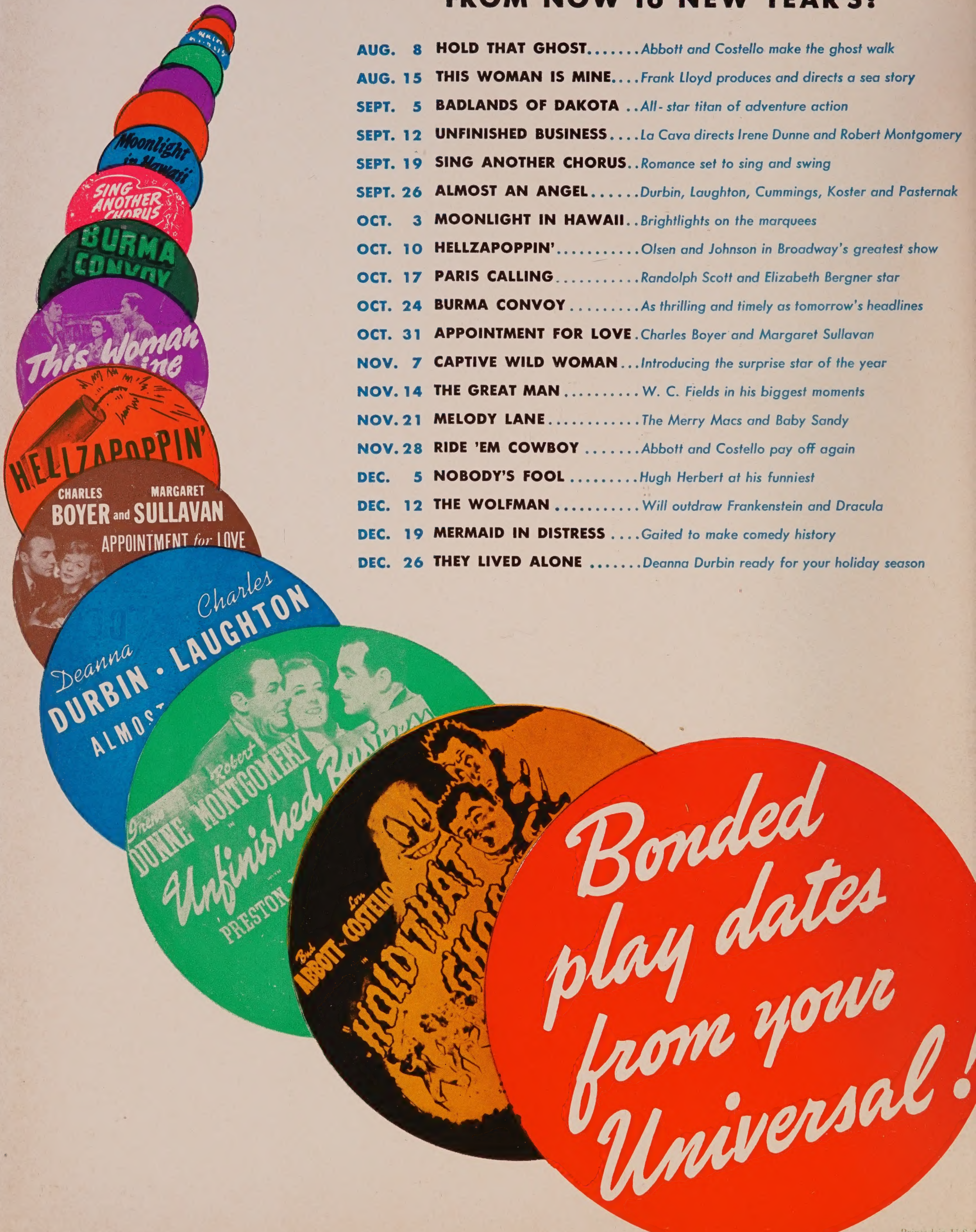
4 SUPERIOR SERIALS
"Riders of Death Valley" • "Sea Raiders" "Head Hunters of the Amazon" "The Gang Busters"

THE UNIVERSAL NEWSREEL
(2 Issues weekly)

Here they are—Ready to date

FROM NOW to NEW YEAR'S!

AUG. 8	**HOLD THAT GHOST**	*Abbott and Costello make the ghost walk*
AUG. 15	**THIS WOMAN IS MINE**	*Frank Lloyd produces and directs a sea story*
SEPT. 5	**BADLANDS OF DAKOTA**	*All-star titan of adventure action*
SEPT. 12	**UNFINISHED BUSINESS**	*La Cava directs Irene Dunne and Robert Montgomery*
SEPT. 19	**SING ANOTHER CHORUS**	*Romance set to sing and swing*
SEPT. 26	**ALMOST AN ANGEL**	*Durbin, Laughton, Cummings, Koster and Pasternak*
OCT. 3	**MOONLIGHT IN HAWAII**	*Brightlights on the marquees*
OCT. 10	**HELLZAPOPPIN'**	*Olsen and Johnson in Broadway's greatest show*
OCT. 17	**PARIS CALLING**	*Randolph Scott and Elizabeth Bergner star*
OCT. 24	**BURMA CONVOY**	*As thrilling and timely as tomorrow's headlines*
OCT. 31	**APPOINTMENT FOR LOVE**	*Charles Boyer and Margaret Sullavan*
NOV. 7	**CAPTIVE WILD WOMAN**	*Introducing the surprise star of the year*
NOV. 14	**THE GREAT MAN**	*W. C. Fields in his biggest moments*
NOV. 21	**MELODY LANE**	*The Merry Macs and Baby Sandy*
NOV. 28	**RIDE 'EM COWBOY**	*Abbott and Costello pay off again*
DEC. 5	**NOBODY'S FOOL**	*Hugh Herbert at his funniest*
DEC. 12	**THE WOLFMAN**	*Will outdraw Frankenstein and Dracula*
DEC. 19	**MERMAID IN DISTRESS**	*Gaited to make comedy history*
DEC. 26	**THEY LIVED ALONE**	*Deanna Durbin ready for your holiday season*


Moonlight in Hawaii
SING ANOTHER CHORUS
BURMA CONVOY
This Woman ...ine
HELLZAPOPPIN'
CHARLES MARGARET
BOYER and SULLAVAN
APPOINTMENT for LOVE
Deanna DURBIN · Charles LAUGHTON
ALMOST
Irene DUNNE Robert MONTGOMERY
Unfinished Business
PRESTON
Bud ABBOTT Lou COSTELLO
"HOLD THAT GHOST"
Bonded play dates from your Universal!

Printed in U.S.A

CEA Would Toss Monkey-wrench in WB Deal

Objects to Extension of American Interests in British Movie Theaters

(*Continued from Page* 1)

the CEA, are objecting directly to the Board of Trade against the extension of American interests in British theaters, and are reported informing the Warner home office in New York of this view. Warners at the present time has a single "show window" in London.

It is the understanding here that the Maxwell estate gave a definite commitment to Warners, but regardless of that, it is pointed out that the Government can, if it so desires, prevent consummation of the deal. According to report here, finalization presumably awaits the return of Max Milder, Warners' British managing director, from the U. S.

Milder was scheduled to leave New York by Clipper for Lisbon on Tuesday, but encountered Portuguese visa difficulties. He may take today's Clipper, or he may be further delayed.

It is understood the purchase price of the ABC stock involved in the Warner deal is approximately $3,600,000. Warners would utilize frozen credits here as well as American dollars in making the deal, it is said.

It is believed here that Milder would be named joint managing director of the circuit should the deal go through. That, however, is made problematical by the strong British opposition which crystalized yesterday in the CEA's action.

20th-Fox Would Block 21st Cent. as Co. Name

Suit for an injunction to restrain the use of the name Twenty-First Century Film Corp. was filed yesterday in the Federal Court by 20th-Fox against the former company and its officers, Arpad Szemere, Juliette Brill and Emery I. Stern.

Twentieth-Fox claims the exclusive use to the name and contends that the defendants upon incorporation in 1940 assumed a similar name as a deception to the public and the trade. In addition to an injunction, the complaint seeks an accounting of all profits obtained by the defendants through use of the name.

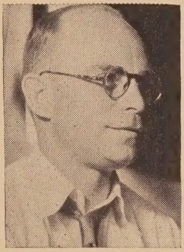
To Film Life of Corbett

West Coast Bureau of THE FILM DAILY

Hollywood—Warner Bros. yesterday signed a contract with Vera Corbett, widow of James J. Corbett, whereby it will film the life story of the former heavyweight champion. Errol Flynn will play "Gentleman Jim," as Corbett was known.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •



HUGH BENNETT. Director. Born, New York City. Attended High School in New York City. Entered motion picture industry in the cutting department of the Edison Company in 1915. Joined the 22nd Co. Railroad Artillery, United States Army. Was stationed at Fort Hancock, Sandy Hook, New Jersey. After leaving the Army became a film editor for Distinctive Pictures Company. Left Distinctive and went with First National Studios in New York. Came to California in 1926 for First National. Was in charge of editing department of Warners-First National. Edited "Street Scene," "Arrowsmith" and "Cyrano" for Samuel Goldwyn Productions. In 1933 joined Paramount as a film editor, and in May, 1941 started direction of "Henry for President." His last editing assignment for Paramount was "I Wanted Wings." Hobby, work. Height, five feet, seven-and-a-half inches. Color of eyes, brown. Hair, brown.

Current-Saving Recess Extended in Alabama

Montgomery, Ala.—Theater marquee signs, brightened last week at the temporary "go" signal of the Alabama Company after a month's blackout because of power shortage, will remain bright another week as the power-saving recess is extended.

With stream flow on the Coosa River maintaining a higher level than was anticipated, the Alabama Power Company announced relaxation of power curtailment another seven-day period. Three of the power company's "run-of-the-river" hydro-electric plants, operating on stream flow instead of stored water, are on the Coosa, whose watershed has been visited daily with heavy rains.

If, at the end of this seven-day period, the reservoirs have enough water to operate the hydro-electric plants using stored water, the ban will probably be permanently lifted.

Under the program of cutting down on power wattage, Alabama theaters reduced their normal usage by one-third, cutting out one show daily and reducing air conditioning.

Farm Bloc Fights Move For Nation-Wide Fast Time

Washington—The farm bloc in Congress will oppose President Roosevelt's request for daylight saving time throughout the country. Chairman Fulmer (D., S.C.), of the House Agricultural Committee considers the proposal a joke.

"Two to one," he said, "the farmers wouldn't even set their clocks ahead. They wouldn't pay any attention to it."

Speaker Rayburn was of the opinion that Congress would not oppose the proposal as it is a means of combatting the power shortage now acute in some Southern states.

Writ Halts Buffalo Police War on Bingo

Buffalo — A Supreme Court order signed by Justice David Diamond, restraining police from interfering with Bingo games in two theaters and an amusement hall, was served yesterday on Police Commissioner Austin J. Roche.

Plaintiffs listed are Old Vienna, Inc., operating in the Old Gayety theater; Jay-Phil Co., Inc., operators of the Academy theater, and William Richter.

The order prohibits interference with Bingo "until the day after the dismissal or trial of any of the indictments now pending against the plaintiffs."

Leyser Gets Leave to Set Merchandising Campaign

West Coast Bureau of THE FILM DAILY

Hollyood—Billy Leyser, director of publicity and advertising for Fine Arts Producing & Distributing Corp., has secured a few weeks' leave of absence to enable him to complete a nation-wide merchandising campaign.

Leyser and his associates in the East have been working on this plan for nearly a year and it is now nearing the completion stage. It is possible that he will fly to New York and Washington to conclude arrangements at the final conference before returning to Los Angeles, where practically all the work will be done.

Lubitsch Signs Ginger Rogers

West Coast Bureau of THE FILM DAILY

Hollywood — Ernst Lubitsch has signed Ginger Rogers to star in his first 20th Century-Fox production, "A Self-Made Cinderella." This will be Miss Rogers' one outside commitment allowed under her RKO contract.

NAM Raps Proposed Patent Law Changes

Special Patent Adviser George E. Folk of the National Ass'n of Manufacturers, in an address yesterday before the Practising Law Institute at the Hotel Astor, took a crack at Assistant Attorney General Thurman W. Arnold's proposed changes in the patent laws, limiting patent licensing rights.

Arnold's anti-trust division of the D of J, he said, "demonstrated a disturbing lack of understanding of the nature, purpose and effect of patents. The proposals apparently grew out of misunderstanding as to the rights created by patents and the failure to distinguish between the rights inherent in a patent, and the rights created by patent agreements."

"The department assumed, erroneously, that patents at present are not subject to anti-trust laws," Folk stated.

"One might well come to the conclusion that the Department of Justice was laboring under an entirely wrong impression of the nature of patent rights and assumed that patents, in themselves, represent an unjust monopoly, and that, therefore, patent rights should at least in part be destroyed.

"There is nothing wrong with the property right represented by a patent. If combinations in restraint of trade are resulting from the misuse of patents, as the Department of Justice and the TNEC seem to assume, the anti-trust laws are adequate to deal with them."

Folk held that enactment of these proposals would increase rather than diminish monopoly, because they would discourage patent licensing. He said they would curb the rise of new companies, and new industries, and decrease opportunities for employment of capital and men.

Finney Borrows Mary Ruth From Metro for Musical

West Coast Bureau of THE FILM DAILY

Hollywood—Producer Edward Finney, who will put his first feature in the bigger budget class, "Lil' Louisiana Belle," into work tomorrow, has borrowed the eight-year-old piano prodigy, Mary Ruth, from M-G-M for the title role in the picture, which Monogram will release.

Film is of the musical type, with many Stephen Foster tones to be heard, some of which will be played by Mary Ruth, others to be sung by Clarence Muse and his vocal chorus. Finney has signed Jack LaRue for a top role, with Marian Marsh and Robert Kellard to have the romantic leads. Al Herman has been act to direct. Shooting will take place on the Talisman lot. Story is an original screenplay by Fred Myton.

33 WB '41-42 Titles Announced in Canada

(Continued from Page 1)

of the parent company and president of the Canadian subsidiary. Cohen amplified important features of the selling policy and Sears reported in detail concerning new pictures.

With the advent of consent decree selling, scheduled for the new season in the states, considerable speculation has been rife as to the details of Canadian policy, which, Cohen stated, will, in general be the same as heretofore, except that a group of outstanding films will be sold separately and individually.

The company's 1941-42 product will include 40 feature pictures plus this group of outstanding films. Among the latter are "The Prime Minister," which, was made in the London studios of Warner Bros., and will have its premiere in Ottawa August 13, accompanied by a Government-sponsored broadcast. Playdates in Toronto and Montreal will follow on consecutive days, respectively, with general release throughout Canada later.

"Captains of the Clouds" seemed to him to be the most important to the Canadian market. Cohen said Warner Bros. is the only company releasing Class A pictures in Canada during the Summer months, normally a depressed period. Product of the company, he claimed, is being shown in 97 per cent of the cinemas of the Dominion.

Sears announced that final standings in the annual sales drive, concluded in April, will be reported at the national convention in Chicago and said the Canadian district and its individual branches will share in substantial awards.

Concluding session yesterday was concerned with screening of unreleased short subjects. A statement of selling policy regarding them was made by Norman H. Moray, in charge of this department.

The 1941-42 list of pictures was announced as follows: "The Prime Minister," "Sergeant York," "Captains of the Clouds," "The Man Who Came to Dinner," "Flight Patrol," "Navy Blues," "One Foot in Heaven," "The Maltese Falcon," "They Died with Their Boots On," "King's Row," "Captain Horatio Hornblower," "Yankee Doodle Dandy," "The Male Animal," "George Washington Slept Here," "The Widow Wouldn't Weep," "Mr. Sheffington," "Rhapsody in Blue," "The Gay Sisters," "Background to Danger," "Battle of the Atlantic," and "Man From the FBI," "Nine Lives Are Not Enough," "Law of the Tropics," "The Smiling Ghost," "The Hard Way," "Carnival in Rio," "High Towers," "The Black Widow," "Right Shoulder Arms," "Sing, Baby, Sing," "Manhattan Fury," "The Great Divide" and "All Through the Night."

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

FOR the first time since color photography was introduced into motion pictures, five full-length Technicolor features are simultaneously being made by a single company. Paramount has four under way at its Hollywood studio and one in Florida. They are "Louisiana Purchase," "Reap the Wild Wind," "Bahama Passage" and "Her Jungle Mate," all being made in Hollywood or on locations, and the Fleischer studio's "Mr. Bug Goes to Town," full-length feature cartoon now in work at Miami.

● ●

CHARLES COBURN and Judith Anderson will play Dr. and Mrs. Gordon in Warner Bros.' production of Henry Bellamann's best selling novel, "Kings Row," now in production, under the direction of Sam Wood.

● ●

CHARLES RUGGLES and Onslow Stevens, yesterday joined the topflight cast now being assembled to support Penny Singleton and Glenn Ford in their forthcoming filmusical "Go West, Young Lady."

● ●

HATTIE McDANIEL has been added to the cast of "The Male Animal" at Warners.

● ●

JOHN CROMWELL will direct Darryl F. Zanuck's production of "Benjamin Blake" at Twentieth-Fox, it has been announced. Pic will co-star Tyrone Power and Ida Lupino.

● ●

ARNOLD PRESSBURGER'S second production for United Artists release, following the completion of "The Shanghai Gesture," will be "Saxophone."

● ●

ALAN MOWBRAY, one of Hollywood's ablest screen butlers, will portray Bud, the comic butler, in Metro's screenization of "Panama Hattie." This is the character created by Arthur Treacher in the N. Y. musical hit.

● ●

VICTOR MATURE'S first assignment under his recently-signed contract at Twentieth Century-Fox, will be the leading role opposite Betty Grable, in "Hot Spot." Dwight Taylor is writing the script from Steve Fisher's best selling mystery-romance, "I Wake Up Screaming."

● ●

WALTER KINGSFORD and Charles Smith are latest to be assigned roles in "The New York Story," the M-G-M story of a devil-may-care newspaper man with Edward G. Robinson, Edward Arnold, Laraine Day and Marsha Hunt.

● ●

JAMES ELLISON, popular leading man, is looking for a ranch in the San Fernando Valley, suitable for raising horses. He made his start in pictures as a cowboy star and wants his son, Durk, 2, to be able to enjoy his childhood in the wholesome atmosphere of a ranch.

● ●

EDMUND McDONALD will play a top sergeant in "Great Guns," a Laurel and Hardy comedy, which Monty Banks will direct at 20th Century-Fox. He has shaved off his mustache for the romantic lead, his first part before the camera, which does not require that he play a tough gangster or a riding'-shootin' cowboy.

● ●

GEORGE PAL, Steven Vanderveer and Sterling Pile are spending a few days at Caliente, Mexico. The trio, executives of the Pal Puppetoon Production Company, which supplies Paramount with puppet movies in Technicolor, are considering a series of Jim Dandy adventures in the countries of this hemisphere, starting with a bull fight film. "Gay Knighties" is now before the cameras.

● ●

CHARLIE RUGGLES, has been cast in a featured role in Columbia's "Go West, Young Lady." He recently completed a very important role in "Parson Of Panamint."

● ●

OUR Passing Show: Marlene Dietrich, Mickey Rooney, Jean Gabin, Anatole Litvak, Henry Blanke, Edward Ludwig, Hedda Hopper, Albert Lewis, Tony Martin, Lana Turner, Deanna Durbin, Val Paul, Joe Pasternak, John Wayne, Mr. and Mrs. Richard Weil, Peggy Moran, Lou Irwin, Bill Grady, Laraine Day, Mary Martin, at the opening of "Jump For Joy."

● ●

JACK MILLER, recently added to the story department of George Pal Productions, is a pioneer in the field of animated cartoons, having worked in Kansas City, Mo., with Walt Disney as early as 1920. Since coming to Hollywood he has written 47 original screen stories for animated cartoons as well as collaborating with other writers on more than 140 animated cartoon pictures. He has completed work on "The Gay Knighties," Pal's fourth Puppetoon, in collaboration with Cecil Beard and they are now working on the fifth story.

● ●

JOHN HOWARD, whose screen roles have been more or less uneventful, has run into a dramatic cyclone in his part in Columbia's "Three Girls About Town." In one day he was slapped 32 times by Joan Blondell and Janet Blair. Binnie Barnes is the third of the "Three Girls About Town," and Leigh Jason is directing. Sam Bischoff is the producer.

● ●

FOR the third time, Christy Cabanne is directing a "Scattergood Baines" film for Jerry Brandt. It's "Scattergood Encounters Broadway." Guy Kibbee again stars.

● ●

ALBERT S. ROGELL and Art Arthur have completed the final draft of their story with a naval background and have submitted it to the Navy Department for an official okay. The story is a follow-up idea of "Suicide Fleet," which Rogell directed for RKO-Pathe in 1931 with the co-operation of the Navy.

150 Openings for "Tom"

Following its world premiere at Radio City Music Hall, RKO's "Tom, Dick and Harry" opens this weekend in 150 key situations.

Pressburger Borrows Tierney

West Coast Bureau of THE FILM DAILY

Hollywood — Arnold Pressburger has borrowed Gene Tierney from 20th-Fox to appear opposite Victor Mature in "The Shanghai Gesture."

First Metro N'York Tradeshow Draws 71

(Continued from Page 1)

which was screened at the Astor Theater, marking the first of three nation-wide tradeshows thus far scheduled by M-G-M.

Among those present at the showing were:

Gus Eyssell, Music Hall; H. Sussman, Sussman Circuit; Irving Lesser, Roxy Theater; Charles Steiner, Belle Circuit; Leon Rosenblatt, I. Welt, Bernie Brooks all of the Rosenblatt Circuit; E. Stern, Rugoff & Becker Circuit; H. J. Klein, J. J. Theaters; J. D. Eagen, F. L. Fowler, N. Vincent, Wilmer & Vincent; Dave Snaper, Snaper Circuit; A. Margulies, Rialto Theater, W. New York, N. J.; N. Elson, L. Brandt, M. Levine, Brandt Circuit; A. Daly, T. Sarris, John Benas, Skouras Circuit; E. Seider, J. Seider, M. Seider, I. Wheeler, Associated Playhouses; S. Goodman, Century Circuit; S. Deneau, G. Thrilling, Fabian Theaters; Ed Alperson, N. Polon, Max Fellerman, M. Stein, J. Becker, RKO Theaters; I. Kaplan, H. Rinzler, S. Rinzler, E. Frisch, Randforce Circuit; I. Gottlieb, Stanley Theater, Brooklyn; S. A. Seelan, Mermaid Theater, Brooklyn; W. Kaster, Arden Theater, N. Y. C.; S. Bagatell, Regun Theater, N. Y. C.; William B. Stein, Strand Theater, Hackettstown, N. J.; L. Weitzman, Summit Theater, Union City, N. J.; H. Rosen, Inwood Theater, Forest Hills, L. I.; N. Herman, Hawthorne Theater, Hawthorne, N. J.; C. Meyerson, Lyric Theater, Oyster Bay, N. Y.; L. Greenfield, Boro Hall Theater, Brooklyn, N. Y.; H. Spivak, Ritz Theater, Carteret, N. J.; M. Mario, Venice Theater, N. Y. C.; J. Meltzer, Associated Theaters of N. J.; T. DiLorenzo, New Paltz Theater, New Paltz, N. Y.; N. Moll, Craft Theater, Bronx, N. Y.; R. Goldblatt, Music Hall, Tarrytown, N. Y.; J. Gelber, J. Hattam, Interboro Circuit; J. Reiser, Manhattan Theater, N. Y. C.; Abe Shenk, Center Theater, Brooklyn, N. Y.

NLRB Sanctions Bargaining Election by Screen Readers

(Continued from Page 1)

secret ballot will be conducted as early as possible within 30 days among all salaried readers employed in story-reading departments in New York offices of Paramount, 20th Century-Fox, RKO, Universal, Columbia, and Loew's.

The readers will determine whether they desire to be represented by the Screen Readers Guild of New York for collective bargaining purposes. Piece-work readers and supervisory employes will not participate in the balloting.

Board decision stated that in each case question concerning representation existed. Each company stated that it contested both the unit proposed by the Guild and Guild majority. Board's regional director in New York stated that Guild represented a substantial number of screen writers in service of each company.

Board decided that piece-work readers are not employes within the meaning of the NLRB act since they frequently work for more than one company; that companies do not list such workers on regular payrolls; that they do not receive vacations with pay, etc., and that no social security tax is deducted.

One board member dissented from that part of the decision.

Mich. Allied Survey Shows Construction Gain

State Gained 83 Houses; Circuit Seats Increase, Three-Year Survey Shows

By H. F. REVES

FILM DAILY Staff Correspondent

Detroit—The growth of theater construction in Michigan during the past three years is strikingly summarized in a survey completed by Allied Theaters of Michigan, which has carefully totalled seating data for the state. Evidence strongly confirms the many reports of heavy theater building in both Detroit and upstate areas, as published from time to time in THE FILM DAILY during this period.

The state has gained 83 new theaters, over and above the loss of houses closed and dismantled, during the three years since the last similar survey was made. Even more striking is the increase in seating capacity, with the increase totalling 52,296 seats.

Breakdown of figures compiled shows that bulk of increase in seating capacity has been among the circuits, both affiliated and independent, with the actual increase in number of houses about evenly spread between the two classes of circuits and independent exhibitors—owners of one or two houses. Indication is clearly that while the independents are holding their own in adding new theaters, the circuits are definitely gaining in total seating capacity by the construction of larger houses.

Outstanding in the figures for increase is the record of the Butterfield Circuit, which added some 18,000 seats during this period. The other drastic change shown among the circuits is in the substitution of Raymond Schreiber's group of houses for the former Advance Theatrical Operation Circuit, whose five houses he acquired.

In Detroit itself, the outstanding increase is in the Wisper & Wetsman Circuit, which added some 8,000 seats in this period.

The general summary of gains is:

1938

Type of Operation	Theaters	Seats
Affiliated circuits	110	133,112
Unaffiliated circuits	66	61,117
Independent exhibitors	404	209,517
Totals	580	403,746

Type of Operation	Theaters	Seats
1941		
Affiliated circuits	133	153,597
Unaffiliated circuits	81	75,487
Independent exhibitors	449	226,958
Totals	663	456,042

The circuit figures are broken down by each management group including a total of four affiliated theater circuits—two of them operating a single house each—and nine unaffiliated:

Affiliated Circuits' Seats

	1938	1941
Butterfield Theaters	88,282	106,267
United Detroit Theaters	36,472	38,972
Fox Theater, Detroit	5,500	5,500
RKO Theaters	2,858	2,858

Unaffiliated Circuits' Seats

	1938	1941
Associated Theaters	5,012	8,255
Advance Theatrical Operation Corp.	4,719	....
Samuel J. Brown	3,522	3,522
William A. Cassidy	3,505	3,505
Ben and Lou Cohen	8,701	8,155
Fred De Lodder	6,432	6,432
Krim Bros.	3,765	3,524
William J. Schulte	7,491	10,156
Ray Schreiber	....	5,921
Wisper & Wetsman	17,970	26,015

Crescent Defense Scoring

Judge Rules Evidence is "Too Speculative"

(*Continued from Page 1*)

Crescent Amusement Company and affiliates—from an observer's viewpoint, was very much in favor of the defense. First of all, Judge Elmer D. Davies ruled as "too speculative and too remote all evidence bearing upon Bank Nights, Amateur Nights and Hot Seat Nights," although very little testimony as to these methods of competition has as yet been given.

In an equally important, if not more important, decision, Judge Davies stated that he was inclined also to eliminate all evidence as to methods employed by Crescent Amusement or other defendants in acquiring theaters in small towns whether by fair means or foul, but that he was concerned about the issue of whether "by the acquisitions, defendants did build up a monopoly in restraint of interstate trade in films, through the use of circuit building power."

Lengthy argument by Government counsel that any and all methods used by Crescent were an integral part of the defendants' conspiracy with film distributors resulted in an agreement by the court to continue to accept evidence regarding theater purchases by defendants.

J. D. Henry a Witness

On the stand at the time above decisions were made was J. D. Henry, now operating the Hickman Insurance Co., Hickman, Ky., but who had previously for many years operated theaters in Hickman and for a short time in Union City, Tenn.

Henry was questioned for the entire morning by attorneys for both plaintiff and defendants. He was questioned exhaustively by D of J attorneys concerning the opening and operations of a theater in Union City involving contracts for films with United Artists, Columbia, and Universal. Henry testified that he opened the Roxy Theater there in March, 1939, but that three months and nine days later he sold out to Crescent Amusement Co. for $8,000 and signed an agreement not to engage in the moving picture business in Union City for 25 years.

This was followed by testimony revealing that Henry contracted for a total of 175 pictures out of the 1937-38 and 1938-39 seasons, contracting with United Artists, Columbia and Universal, altogether more than $1,000 worth of films in rental value, using only a small part of these pictures before selling the Roxy to Crescent.

Questioned on cross-examination by both Edward C. Raftery, representing United Artists and Universal, and Louis D. Frohlich, attorney for Columbia, Henry admitted to considerable controversy with the exchanges due to failure to meet his part of the contracts. He revealed to the court that, according to his interpretation of his contracts with exhibitors on pictures played on percentage he was not obligated for anything where he didn't play the picture.

Had Large "Bank" of Film

Although the witness testified that he sold out largely because he foresaw difficulty in contracting for United Artists, Universal and Columbia pictures for 1939-40, Attorneys Raftery and Frohlich drew from him evidence that he had a large "bank" of films to draw from when he sold out and had no difficulty in obtaining pictures up to that point.

Under questioning by Raftery, he identified a letter bearing his signature, addressed to United Artists, in which he proposed co-operation in competing with Crescent Amusement Co. with this distributor's products in Union City and nearby towns.

Questioned about a letter which indicated his failure to keep the agreement with Sudekum to stay out of the theater business in Union City, Henry testified that films he sought to get for exhibition in a tent theater was "for PTA (Parent Teachers' Association), probably during Fair week."

At the conclusion of the cross-examination defense attorneys stated to Judge Davies that it was their opinion that Henry opened the Roxy Theater in Union City with the intention from the beginning to sell out to Sudekum. It was brought out in the testimony that none of the pictures contracted for by Henry for the Roxy was ever shown by Crescent's theaters in that city.

Joe Wiley on Stand

Following Henry on the stand was Joe Wiley, also of Hickman, Ky., and associated with Henry, both in the Roxy Theater at Union City of which he was manager, and at present working for his insurance company. He was questioned closely about what he knew about the operation of the Roxy, but little was developed of interest to either side.

After Government attorneys had drawn from Wiley considerable testimony concerning the fact that the witness began remodelling a building for a theater at Hickman, but gave it up when W. F. Riffin, of the Riffin Amusement Co., began constructing a competing theater, Judge Davies ruled it all immaterial since Ruffin is not a defendant in this suit and has no direct connection with it.

OUTSIDE LOOKING IN

Editor's Note: The opinions expressed in this resume of critical and columnar comment on industry matters are essentially those of the writers quoted; they do not necessarily reflect those of THE FILM DAILY.

ANGELO PATRI (*Knoxville Journal*): "The movies are a part of the daily life of this country. They are an educative force to be reckoned with and used for the good of the people. For the most part they are light entertainment and that, too, is educative and to be used for our good.

"We complain about the effect of movies on children without making the complaint specific. That we have a just complaint is beyond question, but it is not a blanket complaint and should not be offered as one. My specific complaint is that all movies are open to everybody from infants in arms to the aged. I would prefer a little discrimination in this particular. I would not allow children of certain stages of development to attend certain movies. I would exclude babies in arms on the ground of health reasons.

"When a movie has to do with questions beyond the understanding of children . . . I would keep children who might be affected by them out of the theater. But I would do that myself, being the responsible parent, and I would not expect the police to do it for me."

10 Cents Straight for Kids At the Temple, Rochester

Rochester — Ten-cent admission for kids at all times has been put in effect by the Temple theater here. Admission formerly was 15 cents on Sundays and holidays. Move has resulted in increase in kids business.

Cut Prices for U. S., British Service Men

Coral Gables—Reduced rates for service men have been announced at the Gables, Coral and Grove Theaters. First two are Paramount houses, the latter belongs to Wometco. All men in military uniform, including the British cadets enrolled in Miami University, will be admitted for 20 cents.

Half Price for Service Men

Springfield, Mass. — The Rifkin nabe chain has halved the price of admission for all men in the U. S. armed services.

20-Cent Service Admission

Buffalo—The 20th Century Theater, downtown first-run house, on Sunday announced and put into effect a policy of 20-cent admissions any time for uniformed members of United States armed services.

St. Louis 1st Runs Reduce

St. Louis—All local first-runs have put into effect special reduced admission scales for all men in the military and naval services. At Fanchon & Marco houses, any officer or private of the U. S. forces in uniform and their "dates" will be admitted at half-price, or a saving of from 10 to 25 cents on each admission.

Special Service Scrip Set

Houston — Soldiers from Army posts in this area will be admitted to all 13 of the local Interstate Theaters and to Loew's State for 75 per cent of the former ticket charges, theater officials said. Tickets will be interchangeable at any of the 14 participating theaters, will be issued at the various cantonments to those desiring them, and will be in scrip form.

Wis. ITPA to Review Pix At Tradeshows for Members

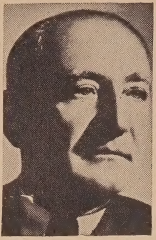
(*Continued from Page* 1)

ized. Names of the members of the committee are withheld and they return their reports to the ITPA office following the screenings.

Members of the committee, according to Harry Perlewitz, business manager of the ITPA of Wisconsin, are from Milwaukee and around the state and as a result are in a position to offer a good cross-section opinion concerning the product shown.

Warner Theaters, Inc., is remodeling for a projection room in the basement of the Warner Theater Bldg. to seat about 100. Alterations are being made at a cost of about $6,500 and the room will be used for trade screenings of the new product.

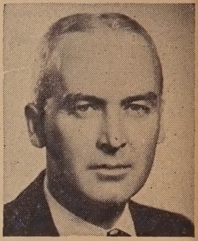
In Limelight at 20th-Fox's Coast Convention


JOSEPH M. SCHENCK

DARRYL F. ZANUCK

WILLIAM GOETZ

SPYROS SKOURAS


CHARLES E. McCARTHY

20th-Fox Plans 52 for '41-42

Strong Lineup Directed at Mass Appeal

(*Continued from Page* 1)

gram, listed 38 titles for Hollywood production, and six for filming in England under Associate Producer Robert Kane. The latter leaves shortly for London, via New York and Lisbon.

Sharing the spotlight with Wobber's disclosures was the appearance of Darryl F. Zanuck, vice-president in charge of production, who assured the delegates that 20th-Fox has assembled the strongest lineup of young players in its history.

Zanuck in particular cited Dana Andrews, Anne Baxter, John Sheppard, Gene Tierney, Carole Landis, John Sutton, George Montgomery, Roddy McDowall, Victor Mature and John Shelton, whose contract was recently acquired from Metro.

Directed at Mass Appeal

Six months ago 20th-Fox set a policy of concentrating on making box office pictures and dropping plans for any prestige or "trophy" pictures, Zanuck told the salesmen. He said the organization's pictures will be directed at mass appeal and will have a diversity of subjects. Zanuck said Ginger Rogers will do one picture for company with Lubitsch directing.

Emphasizing cost of production he pointed out that cost of labor on a picture exceeds salaries of star or stars on same picture. Zanuck also stated that because of war plenty of comedies and cheerful pictures will be needed. He declared that the organization is way ahead on production and that by January 1, 1942 the company will have six or eight more A pictures ready than were made in the entire 1940-41 season.

Hermann G. Place, chairman of the executive committee, said the company is in excellent condition and has tremendous assets. Joseph M. Schenck gave the salesmen an inspiring talk.

Wobber said his selling system will be kept flexible and production will have a maximum flexible policy to take advantage of changing world conditions.

Wobber's title lineup included 25 of the 29 published in THE FILM DAILY on Monday. The omissions were Hugh Walpole's "Blind Man's House," Theodore Dreiser's "My Gal Sal," "This Above All" while "I Wake Up Screaming" was listed under a new title, "Hot Spot," indicating last minute changes in program make-up.

New Titles Listed by Wobber

In addition to the 25 previously printed, Wobber listed:

"DRESSED TO KILL," starring Lloyd Nolan with Mary Beth Hughes and Sheila Ryan; "PRIVATE NURSE," with Jane Darwell, Brenda Joyce, Sheldon Leonard and Robert Lowery; "GREAT GUNS," a Laurel and Hardy comedy with Sheila Ryan in the feminine lead; "MARRY THE BOSS'S DAUGHTER," with Brenda Joyce, Bruce Edwards and George Barbier; "CHARLIE CHAN IN RIO," with Sidney Toler again playing the title role; "HOT SPOT," based on Steve Fisher's mystery novel, "I Wake Up Screaming"; "GIFT OF THE MAGI," Robert Kane's production of the O. Henry tale which will star Tyrone Power; "SMALL TOWN DEB," a Jane Withers film, with Jane Darwell, Cobina Wright, Jr., and Bruce Edwards; Zane Grey's "LAST OF THE DUANES," "WE GO FAST," "MAN AT LARGE," "CADET GIRL" and a second Zane Grey story, "RIDERS OF THE PURPLE SAGE."

Eight On British Program

Additional titles will be added to this list as new story purchases are made by the studio, Wobber stated. He listed the British pictures to be made by Kane as "This Above All," from the novel by Eric Knight; "Spitfire," "Uncensored," "Paddy, the Next Best Thing," "Kipps," the H. G. Wells story co-starring Diana Wynyard and Michael Redgrave; "Pitt the Younger," with Robert Donat and Robert Morley; a second film with Robert Donat; and another in the popular "Inspector Hornleigh" series of comedy mysteries.

The company also will release 52 one-reel films and 104 issues of Movietone News.

For Maximum Flexibility

Distribution of the new season's pictures will be governed by the terms of the New York consent decree, and the selling system will be kept flexible to meet varying situations, Wobber emphasized, and added that the company had deliberately set its plans to insure maximum flexibility in production operations in order to be in a position to take advantage of changing world conditions.

The first group of five pictures will be ready for distribution on Aug. 1.

Wobber informed the convention that the 1940-41 feature film circulation was more than 12 per cent over the record-breaking 1939-40 figures.

GE Gets Albany-Troy Tele Station Permit

(*Continued from Page* 1)

yesterday when the FCC granted a construction permit to General Electric for such a station to operate on television channel No. 3 to serve 3,320 square miles with some 572,000 residents.

The applicant proposed to remodel its present experimental television station for commercial purposes by September 1 .

Incidental experimentation with color television is contemplated.

Metro Gets Coast Tele Station Permit from FCC

Washington—The FCC yesterday approved construction permits for the erection of a West Coast television station by Metro-Goldwyn-Mayer Pictures and by Columbia Broadcasting System. These permits boost to 52 the number of commercial FM stations now authorized throughout the country.

Construction permit to M-G-M authorizes the erection of a station in the Santa Monica Mountains to cover the Los Angeles metropolitan district and Los Angeles, Orange and Ventura counties and the western part of Riverside county. Within the 700 square miles which the station will serve is a population of 2,500,000.

Pending approval of antenna site by the Civil Aeronautics Administration, Metro was assigned 46.1 mc. frequency, with call letters K6ILA.

DuMont Files Application For Commercial Television

Washington—The FCC yesterday received an application from the Allen B. DuMont Laboratories seeking authority for commercial operation of W2XVT.

Charge Gov't Intimidated Crescent Witness

JUL 22 '41

(See Column 2 Below)

THE MAYER READING DEPT.

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 13—In Two Sections. Section 1. NEW YORK, FRIDAY, JULY 18, 1941 TEN CENTS

DECREE WILL REVITALIZE PIX — SKOURAS

$2,000,000 Campaign for 20th-Fox's Program

Promotion of Product Never Before So Important, McCarthy Tells Conclave

Hollywood — Twentieth Century-Fox will put an approximate $2,000,000 advertising budget behind its 1941-42 lineup, with American newspapers getting the bulk of the appropriation, the company's sales convention at the Ambassador Hotel was advised yesterday by Charles E. McCarthy, ad-publicity director.

McCarthy, in a telling analysis of the situation, told the assembled executives and convention delegates

(Continued on Page 8)

SPG Wins New York Bargaining Election

The Screen Publicists Guild of New York scored a decisive ballot victory yesterday when a tally of ballots cast in last week's NLRB elections revealed that over 90 per cent of home office publicists in the eight majors voted to certify the

(Continued on Page 8)

K-A-O's $17.50 Dividend Will Eliminate Accrued

Board of directors of Keith-Albee-Orpheum Corp. yesterday declared a dividend, out of surplus, of $17.50 per share on the 7 per cent cumulative convertible preferred stock for the 10 quarterly periods ended June

(Continued on Page 6)

"Aluminum Matinee" Gets 2,000 Pieces

North Adams, Mass.—Local youngsters "went to town" on behalf of the drive for aluminum for national defense purposes, turning in an estimated 2,000 pieces at the Mohawk Theater "Aluminum Matinee."

About 400 youths attended the show and nearly every one donated several pieces of aluminum ware instead of just the single piece necessary for admission.

THEATERS IN USO DRIVE SEPT. 1

Joseph Bernhard Heads Industry Committee, Organized at Request of Thomas E. Dewey

JOSEPH BERNHARD

Theaters throughout the U. S. will launch a national drive on behalf of the USO the week of Sept. 1, it was announced yesterday simultaneously with the disclosure that a representative industry committee had been organized at the request of Thomas E. Dewey, national USO campaign director.

Joseph Bernhard, general manager of Warner Bros. Theaters, heads the industry committee. Serving with him as co-chairmen are Ed Kuykendall, president of the MPTOA; Martin G. Smith, president of the ITO of Ohio, and Nathan Yamins, former Allied prexy, now a member of its executive committee.

At the organization meeting here, Leonard Goldenson of Paramount, was elected treasurer. Abe Montague of Columbia, head of the distributors' committee, and Maurice (Red) Kann, editor-in-chief of Boxoffice chairman of the trade paper committee.

Members of the committee besides these officers are Harry Brandt, New York; Col. H. A. Cole,

(Continued on Page 4)

Charge Intimidation At Crescent Trial

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville — A witness who demanded that an FBI agent who questioned him guarantee that the Government would win the suit against Crescent Amusement furnished half

(Continued on Page 8)

Sears Sees Canada As Bigger Market

The Canadian film market will take on greater importance next season, according to Gradwell L. Sers, Warner Bros. general sales manager, who returned yesterday from the company's regional sales

(Continued on Page 5)

Tradeshow Turnouts Puzzling

Variety of Explanations for Slim Results

A variety of explanations for the low attendance of the initial tradeshows was expressed yesterday by authorities on both the exhibition and distribution sides of the business. Boiled down, these explanations included:

A. Hot weather in various parts of the country.

(Continued on Page 5)

"Bismarck," Nazi Feature, Gets Customs Green Light

Move to block the further import of Nazi pix into the U. S. got a setback this week when U. S. Customs officials here gave the nod to the German feature, "Bismarck,"

(Continued on Page 8)

Nat'l Theaters Prexy Sees It Weeding Out "Yes Men," Sluggards and Parasites

By RALPH WILK
West Coast Bureau of THE FILM DAILY

Hollywood — Under the consent decree parasites, sluggards, incompetents and Hollywood "yes men" in production will no longer have their inefficiency concealed by productive efforts of able and creative minds, said Spyros Skouras, president of National Theater at 20th Century-Fox sales convention yesterday. He believes the decree will regenerate and revitalize the industry in all its branches.

Skouras also said groups-of-five selling will mean elimination of

(Continued on Page 7)

WB 'York' Tradeshow In New York Tuesday

Bowing to a flood of requests from exhibs. preparing Fall schedules for "Sergeant York," Warners will lead off their tradeshows of 1941-42 prod-

(Continued on Page 5)

Metro District Managers Meet in Chi. Tomorrow

M-G-M's district managers will gather in Chicago tomorrow for two days of sessions with W. F. Rodgers,

(Continued on Page 6)

Rivoli or Hollywood May Get WB's "York"

Overtures for the transfer of Warners' "Sergeant York" from the Astor, where it is being roadshown to top biz, to the Rivoli, now dark, were reported on yesterday, with Grad Sears conferring with George Skouras. Possible bar might be the Rivoli's 2,092 seats, considered large for a roadshow policy. Some observers felt that "York" would go to the Hollywood, seating 1303, if and when a switch is made.

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Thursday, July 17)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	9½	9⅜	9⅜	— ⅛
Col. Picts. vtc. (2½%)	5⅜	5⅜	5⅜	+ ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	140¼	139½	140¼	+ ½
do pfd.	....	....	....	.....
Gen. Th. Eq.	13¼	12⅞	13¼	+ ¼
Loew's, Inc.	31¾	31½	31½	— ¼
do pfd.	....	....	....	.....
Paramount	11⅞	11¾	11¾	— ⅛
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	10⅞	10⅞	10⅞	.....
Pathe Film	12⅜	11⅛	12⅜	+ 1
RKO	3¼	3¼	3¼	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	6⅝	6¼	6⅝	+ ½
20th Century-Fox pfd.	19½	19½	19½	+ ¼
Univ. Pict. pfd.	155¼	154¼	154¼	— 5¾
Warner Bros.	4	4	4	.....
do pfd.	63	63	63	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	104½	104½	104½	+ ⅜
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	94¼	94⅛	94⅛	— ⅛
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cv.	3-16	3-16	3-16	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9½	9½	9½	— ⅛
Trans-Lux	¾	¾	¾	— 1-16
Universal Corp. vtc.	6⅝	6⅝	6⅝	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	61¾	65
Roxy Thea. Bldg. 4s 1st '57	59	62

Institutional Copy Will Start in Journal-American

The New York Journal-American today will start a series of institutional ads, similar to the "Movie Vacation" copy used by other newspapers around the country.

Notice of Trade Showings

exchange centers for the benefit of exhibitors generally

NEW YORK

Picture............................"Sergeant York"
Company.................................Warner Bros.
Date.........................Tuesday, July 22nd, 1941
Time.......................................10 a.m.
Place.................321 West 44th Street, N. Y. C.

Blumenthal Loses Fight To Quash Gov't Subpoena

A. C. Blumenthal yesterday lost his fight to quash a subpoena which required his attendance as a witness at the Government trial of Joseph M. Schenck and Joseph H. Moskowitz when Federal Judge John Bright overruled two objections and upheld the subpoena.

Blumenthal had contended that he was too ill to travel and that traveling expenses had not been offered. The office of U. S. attorney Mathias F. Correa has indicated that a move will be made to punish Blumenthal for contempt of Court. The Court may mete out a maximum fine of $100,000.

Gov't Asks Greater Saving Of Power in the Southeast

Washington Bureau of THE FILM DAILY

Washington—In order to meet defense needs, the Federal Power Commission yesterday called for wider application of curtailment measures on non-defense uses of power in Southeastern states, and warned of necessity for curtailment "by large commercial customers and non-defense industries in the area."

Limitations on electric use in Georgia, Alabama, Eastern Mississippi and Tennessee must be continued and these or similar measures extended to other states in that region, the Commission said.

Kelly Host at Luncheon For Teddy Carr Today

Teddy Carr, United Artists' joint managing director in England, will be the guest of honor today at a luncheon given by Arthur W. Kelly, vice-president in charge of distribution, at the Gotham Hotel. About 35 company executives, department heads and producers' representatives will attend.

Carr is scheduled to return to England about Aug. 5. Meanwhile, he will visit with his family at Lake Placid.

Mac Rubenfeld Improving

Portland, Ore. — Mac Rubenfeld, veteran Metro field salesman, has been remanded to Provine Hospital for observation. He is reported improving.

K-B Arbitration Hearing Under Way in Washington

Washington Bureau of THE FILM DAILY

Washington—Arbitration case of K-B Amusement Co., Washington, against Loew's, Inc. got under way here yesterday, with routine testimony setting the stage for major arguments to come. The K-B Company is contending against clearance the Calvert and Up-town theaters over its Apex Theater, in the same neighborhood.

James V. Hayes and Robert Sher, former D of J attorneys who worked on the New York consent decree represent K-B Amusement Co. C. Stanley Thompson is attorney for Loew's while Warner Brothers, an intervenor in case, is represented by Howard Levinson and Harold Berkowitz.

Apex owners contend that seven days' clearance granted nearby Calvert is unreasonable. Much of yesterday's testimony concerned real estate values in the neighborhood. Rudolph Berger, district manager for Loew's, also was called in to testify.

B & K Intervenes in Portage Park Theater Case

Chicago—B & K has filed an intervention in the Portage Park theater arbitration case. The following theaters have also been named as having an interest in the case which permits them to intervene if they so desire: Essaness circuit, Irving and Avon! Mitchell Bros. Patio Theater; Meltzger, Milford and Rivoli Theaters; Mark Bros., Times; N. Gumbiner's Commodore; Van Nomikos, Logan Theater; Harry Balaban's Dale and Pickwick Theaters; Oak Theater, the Grand, the Karlov, the Armitage, Rio and Avaloe Theaters, the Bell.

Spitz & Adcock represent B & K.

"U" Reports O'Connor Pact Terms to the SEC

An employment contract for John J. O'Connor has been reported by Universal to the SEC. O'Connor, who recently was named executive assistant to President Nate Blumberg, has a three-year deal, calling for $600 a week from June 2, 1941, to May 31, 1942; $700 a week for the next year and $800 a week from June 1, 1943, to May 31, 1944.

COMING and GOING

MAX MILDER yesterday deferred his departure for Europe.

DANTON WALKER will spend the next fortnight on the Gaspe Peninsula.

GEORGE H. MORRIS of THE FILM DAILY editorial staff and **MRS. MORRIS** return over the week-end from a Canadian and New England vacation.

ARTHUR W. EDDY and **MRS. EDDY** left New York yesterday headed for a Vermont vacation after which they will return to the Coast.

MONTY WOOLLEY arrives in Hollywood today.

TYRONE POWER and his wife, **ANNABELLA**, arrive here over the week-end from the Coast for a fling at Summer stock.

ALFRED LUNT arrives here Monday.

JOHN HESSE, manager of the Roger Sherman, New Haven leaves for a vacation at Provincetown on Cape Cod.

SERGT. ALVIN C. YORK, accompanied by **JESSE L. LASKY**, will go to Washington, D. C., July 29 to meet Secretary of State Cordell Hull, coincident with the Washington premiere of Warner's "Sergeant York."

MERLIN H. AYLESWORTH left Rochester yesterday on a four-day fishing trip to the Bay of Quinte.

DAVID O. SELZNICK leaves Chicago today via TWA for the Coast.

WALTER IMMERMAN, B & K exec., is on an Eastern trip.

Gov't Talks Distribution Deal for Rejected Short

Deal whereby a private company will distribute the OPM short, "Aluminum," is reported to be near the closing stage. Short was rejected by the Motion Picture Committee Co-operating for National Defense on the grounds that it did not meet the requirements for theatrical distribution.

This was said to be the first instance where the committee has turned down a short.

In Government film circles it is reported that a large number of theaters are seeking reels dealing with aluminum because of their participation in the aluminum drives.

Jackson Sells to Phillips

Denver—O. C. Phillips has bought the Eaton at Eaton, from Arthur Jackson.

"Happy Birthday to You"
TELEGRAM

JULY 18

Richard Dix — Lupe Velez
Gene Lockhart — Paul Perez
Arthur A. Lee — Charles A. Stimson

JULY 19

M. H. Aylesworth — Edward Sloman

JULY 20

Muriel Evans — Maurice Marks

LIFE BEGINS *for* ANDY HARDY

with LEWIS STONE
MICKEY ROONEY
FAY HOLDEN
Ann RUTHERFORD
Sara HADEN
Patricia DANE
Ray McDONALD
and JUDY GARLAND

Directed by GEORGE B. SEITZ

A Metro-Goldwyn-Mayer PICTURE

MICKEY WOOS!
JUDY SINGS!
BEST
HARDY HIT
YET!

Sh-h!

Don't tell a soul!

"I've just seen a preview of 'LIFE BEGINS FOR ANDY HARDY' and it's the best of them all."

LIFE'S A BED OF ROSES!

When you're an M-G-M Showman!

While
"They Met in Bombay"
Booms!
And
"Blossoms in the Dust"
beautifies the box-office!
(Three flowery weeks at Radio City Music Hall!)
Along comes a *Hardy Hit!*
Mickey's uproarious!
Judy's glorious!
(More garlands to the voice that thrills!)
And M-G-M's victorious!
Yes, our Summer Policy:
(No holding back pictures, just hold-over hits!)
Is the Talk of the Industry!

HOLD IT!

CLARK GABLE and ROSALIND RUSSELL
continue to delight Broadway for a third palpitating week
in M-G-M's Clarence Brown production
"THEY MET IN BOMBAY"
CAPITOL Broadway & 51st Street AIR-COOLED NOW

3d WEEK! CAPITOL!

Hold-Overs Everywhere

2nd WEEK AT

Baltimore, Cincinnati, Cleveland, Dayton, Harrisburg, New Haven, Norfolk, Philadelphia, Pittsburgh, Providence, Reading, Richmond, Rochester, Syracuse, Toledo, Wilmington, Worcester, Atlanta, Houston, Memphis, New Orleans, Nashville, Denver, Indianapolis, Kansas City, Los Angeles, Louisville, St. Louis, San Francisco, Seattle, Hartford, Milwaukee, Buffalo!

Optimism in Canada Despite Heavy Tax

Canada's most important showmen and representative exhibitors are highly optimistic over theater business conditions despite the additional 20 per cent Dominion amusement tax, according to F. J. A. McCarthy, Universal's Southern and Canadian sales manager, who has just returned from a three-week tour of Canada.

McCarthy reported that the new tax, combined with a spell of unusually hot weather, resulted in a temporary drop in receipts but that business has started to build and Canadian showmen are confident that it will continue to increase. He said that Empire Universal executives were enthusaistic over the first-run grosses of "In the Navy" which exceeded in business the unprecedented receipts from the 11-week run of "Buck Privates" at the Imperial Theater, Toronto.

McCarthy's tour of Canada was the most extensive ever made by a home office executive, being the first time that a company official has visited every key center and so many of its subsequent-runs.

First Fort Worth Drive-in Theater Opens Tomorrow

Fort Worth, Tex.—The Bowie Blvd. Drive-In Theater, the first drive-in theater in this sector, will have its formal opening tomorrow. Construction on the $75,000 drive-in, which was scheduled to open by June 15, was held up because of heavy rains during May and June. Henry Brownlee, theater manager of Fort Smith, Ark., will manage for W. G. Underwood, and Claude Ezell, Dallas, builders and owners. Theater has 406-car capacity and will operate the year round.

B & K Managers in Shift

Chicago—Ben Adelman, assistant manager at the B & K Uptown Theater, has been named manager of the Albia Theater of the circuit, succeeding J. Stine, who has been transferred to the Terminal Theater. Oscar Prebie of the Terminal Theater has been transferred to the Cine Theater as assistant to Manager Will Briscoe. Tom Regelin has been transferred from the North Shore Theater to the Uptown Theater as assistant to Manager Ben Bloomfield.

Sergt. York to be Tenn. Lieut.-Col.

Nashville, Tenn.—It will be Lieut.-Col. Alvin York shortly.

Gov. Prentice Cooper, it was learned yesterday, will so commission the World War hero, subject of Warners' "Sergeant York," in the Tennessee National Guard.

ALONG THE RIALTO

WITH Phil M. Daly

▼ ▼ ▼

● ● ● **NOT** only are service men......grateful for the reduced rates......inaugurated by theaters......across the country......but veterans' organizations......also are expressing appreciation...... Typical of such commendation......is a letter addressed to......Si Fabian at the Brooklyn Paramount......by Theodore B. Nicholson...... Senior Vice Commander.....of Maj. James E. Maloney Post 163....Regular Veterans Association....lauding the "exemplification of the patriotism ......of your honored organization".....Nicholson advised that he was bringing the Fabian policy......to the attention of the State and National associations......Thus proving anew what was written down ......so many centuries ago......in Ecclesiastes, xi, 1......For the return in good-will......cannot but be of inestimable value......

▼ ▼ ▼

● ● ● *SOMETHING fresh in publicity concepts........was outlined this week......by Glenn Ireton......Warners press relations director in Canada......before the company's Dominion sales convention......in Montreal........Ireton pointed out the necessity......of training perspective......on the complete publicity job......to include three distinctly separate campaigns...... Institutional......Advance......and Playdate......Ireton's ambitious plans......will bear watching......in the months to come.*

▼ ▼ ▼

● ● ● **UNDERNEATH** the suave exterior of......Francis Falkenberg, Alabama Theater manager......down Birmingham way......lies the soul of a rough and ready newshound......Falkenberg, as police reporters there have noticed......spends many off hours chasing down ......fires, accidents and burglar alarms......At 1:30 a.m. he appears at Hillman charity hospital admitting room......to check up on accidents ......At the early morning Police Court......he slips into the reporters' section to listen......And at any unheard of hour......merely for the asking......he'll go along for the ride......on a wild ambulance chase......

▼ ▼ ▼

● ● ● *ALERT exhibs. will find inspiration......in the furore over Greer Garson's red hair......on the heels of Metro's "Blossoms in the Dust"......Radio City Music Hall engagement...... Kate Cameron of New York Daily News......was so taken with the picture and Greer's terrific tresses......that she expressed the hope that......all pictures soon will be made in Technicolor ......Walter Winchell added that Greer......"comes through as the girl Technicolor was invented for"......and Ed Sullivan predicted that she......"will make redheads popular all over again" ......Leo's publicity department is......urging exhibs. to cash in through....Red-Headed girl contests and clubs....special matinees for titian-topped females........Inquiring Reporter columns on gentlemen's current preferences in coiffure coloration......and radio quiz battles between carrot-tops and their blonde and brunette sisters......Looks like Metro, "Blossoms" and Technicolor have something there in Greer Garson......*

▼ ▼ ▼

● ● ● **A** welcome addition to the Broadway columns is the Journal-American's......"What's New......What's Due ALONG THE RIALTO," by-lined by the paper's dramatic editor, G. E. Blackford......Although only a couple of weeks old, the column has been reaping plenty of reader praise......Blackford, who was formerly picture editor of the sheet......before being upped to his present post......devotes a generous portion of his Broadway chatter to screen doings......So, here's a tip for the industry's pressageys......Shoot some of your flash film chatter to "Blackie"......another of those "boys from Syracuse"......

Theaters to Start USO Drive Sept. 1

(*Continued from Page* 1)

Dallas, Tex.; Jay Emanuel, Philadelphia; Si Fabian, New York; Charles Koerner, New York; John Harris, president Variety Clubs of America, Pittsburgh; Herman Robbins, New York; George Skouras, New York; Sidney Samuelson, Philadelphia; Jules J. Rubens, Chicago; R. B. Wilby, Atlanta; Pete Wood, Columbus, Ohio; Major L. E. Thompson, New York; Joe Vogel, New York, and R. J. O'Donnell, Dallas.

Announcing that he and the exhibitors' committee had persuaded Bernhard to head the campaign, Dewey said, "I have asked the motion picture theater men of the nation to volunteer their services and their theaters for the USO because of the unusual situation which has developed since we began the campaign.

"Since the original budget was planned, the Government has practically doubled the number of men who will be in service within a year. In addition to the first 1,200,000 men, another 900,000 will be drafted in the next 12 months.

"With more than 2,000,000 men to serve, the USO will need considerable additional funds. Therefore, we are asking the American people to contribute further and have asked the theaters of the nation to wind up the campaign during the first week of September.

"Since everybody goes to the movies the theaters will give an opportunity for millions of people not reached through our various committees, or who wish to increase their contribution, to do their bit for the USO. The theater men of the country have responded generously to this request and I am certain millions of Americans will be glad to help the theaters help the USO."

Chi. Censor Back on Job

Chicago — Lieut. Harry Costello, police film censor, has returned from his Sunmmer vacation, spent in Florida.

Tom Francis With Cue

Tom Francis, for the last eight years with Photoplay, has joined the Eastern advertising staff of Cue.

New Zealand Getting 85-90% of U. S. Pix

Washington Bur., THE FILM DAILY

Washington—The U. S. supplies from 85 per cent to 90 per cent of all feature films shown in New Zealand, the rest coming from the United Kingdom, the Commerce Department reports. Australia furnishes practically all of the newsreel and short subjects shown.

Building
Remodeling

THE Film DAILY
Equipment News

Equipment
Maintenance

VOL. 80, NO. 13—Second Section NEW YORK, FRIDAY, JULY 18, 1941 TEN CENTS

COASTS, SOUTH & SOUTHWEST BEST MARKETS

Ebersons Inaugurate Theater Inspection Service

PLAIN TALK
. . . about equipment

By GEORGE H. MORRIS

Equipment Editor, THE FILM DAILY

ANY action which purposefully or even circumstantially aids a crusade is welcome to the crusaders.

For some time, the need has been felt by this industry, and specifically by the exhibition field (for that is the first line of revenue), to arrest the tendency of the public to stay away from movies. Evidence that folks are doing so outcrops in both recent statistics and the testimony of circuits and indie showmen who are well qualified as witnesses on this score.

Although the attendance drop cannot be characterized as alarming, nevertheless it is of such proportions that corrective measures should and must be harnessed,—before the horse is stolen, or at least a goodly way out of the barn.

Because the proverbial stitch in time saves nine; because there have been too many instances of delayed action being costly to motion picture interests; and because a sincere minority of far-sighted and progressive film executives are expending a good deal of time and effort to stay the hand of admissions-recessions and their cause deserves support, FILM DAILY Equipment News has been consistently pressing for action which would "sell" the film patron on all that he or she receives for an admission ticket, over and above the privilege of seeing the show. In other words, if benefits to the purchaser effect sales favorably (and they do), the theaters should point out to their active, dormant and prospective patrons the benefits they gain through theater equipment.

——o——

WHAT will please the crusaders who hold this view,—and you can't "include us out of it,"—is the recent constructive

(*Continued on Page* 2)

Trys Black Light

Honolulu—Particularly effective is the use of fluorescent carpeting and black light in the Waikiki Theater aisles. Interior of the house is designed to resemble an open-air tropical patio, with banana and coconut trees and other lush vegetation discernible in the soft lights. Installation, by Vin Hamm Young Co., has brought favorable press and oral comment.

Obsolete Construction, Fire Hazards Checked In New Development

Establishment of an inspection service for theaters was announced yesterday by John and Drew Eberson, leading theater architects, who are developing the new activity at the instigation of a large circuit. Some 400 of the circuit's houses have been turned over to the Ebersons for immediate inspection.

In view of the fact that many of the theaters owned by circuits qualify as antiquated, preliminary surveys establish that more than 20

(*Continued on Page* 7)

New Projectors, Lamps For Most Loew Houses

A national plan to replace present projection equipment in Loew's, Inc., theaters has been inaugurated by the circuit. Project calls for the installation of Simplex E-7 projectors and Peerless HyCandescent projector lamps in most of Loew's 114 houses.

Circuit has also initiated an educa-

(*Continued on Page* 7)

Scheftel Associates Plan New Queens House

Herbert Scheftel, Alfred G. Burger and Richard Reiss have been granted a charter to erect a new theater in Queens under the name of the Squire-Queens Corp. Theater and stores will be constructed at

(*Continued on Page* 4)

Sound Gets to Aklavik

Blocks of ice, yes, but not blocks-of-five, are of consequence to the film trade up in Aklavik, Northwest Territories, Canada. The "trade" there consists of getting pic product to show the inhabitants, more than 75 per cent of whom had never seen a sound picture prior to last Christmas. Productions on 16 mm. are shipped up by airplane, and the service is only once a month at that. Victor Animatophone equipment is used for the periodic showings.

Small Mich. Circuits Lead in Remodeling

By H. E. REVES

FILM DAILY Staff Correspondent

Detroit—Remodeling program of Michigan exhibitors is fairly small in view of general anticipated revenues from national defense workers in this area, and the trend toward theater remodeling encouraged by the theater condition clauses of the Consent Decree. Survey of actual work just completed, now under way, or planned for the near future, shows

(*Continued on Page* 5)

Motiograph Equipment In 14 More Theaters

Chicago — Motiograph projection equipment has recently been installed in 14 houses, according to an announcement from Motiograph, Inc.

Theaters include: Basil's Strand and Roxy Theaters, Buffalo; Newing-

(*Continued on Page* 4)

List SMPE Meet Committees
50th Convention in N. Y. Oct. 20-23

Convention committees and a program outline for the 50th semi-annual convention of the Society of Motion Picture Engineers, at the Hotel Pennsylvania, Oct. 20-23, have been announced.

Program and Facilities committee comprises: E. Huse, SMPE president; E. A. Williford, past-president; H. Griffin, executive vice-presi-

(*Continued on Page* 6)

Typhoon Fan Has 16 Jobs On Its Books

Typhoon Air Conditioning Co., Inc., has 16 theater jobs currently on the books, either in work, just completed, or contracted for. Most recently completed installation is in the Colony, Livingston, N. Y., where

(*Continued on Page* 4)

Defense Money Assignments Indicate Outlets For Equipment Distributors

The Coast states, both East and West, the South and the Southwest, loom as the probable best markets for equipment distributors in the near future, it is revealed by a survey comparing the ratio of National Defense contracts awarded with the volume of manufacturing, and the percentage of contracts awarded to state incomes for 1939, the last year not affected by Defense orders. Checkup showed a national total of $15,350,716,000 in Defense assignments between July 1, 1940, and May 31, 1941, equal to 22.3 per cent of all 1939 manufacturing and 21.9 per

(*Continued on Page* 5)

Academy Bulletin On Sound Standards

West Coast Bureau of THE FILM DAILY

Hollywood—The Research Council of the Academy of Motion Picture Arts Sciences, continuing its work in the theater field, is preparing for release to exhibitors, manufacturers and service organizations of the industry, a technical bulletin containing standards for theater sound

(*Continued on Page* 6)

Golden State Building 5, Remodeling 20 Houses

San Francisco—Golden State Theater Realty Corp. is in the midst of a large building and remodeling project. The program includes five

(*Continued on Page* 6)

Flames As "Chaser"

Fort Leonard Wood, Mo.—Some 1,400 soldiers were viewing a movie last week-end when a short circuit caused a fire in Theater No. 4. Officers present stood up and shouted orders for the men to fall in and march from the house. All escaped unhurt and there was no disorder. Theater, equipment and films were destroyed in the fire with loss estimated at $30,000.

THE FILM DAILY Equipment News
Building Remodeling
Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folk, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK

. . . about equipment

(*Continued from Page* 1)

happening in Chicago, namely, the appearance of newspaper ads with this head: "Imagine Theater Seats That Banish These 'Pet Peeves'!" The organization which effected their insertion is Kroehler Mfg. Co., Public Seating Division. The ads, some quarter-page in size, carried three illustrations of an attention-getting, informative kind. They said, in part, "With this sensational theater seat, there is no more standing to let others pass . . . no more stepped-on toes . . . no more obstructed view! . . . You stay luxuriously seated in loungechair comfort throughout show."

Oh, but here is the sound and benefit-producing strategy! Prominently displayed at the bottom of the ads was a list of the theaters where the reader COULD FIND THE COMFORT which the Kroehler ads spoke about. Nineteen Chicago-area houses were named as equipped with Push-Back chairs.

—— o ——

THE manufacturer has started the benefit-ball rolling. But will the individual houses move now to keep it rolling? They should,—and by constantly hammering home to moviegoers in their respective sectors that with the admission ticket goes a great deal more than the film program.

Rip Van Winkle slept while the little mountain-men bowled. Isn't it just possible that the helluva lot of bowling alleys and such, which are mushrooming round the land, are coming into being because theatermen are snoozing, all to oblivious of the gold there is in the hills of their theater equipment . . . if only that equipment is used PROMOTIONALLY to build patronage.

Two Newsreelers for Oakland

Oakland—Plans for two newsreel houses are being readied. Aaron Goldberg will open his Newsreeler Aug. 8 and Ellis Levey expects to convert his Franklin into the Telenews before that date.

IT'S GOOD BOXOFFICE

to give patrons excellent sound and projection. Mirrophonic Sound and Motiograph Projectors will bring good Boxoffice. Offered by better theatre supply dealers everywhere.

MOTIOGRAPH - MIRROPHONIC

Building and Remodeling Goes on in 'Frisco Area

San Francisco — Harry West of Greenville, who has completely remodeled and reequipped his theater, has installed Irwin seating and many other up-to-date improvements. This theater is in a resort town, quite popular in the Summertime.

Golden State Theaters & Realty Corp. has purchased a large tract of land at Millbrae Highlands for the purpose of erecting a new and modern theater in this fast-growing area. Millbrae Highlands is on the Peninsula, just south of San Francisco.

The Liberty Theater of San Jose, owned by the San Jose Amusement Co., Lawrence Borg, general manager, has completely remodeled and reseated this theater. This company also plans to remodel the Jose Theater very shortly.

The El Rey Theater in Sacramento, formerly owned by the Leo brothers, which was burned a short time ago and still remains dark, has an uncertain future.

Irwin Seats Installed In Five More Theaters

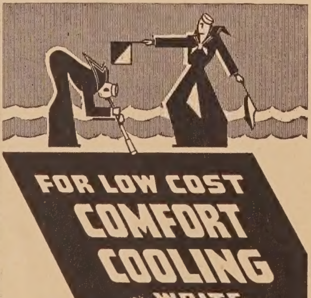
Grand Rapids — Chairs manufactured by Irwin Seating Co. have been installed in the State, operated by George Turlukis in Cincinnati. Other Irwin seating jobs include the Alemar, operated by R. E. Martin in Live Oak, Fla.; Covington Amusement Enterprises' Strand, Covington, Ga.; Bryant, Dunlap, Tenn., and Lindale Auditorium, Lindale, Ga.

To Enlarge Newton Falls House

Newton Falls, O.—A business upturn, due to the influx of workers at the Ravenna arsenal, has necessitated enlarging the Carol Theater. Plan calls for 200 seats to be added to the house.

Drive-In for Dover, N. H.

Dover, N. H.—Brock's Circus Field, between Dover and Somersworth, is the site of a Drive-In theater being built by J. Frank Moore.



Northwestern Terminal
Minneapolis, Minn.

Houston House Reopened After Remodeling Job

Houston—Interstate has reopened the University, only house in the West University Place subdivision, after a complete remodeling job, it is announced by Bobby Bixler, manager.

Improvements include enlarging the house by 30 feet, a new plastic screen, improvements in sound equipment, new air-washing units, and additional fans. A new front was added, the box-office location shifted, and a new marquee, with neon trim, installed. The auditorium and lobby have been redecorated in tones of brown and new carpets laid throughout.

Modernized Majestic Reopened at Providence

Providence — Comerford-Fay has reopened the Majestic after a temporary shuttering to complete a modernization project. Renovation was started last October and the house closed late in June for the final work.

Project includes interior decoration by Nate Platsky, Wilkes-Barre; Voight & Co. lighting fixtures, installed by Penn-York Utilities, Scranton; Carrier Automatic air-conditioning by Powers Engineering Co., Scranton; Crestwood carpets, Irwin seats, and a luminescent marquee built and installed by Superior Sign Co., Elizabethtown, N. J.

To Ask Bids on Oak Lawn House

Oak Lawn, Ill.—Bids will soon be taken on the house to be erected at 95th St. and Cicero Ave. by Lucas Theater Co. Estimated to cost $175,000, plans are being prepared by R. B. Blass.

Another Open Air for Chi.

Chicago—N. S. Barger plans an open air theater for the South Side. Barger already has a North Side open air at Golf Road and Waukegan Drive which will be enlarged to take care of expanding patronage.

COMING and GOING

EMERY HUSE, president of the SMPE is due in from the Coast next week for the organization's Board of Governors meeting Thursday.

Other out of town SMPE officers expected in New York for the meeting include **ARTHUR C. DOWNES**, Cleveland; **M. C. BATSEL**, Indianapolis; **J. A. DuBRAY**, Chicago, and **ARTHUR C. HARDY**, Cambridge.

J. E. McAULEY came in from Chicago to address last night's meeting of Loew projectionists and officials.

JOE HORNSTEIN has returned from Harrison where he was supervising equipment installations at the Biltmore Theater.

JOE BERLINER of Advertising Accessories, Inc., New Haven, will go to Peekskill on his vacation next week.

C. J. SPAIN, an Erpi West Coast corporate relations counsel, now visiting in New York, will return to the Coast in about two weeks.

C. R. SAWYER of the Erpi West Coast engineering department, will go back to the Coast early next week.

Cincy. Theater-Building Purchased by H. Rummel

Cincinnati — Howard Rummel, Midwest Theater Supply's representative, has taken over the Strand Theater Building, including the theater, in a deal involving $700,000. Building will be entirely reconditioned and the theater remodeled.

On opening in late August, the house will be known as the New Strand with improvements including a new marquee, new projectors, International seats and a redecorating job.

NTS Gives Quick Service

Waynesburg, O.—Projection room of the Wayne Theater was completely destroyed by fire of unknown origin, but the show went on the following night when National Theater Supply's Cleveland office installed temporary equipment, pending a permanent installation.

THEY STILL TALK
TWO YEARS LATER

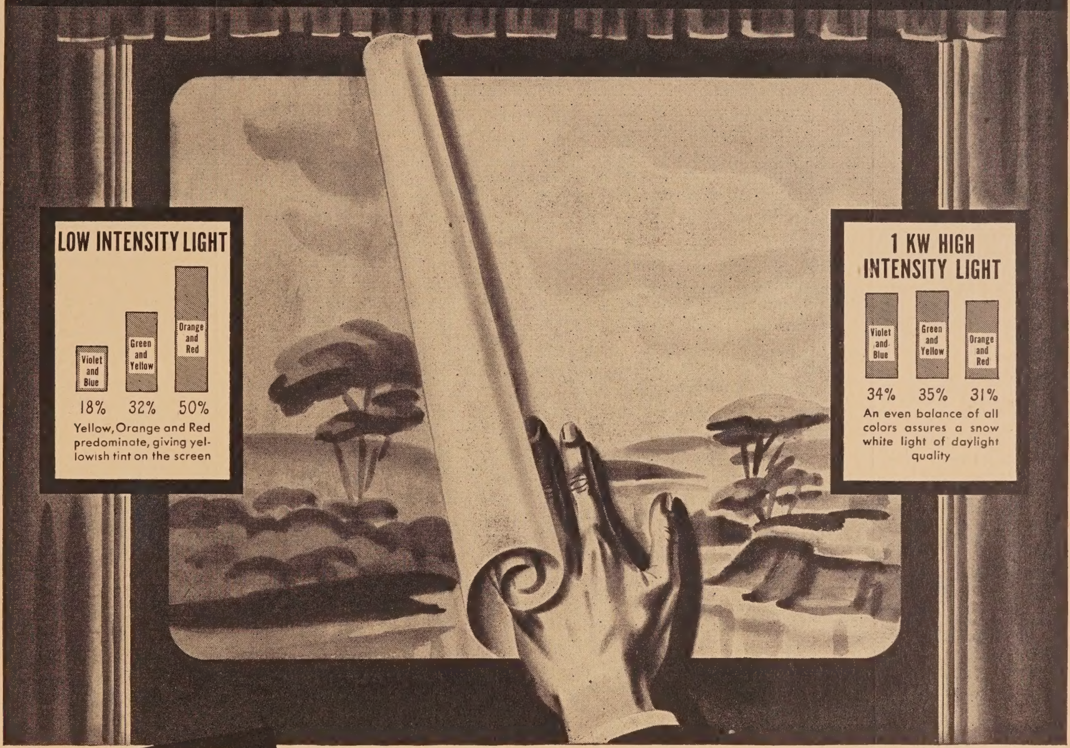
James Wood, manager, Mariemont Theater, Cincinnati says, "Hardly a day goes by without someone remarking about the comfort and convenience of Push-Back Seats"—two years after this sensational seat was installed! Write for facts.

KROEHLER MFG. CO., PUBLIC SEATING DIVISION
1248 S. Wabash Ave., Chicago
206 Lexington Ave., New York
2013 S. Vermont Ave., Los Angeles
4020 E. 116th St., Cleveland
6700 Denton Drive, Dallas

Standard Theater Supply Corp., 78 Broadway, Boston
Elliott Film Co., 72 Glenwood Ave., Minneapolis
Export: Roy Chandler, 505 Fifth Ave., New York

KROEHLER *Push-Back*
THEATER SEATS

Replace that yellow tint with snow white light


LOW INTENSITY LIGHT
Violet and Blue
Green and Yellow
Orange and Red
18%
32%
50%
Yellow, Orange and Red predominate, giving yellowish tint on the screen
1 KW HIGH INTENSITY LIGHT
Violet and Blue
Green and Yellow
Orange and Red
34%
35%
31%
An even balance of all colors assures a snow white light of daylight quality

The New "One Kilowatt" Arcs use "National", "Suprex" and "Orotip" Carbons

1881—1941

This is our sixtieth year of service in the field of carbon arc lighting. Throughout the years "National" carbons, by constant research and development, have been steadily improved and adapted to the needs of the times.

● The most satisfactory projection of modern films requires a white light of daylight quality. This means high intensity projection. Color that is really natural — snappy black and white — comfortable vision at all times assure audience satisfaction which spells success for any theatre.

The modern "One Kilowatt" arcs bring High Intensity projection within the reach of any small theatre. If you are still using Low Intensity projection ask your dealer to demonstrate this new light. The difference is marvelous. Step into High — It pays dividends.

The words "National" "Suprex" and "Orotip" are trade-marks of National Carbon Company, Inc.

NATIONAL CARBON COMPANY, INC.
Unit of Union Carbide and Carbon Corporation
UCC

Carbon Sales Division, Cleveland, Ohio
GENERAL OFFICES
30 East 42nd Street, New York, N. Y.
BRANCH SALES OFFICES
New York, Pittsburgh, Chicago, St. Louis, San Francisco

Start Work On Two in Memphis

Memphis—Two houses are under construction here. The Airway, at Lamar and Trezevant, is being built from plans drawn by Claud Northern. The $75,000 house will seat 1,050 with 300 chairs reserved for Negro patrons. An $8,000 theater, the DeSoto, is being built on Arkansas St. Kemson & Wilson are handling construction of the 300-seat house.

Scheftel Associates Plan New Queens House

(Continued from Page 1)

43rd St. and Queens Blvd. Capital for the project is reported to be $100,000. Scheftel and his associates also are interested in a group of newsreel theaters and operate the Squire Theater, Great Neck, Long Island.

New Houston House To Open by August 15

Houston—A. Farb is building a $98,000 theater on McGowan Ave. Wygant & Son are building the house from plans drawn by K. R. Ranson. To be known as the Sunset, the theater will be opened by Aug. 15 with Farb's son, Harold, as manager. Way Engineering Co. is installing an 80-ton Chrysler air conditioning system.

Nordquist Will Rebuild

Galeton, Pa. — The Main Street Theater which was destroyed by fire several months ago is being entirely rebuilt. Architect is Michael J. DeAngelis of Rochester, N. Y. Owner J. A. Nordquist, who personally operated this house for over 25 years until he leased it about two years ago to Mark Kirkpatrick, advises that the seating capacity will be increased to 500 and the new theater will be air-conditioned and of the latest design.

Fourth Theater at Camp

Tullahoma, Tenn.—Foundation has been laid for the fourth movie theater within the confines of Camp Forrest where more than 30,000 U. S. draftees are in training. The houses, constructed and operated by the Government, are located at separate points in the Camp, the fourth being located in the area assigned to Illinois and Ohio cantonments.

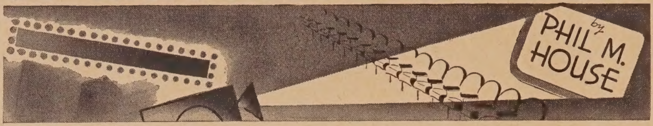
Remodeling Newark Paramount

Newark—The Paramount-Newark, downtown house, has closed for two or three weeks, during which it will undergo extensive redecorating and refitting. New installations will include the latest type seats, new cooling system, projection equipment and new carpeting, drapes and furnishings.

B & K Tries Push Back Seats

Evanston, Ill.—B & K has installed push-back seats in the Varsity.

OF MATERIAL INTEREST



● ● ● SO extensive and widespread......has become the biz of Typhoon Air Conditioning Co., Inc., of this city......that Chief Engineer E. L. Garfield......has inaugurated a policy......of dispatching its engineers......by airplane......to reach distant points......That's service for you......and it perhaps explains......just why Typhoon ......enjoys the prestige......that it commands......in the trade......

▼ ▼ ▼

● ● ● *RCA Manufacturing Company's new........National Supervisor of Service.....W. Jones.....was guest of honor....the other night....at a dinner tendered by his associates....at the New Yorker Hotel......The jovial Bernard Scholz......functioned as emcee....for the intimate affair......while gathered 'round the tables were......Ed Cahill, Homer B. Snook, Herbert Elwes, Fred Wentker......and engineers from the metropolitan district...... Jones will headquarter at Camden in his new post......*

▼ ▼ ▼

● ● ● FIRST instance disclosed......in which the requirements ......of the National Defense Program......have so affected the supply......of building materials......as to force cancellation of...... theater construction plans......is reported this week......from Minneapolis......Nicollet Theater Corp. there......withdrew its application ......for a municipal permit......to erect a new 750-seater......at a cost of $50,000......advising the city's License Committee......that it was advised......it could not get delivery......on certain building material......

▼ ▼ ▼

● ● ● *THOSE looks of satisfaction......that wreathed the visages......of RKO's Ned Depinet, Andy Smith, Bob Mochrie, Barret McCormick and A. A. Schubart......when they returned from Boston......the other day......are really no mystery...... Y'see, the RKO-ites......had just given the double-o......to the company's new Hub exchange at 122 Arlington St.......It's as stream-lined......as the RKO distribution organization...... which Ned E. commands......Exterior is of red brick......with plenty of marble effect also employed......while the interior strikes a climactic note......in the decor and furnishings of the sanctums of......District Manager Gus Schaefer and Branch Manager Ross C. Cropper......They're ultra ultra......with natural wood paneling......built in furniture......fluorescent lighting ......and luxurious carpeting......'Tis whispered a couple of .....other Hub managers......took one look......and then offered to pay admission......which gives you some idea......*

▼ ▼ ▼

● ● ● CONTRIBUTIONS of leading equipment companies...... to the cause of National Defense......take a variety of forms...... Unique is that of the York Ice Machinery Corp.......which at its York, Pa., plant......has just launched......a six weeks' Navy training school......for a group of key service men......from the Atlantic and Pacific fleets......Assigned as instructors......by York......are its F. B. Kinley, E. F. Heckert, M. G. Gable, G. R. Wachter, among others.

▼ ▼ ▼

● ● ● *ODDS and Ends......Franklin Ellis, Eastman Kodak public relations director......has recovered from a serious shoulder infection......and is back on the job......Montreal's newest theater, the Kent, boasts a soda bar......Albert S. Howell, a founder of Bell & Howell......has been elected by the SMPE to......honorary membership......The 260-seat Beacon Theater at Beacon Falls, Conn.......dark for 10 years......is being re-equipped by Ralph Civitello......who will reopen shortly...... Montgomery, Ala. gets its first nabe house......when the Alabama Theaters, Inc.......opens the Clover there tonight......*

Typhoon Has Sixteen Jobs On Its Books

(Continued from Page 1)

the company handled the complete heating, cooling and well system.

Other Typhoon installations are in the Delaware, Albany, with an Icedaire job; the Haven, Olean, N. Y., and a deep well cooling system in the Colonial, Atlantic City. A complete refrigeration system has been completed at the Howard, Washington, while a combination mechanical refrigeration and deep well system has been put in the Capitol, Winchester, Va.

Breezaire installations have been completed at the Moton, Newport News; Bland, Portsmouth, Va.; Carver, and the Booker-T, Norfolk. Company will install a well cooling and heating plant for Charles Swazzo in his Astoria, Queens house, and a similar job in East Hartford, Conn. Refrigeration and ventilating systems will be installed in Herbert Copelan's Lee, Fort Myers, Fla., and his Gainesville, Fla., theater. A deep well system is being completed at the Southern, York, Pa.

Motiograph Equipment In 14 More Theaters

(Continued from Page 1)

ton, Newington, Conn.; Family, Ft. Wayne; Pal, Vidalia, Ga.; Met, Jackson, Tenn.; Ellicott, Ellicott City, Md.; Wilson, Miami; Ritz, Rolla, Mo.; Manos, Uniontown, Pa.; Centre, Salt Lake City; War, War, W. Va.; Pal, Wellston, Ga., and Cinderella, Williamson, W. Va.

Plan House for Philipsburg

Philipsburg, Pa.—It is reported that several local business men will construct a new 500-seat theater in this town, where only one is operating at present, the Rowland, since the Majestic Theater closed several years ago.

Blumenthal Plans Another

San Francisco—Joe Blumenthal is building a new house, the Pix, in Sacramento. The 1000-seat theater will represent an investment of about $125,000 and will be the 19th house in his Northern California circuit.

Simplex for Loew's Rochester

Rochester—Two new Simplex projectors will be installed at Loew's Rochester. Other work planned includes cleaning the face of the building and painting the sign.

Re-Seat Warner House

Chicago — Warners has installed new seats with air-breathing cushions in the Stratford. Plans call for similar installations in other Warner houses later this Summer.

Tilt Prices for Week-end

Chicago—B & K has advanced the admission a dime at its Loop State Lake Theater for Saturday and Sunday shows to 50 cents and tax.

Smaller Mich. Circuits Lead in Remodeling

(*Continued from Page* 1)

surprisingly few remodeling jobs by independents, while the average-sized circuit is spending fairly generously in this field.

One reason lies in the heavy investment in new theater construction in this area in the past two to three years—a figure estimated by observers at around $5,000,000 for the State. With attention centered on new houses, it has become evident that a number of older theaters would be doomed in the relatively near future unless there was a sizable increase in patronage, because of the overseating problem. Many smaller exhibitors, facing dwindling revenues because of loss of business to newer houses, have not been financially able to put new money into improvement programs to compete with the newer houses.

A survey of construction by circuits shows about 10 jobs in progress or set for the immediate future by groups that control about one-third of the theaters of Michigan. In most cases, the costs of the various jobs are not known, but a comparison with available costs gives an estimate of $200,000 to $250,000 for the entire program.

Butterfield Circuit, with its 100 theaters, has three jobs in progress. At Ionia, the 350-seat Orpheum, closed for eight years, is being remodeled and modernized and renamed the Center, to be a companion in Butterfield's 1,000-seat Ionia, only other theater in town. Major contracts were: general building, Strom Construction Co., Grand Rapids; plumbing, heating, and ventilating, to Pipe & Raap, Grand Rapids; electrical, Jackson Electric Co., Detroit; sign and canopy, American Electrical Displays, Kalamazoo, Mich.

At Grand Rapids, the 947-seat Kent was closed last Sunday, to have the stage torn out and seating increased by 150, plus some general remodeling. Same contractors have this job.

At Lansing, the 1,789-seat Strand is nearing reopening after a complete job of rebuilding, and will be reopened as the Michigan Theater.

Associated Theaters is starting work on a remodeling job estimated to cost around $25,000 at the Iris Theater, Detroit, recently acquired. This will include complete re-equipping and installation of air conditioning. Associated has two other projects under way—a second auditorium for the Wyandotte and a complete replacement of the Norwood, but these do not classify as improvement projects.

United Detroit Theaters, operating most Detroit first-runs, has no immediate program under way or planned, nor has any sizable amount of remodeling been completed in recent weeks. However, plans are under way at UDT offices for improvements to a number of their 19 houses, to be started early this Fall, although no details have been definitely decided upon. This program will swell the total volume of remodeling locally later this season.

A major program for immediate remodeling was disclosed by Lou Wisper of Wisper & Wetsman Circuit, with expenditures totaling about $75,000. This will be divided between three houses—the Calvin in Dearborn, and the Fenkell and Piccadilly in Detroit—about equally. All three will be thoroughly modernized, and re-seated. New fronts will be erected to improve appearance, and air conditioning will be installed.

Only contract awarded to date is for the re-seating which will be done by American Seating Co. Final O.K. has not been given for the work on the two Detroit houses, but was expected late this week. All work is scheduled to be completed by Sept. 1, Wisper said.

Defense Money Shows Markets

Concentration in Coasts, South, So. West

(*Continued from Page* 1)

cent of continental U. S. income in 1939.

Leading status on a percentage basis—indicative of the states with higher than normal incomes in the months to come, include: Washington, with $591,657,000 in orders, equal to 56.8 per cent of 1939 income and 82.7 per cent of 1939 manufacturing; Virginia, $868,676,000, 85.2 per cent of former income and 79 per cent of 1939 manufacturing; Maine, $217,284,000, 53.8 per cent of 1939 income, 57.9 per cent of 1939 manufacturing; Oklahoma, $189,060,000, 23.7 per cent of income; 53.7 per cent of manufacturing; California, $1,735,692,000, 33.9 per cent of income; 53.3 per cent of manufacturing, and New Jersey, $1,445,123,000, equal to 54 per cent of 1939 income and 38.3 per cent of 1939 manufacturing.

Other leaders on the basis of contracts to 1939 manufacturing ratio include, Colorado, Connecticut, the District of Columbia, Maryland, New Hampshire, Oregon, Massachusetts, Mississippi, South Carolina, Texas, Missouri, Pennsylvania, and New York. Spread of these states is from 49.1 to 21.1 per cent.

Comparing Defense contracts to 1939 incomes, other percentage leaders are: Connecticut, Maryland, New Hampshire, South Carolina, Alabama, Massachusetts, Oregon, Michigan, Indiana, Pennsylvania, Missouri, and Colorado. Percentages range from 45.4 to 22.6.

Largest items in the Defense materials called for in the contracts are in order, ships, aircraft and ordinance. Defense construction was not considered in order to make the figures comparable with the 1939 manufacturing statistics.

$250,000 Ohio House Provides for Expansion

Warren, O.—Construction of a new theater, to cost with property, building, and furnishings, approximately $250,000, is in progress here on East Market St., just east of Pine Ave., by the Robins Enterprise Co., owners of four theaters in Warren and Niles.

The new theater will be equipped with 1,200 seats but will be designed and built so that 400 more seats may be added. The plans are such as will permit adding a stage if the theater business restores stage shows to popularity.

Brockway House Open Tomorrow

Brockway, Pa.—The new 605-seat Brockway Theater, constructed by J. B. and C. B. Kosco, will have its formal opening tomorrow. Attending will be many members of the trade from both the exhibition and distribution fields. The old Brockway Theater, owned and operated by the Kosco brothers for many years, will be closed.

Comerford Remodeling Wilkes-Barre House

Wilkes-Barre — Comerford Publix is spending $27,500 in remodeling the Sterling, according to a permit issued by the City Building Inspector's office. Work is being done by Penn-York Utilities Corp. and the house is closed during the remodeling.

Buffalo Drive-In Opens August 1

Buffalo—A tentative Aug. 1 opening has been set for the Buffalo area's first Drive-In theater, now under construction on Harlem Road, Town of Cheektowaga. Probable admission price will be 35 cents, with no charge for children at any time, said Paul Wintner of Cleveland, representing the builder, Drive-In Theater, Inc., a corporation which has raised six such show places.

Ramps and parking shelves, arranged to allow full view of the 40-by-50-ft. screen, will cover 20 acres.

Jagmin Organization Decorating 11 in Detroit

Detroit—T. Jagmin, Inc., theater decorators, are completing work on four new theaters: Civic, Detroit, for Joseph Miskinis; Carmen, Dearborn, for Gorelick & Marshall; Clawson, Clawson, for Belinsky & Mellon; and Drayton, Drayton Plains, for Bud Harris.

Jagmin is also working on remodelling jobs at the Aloma, Detroit, for DeLodder Circuit; Eastown, Avalon, Fenkell, and Piccadilly, Detroit, for Wisper & Wetsman; Warfield, Detroit, for Moe Teitel; Brighton, Brighton, Mich., for Schulte Circuit.

DANGER
BLASTING

"LOVE CRAZY"

Don't shut *your* eyes to reality. If business is falling off it may be because your house needs refurbishing—new carpet perhaps. If so, remember: Alexander Smith Carpet is the carpet you find in most of the country's successful theatres.

ALEXANDER SMITH CARPET

List Committees For SMPE Session

(Continued from Page 1)

dent; W. C. Kunzmann, convention vice-president; A. C. Downes, editorial vice-president; R. O. Strock, chairman of local arrangements; S. Harris, chairman, papers committee; J. Haber, chairman, publicity commitee; J. Frank, Jr., chairman, membership committee, and H. F. Heidegger, chairman, convention projection committee.

R. O. Strock heads the reception and local arrangements committee which also includes: P. J. Larsen, F. E. Cahill, Jr., H. Rubin, E. I. Sponable, P. C. Goldmark, W. H. Offenhauser, Jr., A. S. Dickinson, W. E. Green, R. O. Walker, T. E. Shea, J. A. Hammond, O. F. Neu, V. B. Sease, H. E. White, L. W. Davee, L. A. Bonn, J. H. Spray, J. J. Finn, A. N. Goldsmith, J. A. Maurer, L. B. Isaac, E. W. Kellogg, M. Hobart, J. A. Norling, H. B. Cuthbertson, J. H. Kurlander, and C. F. Horstman.

Registration and information committee includes W. C. Kunzmann, chairman; E. R. Geib, P. Sleeman, J. Frank, Jr., F. Hohmeister, M. McLean.

Hotel and transportation is headed by G. Friedl, Jr., with E. S. Seeley, C. Ross, P. D. Ries, R. B. Austrian, R. F. Mitchell, P. A. McGuire, M. W. Palmer, F. C. Schmid, F. M. Hall, and J. A. Scheick on the committee.

Publicity committee: J. Haber, chairman; H. A. Gilbert, G. A. Chambers, P. Sleeman, S. Harris, C. R. Keith, W. R. Greene, and H. McLean.

Banquet committee: O. F. Neu, chairman; D. E. Hyndman, L. A. Bonn, E. G. Hines, A. S. Dickinson, W. H. Offenhauser, Jr., R. O. Strock, J. C. Burnett, J. A. Spray, J. A. Norling, M. Hobart, P. J. Larsen, E. C. Wente, A. Goodman, M. R. Baoyer, J. A. Hammond.

Mrs. R. O. Stock and Mrs. O. F. Neu are hostesses of the ladies' reception committee which also includes Mrs. D. E. Hyndman, Mrs. E. I. Sponable, Mrs. E. S. Seeley, Mrs. A. S. Dickinson, Mrs. H. Griffin, Mrs. P. J. Larsen, Mrs. J. A. Hammond, Mrs. G. Friedl, Jr., Mrs. E. A. Williford, Mrs. J. Frank, Jr., Mrs. H. E. White, and Mrs. F. C. Schmid.

H. F. Heidegger is chairman of the convention projection committee which includes: F. H. Richardson, L. B. Isaac, A. L. Raven, G. E. Edwards, J. K. Elderkin, T. H. Carpenter, P. D. Ries, J. J. Hopkins, W. W. Hennessy, L. W. Davee, J. J. Sefing, H. Rubin, F. E. Cahill, Jr., C. F. Horstman, R. O. Walker, and the officers and members of IATSE Local 306.

Opening day of the meeting is given over to registration, technical sessions and an informal get-together luncheon. Technical sessions will be continued for the remaining three days with the semi-annual banquet and dance set for the evening of Oct. 22 and a business session scheduled for the last day.

New Catalogs

AIR CONDITIONING—The Trane Co. of Chicago, is bringing out a new edition of the Air Conditioning Manual. Feature is a chapter on ducts and fans, fan horsepower and outlet velocity.

DISPLAY MATERIALS — Sherman Paper Products Corp., Newton Upper Falls, Mass., has published a pair of display guides for Autumn, Winter and Christmas. Free on request, the twin booklets include 70 illustrative sketches for windows, interior backgrounds and floor displays.

SHOWMAN HINTS—By Showmen

By R. D. TOUPS

Manager, Loew's State, New Orleans

SINCE our routine media of advertising each week thoroughly cover newspapers and radio we have successfully used the schools, both white and colored, by making up in our art department a number of 14x17 cards which we are permitted to thumbtack on school bulletin boards. These cards carry simple one stroke copy of title, stars, a catchline, playdate and name of theater. We believe we should go after the youngsters as much as possible since they are our future customers, too.

During the football, baseball and basketball seasons thousands of these pupils see Loew's directional arrows which mark the routes to the stadia. Copy pertaining to our current picture is carried on these arrows which are tacked on posts of the highways and streets leading to the big games.

As a further approach to students we have had on some occasions arranged for a distribution of heralds to the student body. On some occasions announcements are made during school assemblies calling the student body's attention to certain pictures that are current or are coming to the theater. Throughout the year we try to take advantage of all occasions which afford tieups for good will and at the same time make for better box-office. We watch the newspapers for anniversary parties, birthday parties, school graduation, holidays, weddings, etc. Gold Star Mother parties on Armistice Day, holiday party for orphans, go long way towards building up prestige and good-will for the theater.

Gilli Sells Ill. Theater To Frisina Associate

Carlyle, Ill.—The Grand, a 300-seater, has been sold by D. Gilli to Charles Beninati, associate of Dominic Frisina of the Frisina Amusement Co., Taylorville and Springfield, Ill.

It is understood the new owner plans to spend some $10,000 on alterations and improvements to this house. The work will include a new marquee, front, screen and acoustical treatment, projection equipment, etc.

Andover Gets Equipment

Andover, O. — Emerson Gibbs, owner of the Andover Theater bought all new Simplex projectors, Simplex sound equipment, Peerless magnarc lamps from L. H. Walters of National Theater Supply Company, Cleveland, to replace equipment destroyed by fire. The new equipment was installed and in operation within twelve hours of the accident.

Mallers Bros. to Remodel

Portland, Ind.—The Hines Theater, operated by Mallers Bros., has been closed for remodeling and repairs.

Middlesex Theater Sold; Pouzzners Will Improve

Middletown, Conn. — Connecticut River Realty Corp., owned by Morris and Daniel Pouzzner, has bought the 1,400-seat Middlesex Theater building, leased by the Pouzzners for the past two years from Franklyn S. Arrigoni, owner of the house and its builder. At the same time the Middlesex Building on Main St. was purchased and plans are announced to build a new entrance to the theater on Main St., closing the College St. entrance. The house will also be renovated on the interior and new seats installed.

Carmen Thoroughly Modern

Detroit—George McArthur has installed Western Electric Mirrophonic Model 7500 sound with Motiograph K projectors, Strong Zipper changeovers, Century Roth generator, Goldberg rewind, Brenkert Enarc lamps, Ideal DeLuxe seating, and Day-Lite Screen and Super-Lite lenses in the new Carmen Theater at Dearborn for United Detroit Theaters.

Theater Debut Postponed

Ocala, Fla.—Opening date of the new Marion Thea., has been advanced to some time in Aug. Delay is due to failure of company to ship the new air conditioning equipment, work being held up according to manufacturers because of defense orders. Manager Ted Chapin states everything else about the building is progressing according to schedule.

State to be Renovated

Statesboro, Ga.—The State Theater, owned by H. H. Macon, is scheduled to shutter this week end. A new floor is planned, draperies, screen and chairs. The auditorium will be redecorated. Work is expected to keep the stand shut for about a week.

Sullivan Installs RCA Sound

Detroit — Thomas J. Sullivan is installing RCA sound in the Grande, West Side house.

Academy Bulletin On Sound Standards

(Continued from Page 1)

reproducing equipment and the adjusting and servicing of such equipment.

The bulletin will contain some material previously issued on these subjects, revised to bring it up to date. In addition, new subject material has been added. The bulletin, in the form of a reference manual, is to be used as a guide in equipping, adjusting and maintaining theater sound equipment.

The entire aim of the Research Council is compiling these standards and specifications for theater sound equipment is to secure the best possible reproduction under general operating conditions of the recorded product of all studios in all theaters regardless of the type of manufacture of the sound reproducing equipment.

The following subjects will be included: Recommendations on Theater Sound Reproducing Equipment; Standard Electrical Characteristics for Two Way Reproducing Systems in Theaters; Minimum Power Requirements for Theaters; Method of Rating Sound System Amplifier Power; Standard Nomenclature for Release Print Sound Tracks; Research Council Industry Practice "Release Print Sound Track Specifications"; Standard Fader Setting Instruction Leader; Proper Adjustment of the Loudness Level in Theaters; Theater Acoustic Recommendations.

Golden State Building 5, Remodeling 20 Houses

(Continued from Page 1)

new houses and refurbishing for 20 existing structures.

Initial new house to be opened is the Del Mar, in San Leandro, which was unveiled last week. Costing $125,000, the house seats 1,000. Golden State's present San Leandro house, the Palace, will be darkened for a complete remodeling job.

Remodeling Granada

Detroit—Granada Theater, recently taken over by the Robinson Circuit, and operated primarily as a colored house, is being remodeled at a cost of $10,000. Equipment includes Kroehler Push-Back seats, sound and projection by National Theater Supply, and marquee and front by Long Sign Co.

Burkle Replaces Equipment

Fortville, Ind.—Vic Burkle, operator of the Rialto Theater here has replaced his Power's equipment with factory rebuilt Simplex mechanisms complete with pedestals, magazines and Strong low intensity arc lamps.

Purchases Popcorn Vendor

An Advance Popcorn Machine has been purchased from the Atlanta branch of National Theater Supply Co. by Ramsey Brothers for the Springfield Theater, Springfield, Ga.

"IN THIS CORNER—"

Introducing "Heavy-Hitters" in the Equipment Arena

LLOYD C. OWNBEY. Born Los Angeles, Aug. 31, 1905. Received B. S. in architecture from the University of Southern California in 1928 after also studying physics, mechanics, electricity and decorating. Joined National Theater Supply Co. Theater Supply Co., where his duties included projection room layout, heating and ventilating plans, seating plans, decorating and remodeling sketches, with incidentally, some shipping and truck driving on the side. Later was with the Fox West Coast purchasing department and in 1933 formed his own company, The Theater Service Co. At the same time he was author of "Today We Build," an architectural column in a daily newspaper. In 1934 went back to NTS and in February of this year was appointed manager of the San Francisco branch.

L. H. WALTERS. Born St. Louis. Business career opened in 1910 with a rewind boy job in a tent picture show. When Sam Lears of Lears Theater Supply Co. bought the show in 1912, Walters went to work in the company's St. Louis office. In 1922, he joined Fulco Sales Co. and in 1924 went over to Exhibitors Supply Co. as a salesman. When ESC was consolidated with the then new National Theater Supply Co., he went with the new company as a salesman. In 1933 was made assistant manager of the St. Louis office and in 1935 took his present post as manager of the Cleveland NTS branch.

Simplex Parts for Edinburg

Edinburg, Ind. — The Playhouse Theater, operated by J. B. Sconce, has purchased factory re-built Simplex mechanisms complete with pedestals and magazines, replacing Power's equipment.

Lamp Houses for Harmony

Detroit—W. J. Turnbull, National Theater Supply manager, reports installation of new Simplex lamp houses in the Harmony Theater here, for the Krim Brothers.

Timco in Virginia House

Timco ticket registers have been installed in the Palace, Christiansburg, Va. and the Warwick, Newport News, Va.

Inspection Service Started by Ebersons

(*Continued from Page* 1)

per cent of those inspected reveal the need for immediate attention.

Most common difficulty is obsolete and failing wood construction, including attacks by termites, dry rot and other submerged attacks on the life of active structures, the survey showed. One theater examined showed termite damage that had so weakened the structure that disaster was imminent. Prompt renovation saved the house, adding many years to its life.

John Eberson pointed out that properties built years ago have naturally become subject to the deterioration of time and the elements and that an independent inspection represents worthwhile precaution by the management in behalf of its patrons. During the past year, he said, nine theaters collapsed with consequent losses in business and damage actions.

Another advantage claimed for the service is the pointing out of fire hazards with recommendations for changes in order to increase safety while reducing insurance premiums. Locations of projection booths, box-offices and other vital parts of theaters will be checked in this end of the inspection.

Service calls for a crew of trained inspection men covering every part of the theater, making photographs. A complete inspection will take two days with another day required for the writing of a report.

It is pointed out that an independent inspection service is essential from a legal standpoint in the event of damage actions. The testimony of the owners in such suits would be more or less insufficient in a court procedure. Efforts of the owners to establish and prove safe conditions as evidenced by an independent expert inspection represents also safeguards by ownership and management in behalf of the general public, it is stressed.

Progress on Rolla Stand

Rolla, Mo.—Work is proceeding on the new theater being erected here by the Gasconade Theater Co., headed by Seever Beritt. Plans for the 1,025-seat house were prepared by Robert O. Boller, Kansas City, Mo. The building will be two-story with part basement, 51 feet x 123 feet and include stores and offices in addition to the theater. Construction is on a sub-contract basis under the supervision of the owner and architect.

Plan House for Lakeland, Fla.

Lakeland, Fla.—A permit to use the structure now occupied by the Todd Hardware Co. for a motion picture house has been asked by the Cojac Corp. of Atlantic City. Plans, awaiting approval by the city building inspector, call for a 1,000-seat theater with Automatic Sprinkling Co. of America apparatus.

Theater Fires

Minneapolis—W. A. Steffes' Alvin Theater was damaged by fire with loss estimated at $80,000. House is leased to Harry Hirsch for burlesque and had been closed for the Summer. It is expected that the situation will be remodeled in time for the Fall burlesque season.

San Francisco—Loss of $100,000 was estimated from the fire which damaged the newly completed Fort Barry post theater. Flames started in the dressing room and by the time Army firefighters got the fire under control only the walls were standing.

Complete Remodeling For Caldwell Theater

Caldwell, N. J.—Extensive remodelling has been started on the Park Theater, and is scheduled for completion this month. Improvements include a new front, marquee, streamlined box office, complete redecoration of the lobby and interior of the house.

Box office will be moved from the center of the lobby entrance to the right side. The front is being done in metal, simulating walnut. Panelling in the lobby will be of that wood, with the modernistic as the decorative keynote.

Smalley Betters Three Up-State Pic Theaters

W. C. Smalley, president and general manager of Smalley Theaters, Inc., with headquarters in Cooperstown, N. Y., reports that the circuit has completely remodeled the Smalley, Hensonville, N. Y. and the Smalley, Dolgeville, N. Y.

Both stands were enlarged, equipped with American Seating Co. chairs, and received new sound and cooling systems.

A new cooling system is also being installed in Smalley's Theater, Sidney, N. Y.

Plan Midland House

Midland, Mich.—The Frolic Theater Co. has employed Bennett & Straight, architects, of Dearborn, to draw plans for a new Frolic Theater, bowling alley and shop building.

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New Projectors, Lamps For Most Loew Houses

(*Continued from Page* 1)

tional campaign on the use of the new equipment in an effort to improve projection. First move in that direction was a meeting last midnight at Loew's Ziegfeld, attended by projectionists, managers, assistant managers and circuit officials. Session was called by Lester B. Isaac, Loew's Theaters director of sound and visual projection.

Program included educational lectures by J. E. McAuley, of J. E. McAuley Manufacturing Co. on the new projector lamp, and John Krulish, of the International Projector Corp. service department, on the Simplex projector.

Invited guests included J. R. Vogel, C. C. Moskowitz and Marvin Schenck of Loew's; Earle G. Hines, president of Genral Theaters Equipment Co. and the officers of IATSE Locals 306, New York; 650, Westchester; 244, Newark, and 384 Jersey City. Meeting was designed to increase the understanding between theater office and projection room and enable the entire industry to have a better realization of the importance of good projection.

SOS Completes Twelve Air Conditioning Jobs

S. O. S. Cinema Supply Corp. has recently installed Coola - Weather and Evaporative cooling systems and Zephyr-Coolaire Blowers in 12 theaters. Houses are the Tower, Milford, Conn.; Bijou, Erath, La.; Beverly, Prairie Grove, Ark.; Phelps, Phelps, N. Y.; Lark, Larksville, Pa.; Noxen, Noxen, Pa.; Riviera, Barryville, N. Y.; Fort, Fort, Mont.; Pex, Eatonton, Ga.; Key West, Key West, Fla.; Arcadia, Wellsboro, Pa., and Roxy, Exmore, Va.

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EQUIPMENT FIELD NOTES

W. R. GARDNER, of the Alexander Smith & Sons Carpet Co., Chicago office, reports new types of carpets are being booked for early delivery. Theaters are also booking future carpet orders as deliveries may be delayed by defense orders.

* * *

DeVry Corp.'s newest order for 115 de luxe projectors for the Navy department brings the total to more than 500 units contracted for by the various services.

* * *

Wometco will install Koolair conditioning equipment in the Miami Biltmore this month.

* * *

Recent additions to the ranks of houses with Celotex acoustical products are the Capitol, Ottumwa, Ia.; Rex, Minden, Ia.; Gordon, Westwego, Ill., and Orpheum, Toronto, Canada.

* * *

A black Vitrolite front with stainless steel trim and blue opalescent glass decoration features Twentieth Century Theaters' new house, the Centre in Chathan, Ont. Interior is illuminated with indirect lighting while acoustic engineering and air conditioning are notable features.

* * *

B. & H. Theaters, Inc., has installed new seats, curtains, screen, and rest rooms in the Somersworth, Somersworth, N. H., recently acquired from Peter M. Gagne.

* * *

Jack Gutilla has closed his Roxy, DeGraff, for a complete remodeling.

* * *

The Chevron will be the new name of the former Woodland, located in the Cheviot suburban area of Cincinnati. Crawford & Lefborough will completely remodel the house.

* * *

Midwest Theater Supply Co. is equipping two new theaters. Jobs are the Estil, Irvine, Ky., operated by Carnahan & Hughes, and Albert Aaron's Hollywood, Charleston, under construction by F. & Y. Construction Co.

* * *

Ray Mathis plans the erection of a new 500-seat house in Anderson, Mo. Details have not been decided upon.

* * *

Another motion picture house is provided for in the $1,620,000 construction contract for two additional recreation buildings awarded O'Driscoll & Grove, Inc., by the War Dept. for Scott Field, Ill.

* * *

H. and E. Balaban will modernize the Dearborn, Chicago, which they recently took over from Jones, Linick & Schaefer.

* * *

John Allison has purchased Ideal seats from Indiana Equipment Corp. for his Virginia Theater, Terre Haute.

* * *

Mrs. George W. Moody and C. W. Dickenson, operators of several theaters in Western Pennsylvania, have contracted with RCA Photophone for new sound and booth equipment for the Bison, Brownsville.

Fort Worth Boom Continuing

DeLuxe Nabe Latest Project Announced

Fort Worth—This city, already experiencing a boom in neighborhood theater construction, is to have another deluxe neighborhood theater, to be constructed by G. W. Haltom, local jewelry store owner, at Haltom City, a real estate development of Haltom's in a suburb northeast of the city. Construction is to begin this week on the theater, and Haltom expects it to be ready for opening by Oct. 1.

Haltom intends to lease the theater to a theater operating company when it is completed. Theater is named the Halton and is costing $35,000. It will have a seating capacity of 1,000, and will have the latest furnishings, air conditioning and projection equipment.

Other neighborhood theaters now under construction in Fort Worth are the Rosen, being built by H. E. Fulgham; the Gateway, being built by P. G. Cameron, Dallas, for joint operation by Cameron and Interstate Circuit; and the Bowie Blvd. Drive-In, being constructed by Underwood & Ezell. Interstate Circuit has announced plans to build a neighborhood theater at Riverside Drive and East Belknap Street here, but work has not started on it yet. The Haltom will be the twelfth neighborhood theater for this city, with the completion of the other scheduled theaters.

Fishman Associates Finish New Detroit House

Detroit—Morris Fishman, Joseph Mellon and Irving Belinsky have completed their 600-seat Clawson, in the Clawson suburb. Built at a cost of $40,000, the house was supplied by National Theater Supply Co. and Ernie Forbes Theater Supply.

NTS furnished Irwin seats, Mork-Green drapes and Alexander Smith carpeting while Forbes installed RCA sound, Brenkert projectors, Bennwood Linz rectifiers, Bausch & Lomb lenses, RCA screen, and box-office equipment. Don Miller Signs installed the marquee.

Fishman built the house for himself, Mellon, a circuit operator, and Belinsky, long-time owner of the Film Drug Store, who is making his first direct venture into film business.

Coosa NTS Equipped

Simplex Four-Star Sound, Super Simple Mechanisms, Hertner Transverters, Simplex lamp, Bausch & Lomb lenses, Walker Screen, National Comfort Cooling equipment, Neumade booth equipment and miscellaneous house and booth items were sold by NTS Co.'s Atlanta branch to R. E. Martin for his new Coosa Theater which opened in Childersburg, Ala., recently.

Ky. Opening Aids Charity

Dayton, Ky.—A charity show sponsored by the local lodge of Elks, with advanced prices in seats, featured the formal opening of the new all-modern Dayvue Theater, owned by Mrs. Woody Bressler and sons. All receipts for the opening of the new movie house went to the blind.

Work Finished on Paramount

Toledo—Paramount Theater here, owned by Smith & Beidler, has completed modernization program which called for complete inside renovation, a new front, and marquee together with signs.

Milan's Ritz Open

Milan, Tenn.—Local Ritz Theater, a 900-seater, has opened here.

Burned Ottumwa House To Soon Be Replaced

Ottumwa, Ia.—Jake Cohen, president of the Ottumwa Theater Co., a subsidiary of Tri-State Theaters, Inc., of Des Moines, announces plans for building a new $150,000 theater at Ottumwa.

The new structure, which will seat 1,200, will be built on the site of the theater which was destroyed by fire a month ago.

Hellriegel Finishing Two Cleveland Jobs

Cleveland—Henry Hellriegel, local contractor specializing in theater work, has just finished a complete renovation job for Meyer Kaplan at his Superior Theater. The job included installation of acoustical ceiling, new lighting, drapes and wall covering. Hellriegel is also putting a structural glass front in the New Broadway Theater, as well as bringing the lobby up-to-date with new lobby frames. The house is owned by L. C. Glaab.

Chase to Operate Cincy. House

Cincinnati—Maurice Chase will operate the new Woodburn Theater, contracts for which have been awarded by The Harris Realty Co., at 3233 Woodburn Ave. Monolithic concrete slab floors and glazed tile walls will be a feature of the new building, which will also house several stores. The theater will hold 744 seats.

Va. House Equips

Simplex E-7 Mechanisms, Peerless Magnarc lamps, Hertner Transverter and booth equipment have been installed in Richmond Theater at Alexandria, Va., by the Baltimore branch of National Theater Supply Co.

Contract to Bray Org.

Dothan, Ala.—Contract for construction of a new theater here, 196 by 63 feet, has been awarded to the J. N. Bray Construction Co., of Valdosta, Ga., according to announcement by officials of Martin Theaters, Inc. The latter concern maintains headquarters in Columbus, Ga.

PROSCENIUM CHATTER

R. HILTON and O. E. Maxwell have signed the Baehr Circuit, Brainerd, Minn., to an Altec service contract including repair-replacement and booth parts agreements. Baehr operates 11 houses in Minnesota and North Dakota.

* * *

The steam shovel last week dug a hole as the first act in the building of Dan Robins' new de luxe theater in Waren, O. During construction, Robins will hold a popular vote contest to select a name.

* * *

Cleveland interests building a new Drive-In near Buffalo have bought practically all equipment from NTS, including special Simplex sound, Simplex projectors, Magnarc lamps, Hertner generators, Bausch & Lomb F-2 lenses and all miscellaneous booth requirements. The same interests are operating the Great Lakes Drive-In near Toledo.

* * *

H. H. Reinhart, president and treasurer of Lyceum Theater Co., has signed for RCA sound in the new 968-seat house in Canton, O. Lyceum also operates the Mozart and McKinley Theaters in Canton.

* * *

Jennie Ramicone has purchased Simplex Hi lamp houses, projectors, Hertner generator and a white sound screen from Lou Walters of the Cleveland NTS office for her Gem Theater, Akron.

* * *

Texas Consolidated Theater has installed RCA sound in the Sunshine and Kimo Theaters, Albuquerque.

* * *

Ralph Bevington, owner of the Wayne, Waynesburg, O., recently damaged by fire, closed a contract with L. H. Walters of the Cleveland NTS office for new super Simplex projectors, Bausch & Lomb F20 lenses and Simplex lamp houses.

* * *

Raymond F. Fite has added the Fox, El Dorado, Kans., to his circuit. Following remodeling, including installation of RCA sound, house will be renamed the Fite.

* * *

Chris Velas purchased a Simplex sound head, lamp houses and rectifiers for his Lansing Theater, Lansing, O.

* * *

C. G. Velas, president of Bridgeport Amusement Co., announces a new theater for Bridgeport, O. RCA sound will be installed.

* * *

It is announced in Ft. Smith, Ark., that the Temple Theater, a Malco house which has been under lease to that company for several years, but which has not operated regularly since 1935, will be reopened soon. New sound and projection equipment will be installed.

* * *

E. H. Austin has installed new Garbar rectifiers in his Austin Theater, Versailles, Ind.

* * *

RCA has sold sound equipment, including service and maintenance, to Mrs. Odeal Speaker for the Pearl, Depere, Wis.

Sears Sees Canada As Bigger Market

(Continued from Page 1)

meeting held this week in Montreal.

Factors cited by Sears as making for a bigger market in Canada include the accelerated industrial activity in Dominion as a result of the defense program, increasing influx of both visitors and permanent residents, and the fact that most of the soldiers recruited by the Canadian army are remaining here.

An added favorable business factor for Warners, Sears pointed out, is the special production being made on location near Ottawa, the Royal Canadian Air Force film, "Captains of the Clouds," starring James Cagney, as well as several other pictures with special Canadian appeal.

Returning with Sears were Carl Leserman, assistant general sales manager; Roy Haines, Eastern and Canadian sales manager, and Norman H. Moray, short subject sales manager.

Only a brief outline of next season's program was given at the Montreal meeting. The complete details will be announced at the company's national sales convention in Chicago, starting July 28.

"Prime Minister" Opening To Benefit War Charity

Ottawa — Hemispheric premiere of "The Prime Minister," Warners' British-made Disraeli picture, at the Capitol theater in this city on Aug. 13 will be under auspices of the Queen's Canadian Fund, war charity, which will get the entire proceeds.

Guest of honor at the premiere will be Princess Alice, who is a grand-daughter of Queen Victoria and the wife of the Earl of Athlone, Governor-General of Canada, and Prime Minister Mackenzie King. Members of the Canadian Cabinet and Parliament and of the American diplomatic corps in Canada are among others who will attend the premiere.

Canadian Broadcasting Company is expected to bring overseas by short wave a greeting from Queen Elizabeth to members of the premiere audience.

B. F. Keith Bonds Off Board

B. F. Keith Corp., first and general refunding mortgage 20-year 6 per cent gold bonds, series A, due March 1, 1946, have been stricken from listing and registration on the New York Stock Exchange because of call for redemption.

WEDDING BELLS

Chicago — Madeline Kabaker of Universal's exchange was married to Joe Forkos, now stationed at Camp Forrest, Tenn.

Warners Spending $1,500,000 on "Dinner," $1,750,000 on "Captains of the Clouds"

Montreal—Warners has set a budget of $1,500,000 for the production of "The Man Who Came to Dinner" and approximately $1,750,000 for the making of "Captains of the Clouds," the latter largely to be photographed in Canada, the company's Canadian sales convention here was told.

In discussing production charges, Grad Sears, sales chief, said that "Sergeant York," including prints, will stand Warners $2,000,000.

Tradeshow Turnouts Puzzling

Variety of Explanations for Slim Results

(Continued from Page 1)

B. Distances too great in many localities.

C. Lack of interest on the part of exhibitors.

D. Tendency to depend entirely upon trade paper reviews.

One midwestern exhibitor expressed the opinion that screenings of good product will draw exhibitors to the showings just as good product will draw patrons to the theaters. On the other hand, a major company executive said that exhibitors were not interested in seeing top bracket pictures nor low budget pictures, but wanted to see the "in-between" product so as to judge for themselves what they should pay for them.

All of which has the industry in somewhat of a quandary. It has been indicated that unless the showings are better attended, M-G-M will transfer its screenings to projection rooms because it would be economically unwise to continue the present setup.

The proposal of some exhibitor organizations to create a reviewing committee for their members was criticized in some circles. Differences in tastes among such a committee would be confusing to the exhibitors for whom the advice and information were intended, it was said.

There is a feeling in some quarters that it is too early to criticize or form an opinion on the outcome of the tradeshows. It is believed that a solution will be reached before the consent decree gets into active operation.

Those attending yesterday's showings included:

Norman Aaronwald, Plaza Theater; Jack Meltzer, Allied Theater Owners of N. J.; Anthony Paollillo, Paradise Theater, Brooklyn; J. J. Thompson, non-theatrical; Tom Sarris, Skouras Theaters; Lois Wilson, actress; Jack Harris, Skouras Theaters; Harold Blumenthal, Sam Rosen, Sid Deneau, Fabian Theaters; Murray Miller, Hecht Circuit, N. J.; Janice Rentchler, Skouras Theaters; Harry Brittwar, Prudential Playhouses; Jack Hattem, Interboro Circuit; Charles Moses, Staten Island; Fred Schwartz, Sam Goodman, Century Circuit; Bob Ungerfeld, Skouras Theaters; Harold Klein, J. J. Theaters; John Benas, Skouras Theaters; Leon Rosenblatt, New Jersey and Staten Island; Robert Goldblatt, Music Hall, Tarrytown; Morris Lane, Lane, Gem, Loyal, Tribune Theaters; Henry Brown, Lakewood, N. J.; Irving Lesser, Roxy Theater; Irving Zatkin, Tribune Theater; Harold Rinzler, Sam Rinzler, Jack Birnbaum, Irving Kaplan, Randforce Circuit; George Reisner, Manhattan, York Theaters; Sam Burns, St. George, Brooklyn; J. M. Seider, E. Seider, Irwin Wheeler, Prudential Theaters; Mr. Finnegan, Skouras Theater; Arthur Wyckoff.

40 Attended RKO Showing In New York Yesterday

RKO's trade screening of "Father Takes a Wife" yesterday was attended by 40 circuit and independent theater representatives who arrived in a heavy rain. Following the feature, the golf Sportscope, "Craig Wood," was screened.

"Citizen Kane" will be shown to exhibitors this morning and "Lady" Scarface" will wind up the week's trade showings tomorrow.

Film Bombardment Academy

Houston—Jack Glenn and a M of T camera crew are here for the filming of the Advanced Bombardment Academy at Ellington Field.

WB 'York' Tradeshow In New York Tuesday

(Continued from Page 1)

uct with the Lasky-Wallis production next Tuesday, it was announced yesterday by Grad Sears.

Initial tradeshow is designed for New York metropolitan territory only, and will be held at 10 a.m. in the Warner home office projection room.

"We had not planned to tradeshow any new product, in New York or anywhere else, until after our annual sales convention," Sears stated. "But in my entire film experience I have never known of so many exhibitors calling, phoning and wiring in for a picture, as they have done in the case of 'York.' The screening next Tuesday is a result."

Since opening at the Astor on July 2, "Sergeant York" has been doing turnaway business, with a heavy advance sale.

Lupe Velez with McLaglen

West Coast Bureau of THE FILM DAILY

Hollywood — RKO has assigned Lupe Velez to the feminine lead in "The Marines Are Ready" with Victor McLaglen and Edmund Lowe. Production starts Aug. 1.

SMITH:
That's Colonel Partridge. Ever hear of him? He's better than any rabbit's foot you ever carried. If you ever get in a jam, there's the fellow that will pull you out.

HURRICANE SMITH
RAY MIDDLETON • JANE WYATT
Harry DAVENPORT • J. Edward BROMBERG
Henry BRANDON
BERNARD VORHAUS—Director
Screen play by ROBERT PRESNELL
Original story by CHARLES G. BOOTH
A Republic PICTURE

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Mountain Moonlight"

with Leon Weaver, June Weaver,
Frank Weaver

Republic 68 Mins.

AUDIENCES THAT LIKE HILLBILLY HUMOR AND THE WEAVERS SHOULD LIKE THIS.

Latest in the series Republic is making with the Weaver Brothers and Elviry, this one should please audiences that appreciate this type of humor and the principal characters in the picture. It is definitely aimed at a certain class of trade and exhibitors know whether or not the picture will draw at their houses, dependent upon location. More production value is evidenced in the picture than is usual.

The cast does all that is asked of them and the four Weavers have a capable group of supporting players, including Betty Jane Rhodes, John Archer, Kane Richmond, Frank Sully and Andrew Tombes. Nick Grinde directed from a screenplay by John Krafft, Mauri Grashin and Dorrell and Stuart McGowan.

A cyclone levels the Weaver home, but when a chimney is pulled down a revolutionary deed is discovered which states the Government owes the Weaver family some $200,000. The family immediately sets out for Washington and matters come to a pretty pass. It turns out that the deed is valid, but that payment of compound interest makes them the richest family in the world. The curses of wealth are pictured at some length before Leon Weaver, family head, solves all their problems and returns home with enough money to rehabilitate the entire community.

CAST: Leon Weaver, June Weaver, Frank Weaver, Betty Jane Rhodes, John Archer, Kane Richmond, Frank Sully, Johnny Arthur, Loretta Weaver, George Ernest, Andrew Tombes, George Chandler, Harry Hayden, Roscoe Ates, Leonard Carey, George Meeker, Edwin Stanley.

CREDITS: Associate Producer, Armand Schaefer; Director, Nick Grinde; Screenplay, John Krafft, Mauri Grashin and Dorrell and Stuart McGowan; Cameraman, Jack Marta; Editor, Charles Craft.

DIRECTION, Good. PHOTOGRAPHY, Good.

Grainger Sets Republic With West Coast Chains

San Francisco—J. R. Grainger, Republic prexy announced yesterday that the company has closed a deal for its entire 1941-42 product with the United California Theaters and the Golden Gate Circuit, operating the T. & D. Circuit.

Sid Weisbaum, Republic branch manager in San Francisco, assisted Grainger in negotiating the deal with R. A. MacNeil and M. Naify, of the circuits.

Holding "Aluminum Matinees"

Indianapolis — Local theaters are co-operating in the current city-wide drive for national defense aluminum by holding "aluminum matiness" through the 29th. The state-wide drive will open Monday, the date proclaimed by Governor Henry F. Schricker.

"Hurricane Smith"

with Ray Middleton, Jane Wyatt,
Harry Davenport

Republic 69 Mins.

OKAY OFFERING FOR TOP TRADE; HAS LIVELY ACTION AND SUFFICIENT DRAMA.

As a program offering this release should fit in nicely on the average bill. The cast is capable, there is a sufficiency of action and drama, the direction is able and technical standards are up to par in all respects. The story is somewhat improbable from several different angles, but audiences are not likely to question that item.

Ray Middleton creates a favorable impression in the lead role. Miss Wyatt is attractive and very able, and deserves more work and better parts. Harry Davenport is fine in a role made to order for him, and a number of capable players give more than adequate support, including J. Edward Bromberg and Harry Brandon. Bernard Vorhaus directed from a screenplay by Robert Presnell.

Middleton, a cowhand and top rodeo rider, falls for Miss Wyatt, a reporter, and asks her to marry him the night she is to return to Chicago. She doesn't give an answer, but indicates she will. Middleton, leaving the railroad station, gets involved in a holdup staged by Bromberg and Brandon, and is sentenced to die for murder. Miss Wyatt finally learns of this and there is a considerable amount of drama before a happy ending is contrived.

CAST: Ray Middleton, Jane Wyatt, Harry Davenport, J. Edward Bromberg, Harry Brandon, Casey Johnson, Charles Trowbridge, Frank Darien, Howard Hickman, Emmett Vogan.

CREDITS: Associate Producer, Robert North; Director, Bernard Vorhaus; Screenplay, Robert Presnell; Original Story, Charles G. Booth; Cameraman, Ernest Miller; Editor, Edward Mann.

DIRECTION, Good. PHOTOGRAPHY, Good.

Metro District Managers Meet in Chi. Tomorrow

(*Continued from Page* 1)

general sales manager. These meetings are held two or three times a year. Attending from the home office will be Tom Connors, Ed Saunders and Ted O'Shea.

20th-Fox Signs Arch Oboler

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox has signed Arch Oboler to direct, write and produce for it. His first assignment will be to work with Mark Hellinger on the scenario of a story as yet untitled.

To Film Donaldson's Life

Rights to the life story of Sergt. Mike Donaldson, holder of the Congressional Medal of Honor and other decorations for valor, have been obtained by Daniel Hayes, who has formed a group interested in financing production. Lem F. Kennedy is set to direct.

"Arizona Bound"

with "The Rough Riders," Buck Jones,
Tim McCoy, Raymond Hatton

LATEST OF BUCK JONES SERIES HAS PLENTY ACTION AND B.O. APPEAL.

Monogram 57 Mins.

This latest of the "Rough Rider" series, coupling the box-office and action appeal of Buck Jones and Tim McCoy, plus Raymond Hatton, will find a ready market and reception by exhibitors of westerns and their fans.

The well-produced opus, credited to Scott R. Dunlap, with coherent, down-to-earth direction by Spencer Bennett, finds the "Rough Riders" called to duty from their individual ranches to which they had retired after resigning from the U. S. Marshal service. Faced with the necessity of getting the Wells-Fargo gold stages through a gang of murder-sated renegades in the employ of Taggert (capably portrayed by Tris Coffin) who seeks to secure the Fargo franchise, Jones, McCoy and Hatton play fast and loose with chance and six-guns until the final showdown which ends in a roar of gunplay and justice.

Buck Jones, as usual, turns in a fine portrayal of the stalwart, silent type, persevering man of justice. Tim McCoy, too, leaves little else to be desired excepting more of his particular brand of western action, with Raymond Hatton comprising the third pal of a triumvirate that should spell box-office.

Oliver Drake's well-defined original story is capably done into a well-knit screenplay by Jess Bowers, with the Harry Neumann brand of photography adding to its enjoyment. Musical Director Edward Kay provided adequate background music.

CAST: Buck Jones, Tim McCoy, Raymond Hatton, Luana Walters, Dennis Moore, Kathryn Sheldon, Tris Coffin, Horace Murphy, Slim Whitaker, Gene Alsace, Ben Corbert, Jack Daley, Hal Price, I. Stanford Jolley.

CREDITS: Producer, Scott R. Dunlap; Director, Spencer Bennett; Screenplay, Jess Bowers: Story, Oliver Drake; Cameraman, Harry Neumann; Production Manager, C. J. Bigelow; Technical Director, Vin Taylor; Ass't Director, William Drake; Recording, Karl Zint; Editor, Carl Pierson; Musical Director, Edward Kay.

DIRECTION, Good. PHOTOGRAPHY, Good.

300 Chicago Theaters Join Aluminum Drive

Chicago—Three hundred Chicago theaters, both independent and circuit, will participate in an aluminum drive here next week.

Start First Gallup Poll Pix

Production has been started by Film Institute, Inc., on the first of a series of pictures dramatizing the findings of the Gallup polls. All scenes will be made in the New York area. Company is headed by Lawrence W. Fox, Jr. Production and direction is by Edmund L. Dorfman.

"Wranglers' Roost"

with Ray Corrigan, John King, Max Terhune

Monogram 57 Mins.

FIRST - RATE WESTERN SHOULD THOROUGHLY PLEASE ACTION FANS.

This new western produced by George W. Weeks is first-rate action fare. Featuring the Rangebusters, it is well-paced, has a better than average story, competent cast and good direction. Exhibitors playing this type of film should find this one well-received by audiences that appreciate this type of film.

Ray Corrigan, John King and Max Terhune portray the Rangebusters effectively and get good support from a competent cast. Gwen Gaze provides the female interest, and George Chesbro and Frank Ellis provide the villainy. A good performance is contributed by Forrest Taylor. S. Roy Luby directed from a screenplay by John Vlahos and Robert Finkel.

The Rangebusters are on the trail of a notorious bandit, with their search leading them to the town of Apache Butte. There are a number of surprising story twists, and lots of action before the boys settle their business.

CAST: Ray Corrigan, John King, Max Terhune, Forrest Taylor, Gwen Gaze, George Chesbro, Frank Ellis, Jack Holmes, Walter Shumway.

CREDITS: Producer, George W. Weeks; Director, S. Roy Luby; Screenplay, John Vlahos and Robert Finkel; Story, Earle Snell; Cameraman, Robert Cline; Editor, Roy Cline.

DIRECTION, Fast. PHOTOGRAPHY, Good.

K-A-O's $17.50 Dividend Will Eliminate Accrued

(*Continued from Page* 1)

30, 1941. Dividend is payable Aug. 7 to stockholders of record at the close of business July 31.

This payment, it was announced, will eliminate all the accrued dividends on this preferred stock.

"Tom, Dick and Harry" Clicks

"Tom, Dick and Harry" got off to a fast start at the Radio City Music Hall yesterday, gross for the matinee doubling that of any RKO Radio pic to play there in the last three months.

Comedy is assured a second week at the Chi. Palace.

Reduce Prices for Service Men

Springfield, Mass.—Special tickets entitling men in the uniforms of the armed forces of the United States to reduced admission prices have been introduced in all theaters of the Western Massachusetts Theaters chain.

Rites Held for F. J. Fisher

Detroit—Fred J. Fisher, 65, eldest of the seven brothers of Fisher Body fame, whose funeral here Wednesday was largely attended, was the founder of the Fisher Theater, originally a first-run house.

Skouras Sees Decree Revitalizing Films

(*Continued from Page* 1)

mass production. "No longer will terms on deserving box-office pictures be reduced to equalize poor results of mediocre box-office attractions," said Skouras. "Pictures will be sold on their merits and rule of survival of the fittest will prevail and once more the distributor will come into his own."

Skouras pointed out that the appearance of affiliated circuits, functions of distributors and exhibitors in every important community throughout the country were transferred to New York where a few would buy from a few for practically all the theaters in the country, and this same few would book all principal theaters of the country.

"After that distributors and theater men in every city of the nation became stooges," Skouras stated. He asserted that under the decree distribution and theaters are back in the hands of people who should sell pictures and those who book and manage theaters. He pointed out that now the advertising department will be revitalized and once again hold the position it formerly enjoyed in American business when the motion picture industry was considered the most progressive user of advertising.

"Showmanship will again be restored but the brunt of responsibility will fall upon the shoulders of you gentlemen as distributors," he said. Skouras urged close relationship between salesmen and distributors and stated: "If you are to derive maximum benefits under the plan of merchandising films, your relationship must be founded on a sincere desire to help your account." Skouras predicted new contract between National Theaters and 20th Century-Fox on a sliding scale basis will prove as beneficial to 20th-Fox as it has to other companies who have sold National Theaters under this plan before.

Salesman's Job Today

In his talk Charles P. Skouras, president of Fox West Coast, declared: "Today a salesman's job is not only to sell pictures but he must enthuse, stimulate and help the exhibitor with his policy, advertising, exploitation and in any other way that he can."

Skouras stressed the fact that the exhibitor should not follow a fixed policy any longer and said his circuit had no fixed policy.

"We take each picture, analyze its potentialities, discuss it, plan an intelligent, comprehensive campaign, then book it and squeeze out every day of playing time the picture deserves. I am not bragging but if every exhibitor in America followed our methods, our policies, 20th-Fox would not need revenue from Europe, South America, the Orient or anywhere else. They would get their negative cost here in the United States with a very substantial profit besides. But this cannot happen until every exhibitor you do business with adopts a flexible policy and gives your pictures the playing time they deserve."

Skouras said his theaters have received helpful ideas from the distributing companies.

Must Improve Price Allocating

William Sussman, Eastern division sales manager, declared an improvement must be made in the method of price allocation on pictures to exhibitors, which causes 90 per cent of grievances between exhibitors and distributors. He said it will be easier to appraise value of pictures under the consent decree. He asserted that first-runs are now more important than ever and stressed the importance of preferred and extended playing time.

Frank L. Newman, Rick Ricketson, Arch Bolles, Elmer Rhoden and Michael Rosenberg were among the exhibitors introduced.

Questioned for details of the company's sales policies for 1941-42 season, Wobber declared that the organization has no fixed percentages; percentages are to be set according to the size of theater and situation plus other factors. Generally, the company will adhere to the percentage arrangements of previous season.

Wobber stated that although 20th-Fox plans to make 50 pictures for next season no ceiling has been placed on the budget and pictures will be sold singly or in groups.

TO THE COLORS!

Chicago—William H. Bindel of Warners' Rialto has been called to Army service.

James Fennell of Warners' Hamilton is now located at Camp Wolters, Tex.

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

BETWEEN next Monday and Aug. 18, Warners has scheduled nine pictures for production, prolonging the current boom which started last January. Peak production has kept the entire personnel of almost 5,500 persons continually employed since that time. Average number of employes used at the Burbank studio amounts to 4,500.

● ●

ERNEST HEMINGWAY'S "For Whom the Bell Tolls," will be filmed in Technicolor, it was announced yesterday by Buddy De Sylva, Paramount production chief. Decision will have important bearing on the tests of actors and actresses for the principal roles, which will be started next week. Vivien Leigh will be tested in London for the role of Maria.

● ●

COLUMBIA wants Metro to release Melvyn Douglas, whose contract the two companies share, for a November co-starring assignment with Cary Grant, in "Mr. Twilight," which Everett Riskin will produce and George Stevens direct.

● ●

JIMMY DURANTE is the final cast assignment for "The Man Who Came to Dinner," which starts shooting Monday at Warners. Reginald Gardiner and Grant Mitchell also have joined the cast, headed by Monte Woolley, Bette Davis, Ann Sheridan, Richard Travis, Billie Burke, George Barbier and Hattie McDaniel.

● ●

ANNE SHIRLEY has been withdrawn by RKO from "The Marines Are Ready" because its shooting schedule will conflict with "Four Jacks and a Queen," in which she will appear.

● ●

VIRGINIA O'BRIEN, "dead-pan" songstress who scored in "The Big Store" with the Marx Brothers, is the latest addition to the cast of "Panama Hattie."

● ●

MURIEL BOLTON has been assigned by Paramount to prepare a scenario under the title "Henry Aldrich, Editor," which will follow "I Am Mr. Aldrich's Boy" in the Aldrich series.

● ●

WARNERS' shorts department, under supervision of Gordon Hollingshead, is setting a new record with fourteen subjects in work. Three shorts are being scored, five are in cutting rooms and six in preparation for cameras.

● ●

RKO has signed Frank Martinelli, Jr., football star of Santa Clara College, to a long-term acting contract. Martinelli will return to Santa Clara next Fall, taking leave of absence from his studio activities to complete his last collegiate year.

● ●

MITCHELL LEISEN will direct "Take a Letter, Darling," replacing Preston Sturges.

● ●

DICK PAXTON, who won his opportunity to act after having served his apprenticeship as Mickey Rooney's stand-in, will appear in "The Female of the Species" at Metro.

● ●

DENNIS O'KEEFE has been suspended by RKO for refusing the juvenile lead in "Playmates" with Kay Kyser and his band, and Peter Lind Hayes was named to replace him.

● ●

HARRY SHERMAN has scheduled "Utah," a pioneer film, for late Fall production.

● ●

CHARLES RUGGLES, plays the top feature role in Columbia's filmusical, "Go West, Young Lady," in which Edgar Buchanan was originally cast.

Soviets Buy Three 20th-Fox Pictures

West Coast Bureau of THE FILM DAILY

Hollywood—Twentieth Century-Fox has sold three pictures to the Soviets. Irving Maas, of the studio's foreign department, who closed the deal yesterday, made the announcement at the company's sales convention.

The pictures sold to Russia are "Under Your Spell," with Lawrence Tibbett, "Three Musketeers" with the Ritz Brothers, and "In Old Chicago," with Alice Faye, Tyrone Power and Don Ameche.

»REVIEWS»

"Kisses for Breakfast"

with Dennis Morgan, Jane Wyatt,
Shirley Ross

Warners 82 Mins.

FARCE MISSES FIRE DUE TO STORY WEAKNESSES; JUST ANOTHER PROGRAMMER.

This picture might have been very funny if the story had not been bothched into sloppy slapstick. As it is, it is just another program picture. A highly capable cast does its best with the material at hand. Technical work on the picture is okay and direction of Lewis Seiler is adequate.

Dennis Morgan, Shirley Ross and Jane Wyatt fill the three lead roles efficiently and get fine support from Una O'Connor, Barnett Parker, Lee Patrick and Jerome Cowan. Seiler directed from a screenplay by Kenneth Gamet which was based on a play by Seymour Hicks.

Morgan marries Miss Ross, shortly afterwards is kidnapped and beaten up. He is assumed to be dead when his car is found at the foot of a cliff on the ocean edge, but he is very much alive although he has lost his memory. He goes South and gets a job on a plantation owned by Miss Wyatt, and marries her after a short time. Things come to a pretty pass, however, when he and Jane go to attend Miss Ross' next wedding. The turmoil and shouting dies down after considerable confusion and Miss Ross bows out of the picture.

CAST: Dennis Morgan, Jane Wyatt, Shirley Ross, Lee Patrick, Jerome Cowan, Una O'Connor, Barnett Parker, Romaine Callender, Lucia Carroll, Cornel Wilde, Willie Best, Louise Beavers, Clarence Muse.

CREDITS: Produced by Warners; Director, Lewis Seiler; Screenplay, Kenneth Gamet; Based on a play by Seymour Hicks; Cameraman, Arthur Edeson; Editor, James Gibbon.

DIRECTION, O.K. PHOTOGRAPHY, Good.

5,000 Billboards to Plug "Tom, Dick and Harry"

RKO will blanket the United States and Canada with billboards for "Tom, Dick and Harry" which opens in 150 key situations this week-end. More than 5,000 billboards have been acquired in and around the 150 cities by S. Barret McCormick, director of publicity and advertising. Space is provided on the 24-sheets for local exhibitors to snipe their opening dates and the name of the theaters.

Conn. Allied Meets Tuesday

New Haven—Allied Theater Owners of Connecticut will meet Tuesday at the Hof Brau Haus, with Dr. J. B. Fishman presiding.

Charge Intimidation At Crescent Trial

(*Continued from Page* 1)

an hour of fireworks yesterday in the anti-trust hearing, with George Armistead, defense attorney, charging D of J counsel with intimidating this same witness. The witness was William Griffith Head, now manager of the State Theater, Central City, Ky., for Rockwood Amusement Co., and former independent exhibitor in Greenville, Ky.

Anxious about his job with the Crescent affiliate, Head apparently acted in a manner to justify the accusation by D of J attorneys that he had been offered a reward to testify favorably to the defendants.

This he denied and the accusation was parried by defense attorneys with a statement, undenied, that he has been repeatedly grilled by Albert Boggess, and others of the D of J counsel, in the six days that he has been in Nashville waiting to be called.

Points Out D of J Attorney

Allen A. Dobey, special assistant to the Attorney General, was pointed out by Head as the one who shook his finger in his face during a three-hour questioning of the witness.

For the first time, Government counsel revealed some of its methods of obtaining information for the original bill of particulars when A. J. Lemaire, Covington, Ky., FBI agent out of the Louisville, Ky., office, was called to the stand to be questioned about statements made to him by Head in regard to his experience in Greenville.

According to the testimony, Head sold his theater in Greenville in January, 1938, for $8,000 after alleged "rumors and threats" that Crescent planned to come in, culminating in the "measuring off" of a lot, purportedly for a theater, located alongside of Head's theater.

Difficulty in Getting Pix

The witness also alleged that Crescent was able to make it more and more difficult for him to get films. Read from Lemaire's report to the D of J was the statement that: "Head will make the Government a good witness. He is alert and thoroughly familiar with Sudekum's methods."

The statement that Head wanted assurance that the Government would win the suit against Crescent met with the comment by Judge Davies: "We cannot assure him that."

Late Wednesday three witnesses from East Gadsden, Ala, Charles Pardue, bank president and shareholder in the Etowah Amusement Co., and B. F. Curry and H. T. Bailey, past and present manager of Etowah Theater, testified as to difficulties in geting films for their houses. Crescent, at that time, was operating three theaters in Gadsden and East Gadsden and one in nearby Alabama City.

Soldiers and Sailors to See Films of Full College Football Games Played on Coast

West Coast Bureau of THE FILM DAILY

Hollywood—Pictures of entire football games played by members of Pacific Coast Conference of college teams, heretofore shown only to students, members of the teams and alumni, will now be shown to soldiers and sailors, according to a ruling made at a recent Conference meeting.

For more than eight years official pictures of the various gridiron contests have been made by the home eleven, with one print being sent to the competing team.

$2,000,000 for 20th-Fox Ads

Aggresive Selling Vital, Asserts McCarthy

(*Continued from Page* 1)

that never before has the promotion of pictures been as important as it will be next season under the consent decree operation.

"More advertising effort will be put behind the first showings of pictures in the company's 30 exchange centers throughout the United States than ever before," McCarthy said. "Only aggressive selling, both on the part of the film companies and exhibitors alike, will bring results at the box-office in these changing times. We have reorganized the publicity, advertising and promotion set-up to meet these new conditions. Every possible medium of advertising and publicity will be utilized.

"To facilitate handling of the increased advertising and to assist exhibitors toward the common end of getting the greatest b.o. returns on our pictures, the company has organized a new field promotion department. Special field men will work with exhibitors in Philadelphia, Pittsburgh, Washington, Albany. Boston. New Haven, Buffalo, Cincinnati, Cleveland, Kansas City, St. Louis, Indianapolis. Atlanta, Charlotte, Memphis, Dallas, Oklahoma City, New Orleans, Denver, Los Angeles, Portland, Ore., Salt Lake City, San Francisco. Seattle, Des Moines, Minneapolis and Omaha."

Talley Details Shorts Plans

Twentieth-Fox' new shorts program. which will include 52 one-reel films and 104 issues of Movietone News, was detailed yesterday by Truman Talley. vice-president and producer of Movietone News and his staff.

Talley pointed out that the company's short subjects set-up will be organized to meet any new demands that may result from changes in exhibition brought on by consent decree selling.

New shorts program will be divided into two groups. One will consist of 26 one-reelers included in the following series: "Magic Carpet of Movietone," "Adventures of A Cameraman," Ed Thorgersen's "Sports-reel" and "The World Today." The other will have 26 Terry-Toons. First reel announced for "The World Today" series is titled "American Sea Power."

Paul Terry, Terry-Toons producer, told the delegates that the use of color will be increased this year with more than 50 per cent of the program being photographed in Technicolor. The staff of animators at the Terry-Toon studio in New Rochelle, N. Y., has been increased, Terry announced.

Other members of Truman Talley's staff who addressed the convention yesterday were: Edmund Reek, Jack Darrock, Russell Muth, Tony Muto and Ed Thorgersen.

Winners in Kent Sales Drive

Presentation of checks to prizewinners in the S. R. Kent sales drive for 1940-41 was made yesterday by District Manager M. A. Levy, leader of the drive.

First prize in the naitonal group went to Sam N. Wheeler's Washington exchange. Charles L. Walker of the Salt Lake City exchange won first prize in the international group. A check for $500 was presented to Edgar Moss, Atlantic district manager, whose district finished the drive in first place.

Levy announced that there would be no Kent Drive this year because of anticipated changes in selling under the terms of the New York consent decree.

Kent, Place Contract Terms Disclosed in Report to SEC

Twentieth-Fox has reported to the SEC that it entered into an employment contract on June 27 with Sidney R. Kent, president, for a period of five years at $75,000 a year. The contract also provides for additional compensation not to exceed $25,000 a year to be paid to Kent, in the event that the National Theaters Corp. or its subsidiaries, fail to pay him such a sum.

The corporation also reported the execution of an employment contract with Hermann G. Place, chairman of the executive committee, who will serve at the discretion of the board of directors, at a compensation of $50,000 a year, with a guaranty by Twentieth-Fox Film of an additional $25,000 a year, in the event that such a sum is not paid him by the National Theaters Corp. or its subsidiaries.

SPG Wins New York Bargaining Election

(*Continued from Page* 1)

Guild as its collective bargaining agent.

Number of votes for the Guild was 172, out of a total of 191 cast. Vote for the Guild, by companies, follows:

Columbia, 26 out of 27; Metro, 16 out of 19; Paramount, 14 out of 23; RKO, 24 out of 25; Twentieth Century-Fox, 35 out of 37; United Artists, 15 out of 17; Universal, 5 out of 5 (100 per cent); Warners, 37 out of 38.

Guild and company observers were present as the ballots were tabulated at the NLRB regional offices, 120 Wall St., under supervision of Board Examiner Charles Kramer.

Joseph Gould, SPG president, announced that the Guild immediately would approach the producers to open contract negotiations.

"Bismarck," Nazi Feature, Gets Customs Green Light

(*Continued from Page* 1)

and, as a result, it will have an early release here. New York premiere is understood slated for the 96th St. Theater.

Custom officials held that they are powerless to prevent the import o films unless they are immoral o likely to create a breach of th peace, it is understood.

"Bismarck" is regarded as a simon pure propaganda film, its evident object being to establish tha Hitler is a greater man than th Iron Chancellor who carved out th Second Reich.

Education Dept. Started By Local 273, New Haven

New Haven—Local No. 273, projectionists, has established a ne education department with the ai in view of informing members o all new sound and visual projectio developments. Edward W. Boppe Loew-Poli projectionist, was appointed chairman, with Warne sound engineers C. P. O'Toole an Donald Collins, Fred J. Pfeiff c Altec, and Myron Wheaton, of RC serving on the committee.

John Griffith, of the Capitol, Ar scnia, is chairman of the ente tainment committee, assisted b Samuel Estra and A. Nelson Frazier of the Roger Sherman. A so ial committee consists of Ernest I Gross of the College as chairma Samuel Estra, and Richard Joh Kelly of the Rivoli, West Have A new legislative committee ha also been created, consisting of A Nelson Frazier, former president o the local as chairman, and Matthe Kennedy, business agent. Joh Mongillo, publicity chairman, w be active on all committees.

JUL 25 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 14 NEW YORK, MONDAY, JULY 21, 1941 TEN CENTS

'KEEP PROPAGANDA OUT OF FILMS'—HAYS

Three Suits Filed vs. Minn.'s Anti-Five Law

Individual Actions Filed By RKO, Para., Vitagraph; With Three More to Come

By GEORGE E. GUISE
FILM DAILY Staff Correspondent

Minneapolis — Three individual suits attacking the constitutionality of Minnesota's new anti-blocks-of-five law, passed by the recent legislature, were filed late Friday in Ramsey County district court in St. Paul.

For several weeks it has been known the suits would be filed but action has been delayed to give attorneys here and in New York opportunity to make careful study of

(*Continued on Page 7*)

New Theater Co-op To Buy Equipment

Amherst, N. S.—A new co-operative theater organization which will buy equipment as well as pictures for its clients has been formed here by a number of leading exhibitors

(*Continued on Page 6*)

Browne Asks Indictment Dismissal; Attacks Law

George S. Browne, on Friday asked Federal Judge Louie Strum to dismiss the U. S. indictment which charges him with violation of the

(*Continued on Page 8*)

Greenblatt of RKO Sells First Block

Pittsburgh—First across the line with a block-of-five sale under the consent decree was Herb Greenblatt, RKO branch manager here, who made trade history by closing a deal at 1:05 p.m. Friday with Charles Truran of the Park, Meadeville, who had attended the "Lady Scarface" tradeshow. Truran also bought the full RKO short program for 1941-42 as well as the first block. Ned Depinet okayed the feature terms, Harry Michalson, the shorts deal. Both were here for the tradeshow.

THE WEEK IN REVIEW

Tradeshows Puzzle

By L. H. MITCHELL

TRADESHOWS: Initial tradeshows under the consent decree found distribs. puzzled by the light turnout of exhibs. Highspot in exhib. attendance was Indianapolis at RKO's preview with 450 present. Chicago was next with 300, then came a big hiatus down to 50, 40, 20, with the lowest 12. Metro's tradeshows were somewhat better attended in several spots but turnout generally was disappointing. Various reasons were suggested for the lack of exhib. interest. Wisconsin ITPA announced it would name a committee to review tradeshow pix for its members.

* * *

CRESCENT TRIAL: Court ruling barring introduction of inter-office communications on part of distribs. may prolong the trial against the

(*Continued on Page 7*)

6 Commercial Tele Stations by Sept. 1

Minimum of six tele stations are expected to be operating under commercial licenses by Sept. 1 it was learned over the week-end. By Jan. 1, total will be up to 10, it is expected.

Latest to apply for a commercial television broadcast station was the

(*Continued on Page 8*)

"Significance Is Not Achieved at the Expense of Entertainment," Declares MPPDA Prexy; Says Public Lays Down Its Money at B.O., for Amusement

By RALPH WILK
West Coast Bureau of THE FILM DAILY

Hollywood—"Those who demand that the screen subordinate its wholesome function of recreation for any cause, however sincere, are sadly mistaken," Will H. Hays, MPPDA prexy, warned in a forthright statement released for publication here today.

WILL H. HAYS

Taking cognizance of those "who would use the films to bemuse, rather than amuse, the American national emergency, the industry's No. 1 man minced no words

(*Continued on Page 8*)

Metro Pact Embodies Anti-Triples Policy

M-G-M's new licensing agreement, now in preparation, will prohibit the showing of its product on triple feature programs, it was learned at the week-end.

While it is understood that the prohibition of triples cannot be legally enforced, it is reported that it will be M-G-M's policy not to sell theaters where more than two pictures are shown on one program. This policy will be inferred in the agreement, it is understood.

The new contract, covering the

(*Continued on Page 7*)

Ferguson, Texas Exhib, Wins Clearance Reduction

Dallas—Demand for Ben Ferguson, operator of the Campus Theater, College Station, Tex., for a reduction of the 30-day clearance granted to the Dixie and Queen Theaters, Bryan, Tex., was approved by Lloyd W. Klingman, arbitrator, who

(*Continued on Page 7*)

Call Distrib. Reps. at Crescent Trial Today

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—Ending the second week of the Government's anti-trust suit against Crescent Amusement Co. and affiliates. Robert L. Wright, special assistant to the Attorney Gen-

(*Continued on Page 6*)

3 More Screenings Set for WB Parley

In addition to five pictures previously listed, Grad Sears, announced over the weekend that "Nine Lives Are Not Enough," "New Orleans Blues" and "Law of the Tropics" would be screened at the Warner sales convention which opens July 28 in Chicago. Pictures previously named were "Navy Blues," "The Flight Patrol," "Dive Bomber," "Sergeant York" and "The Prime Minister."

Myers' Slants on Tradeshows

Stringing Along Cuts Attendance, He Holds

Further explanations for the sparse attendance at tradeshowings were advanced to THE FILM DAILY at the week-end by Abram F. Myers, general counsel of Allied.

"Stringing along showings at the rate of one a day and requiring long absence from home by exhibitors not

(*Continued on Page 6*)

Few Industry Firms Placed On FDR's Trading Blacklist

Few industry companies were included on the blacklist of Latin-American firms prohibited from receiving exports from this country under President Roosevelt's procla-

(*Continued on Page 7*)

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(July 18)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9¼	9¼	9¼	— ⅛
Col. Picts. vtc. (2½%)	5⅜	5⅜	5⅜	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	15-16	⅞	15-16	.....
Con. Fm. Ind. pfd.	9¾	9¾	9¾	— ¼
East. Kodak	140½	140	140½	+ ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	14⅜	13¼	14¼	+ 1
Loew's, Inc.	32	31¾	31⅞	+ ⅜
do pfd.	....	....	....	.....
Paramount	12	11⅝	12	+ ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	....	....	....	.....
Pathe Film	12¾	12⅜	12⅝	+ ¼
RKO	3⅜	3¼	3¼	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	6¾	6⅝	6⅝	.....
20th Century-Fox pfd.	19⅜	19⅜	19⅜	— ⅛
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅜	4	4⅜	+ ⅜
do pfd.	64	63¾	63¾	+ ¾

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46	104¼	104¼	104¼	— ¼
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Technicolor	9½	9½	9½	+ ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	6⅝	6⅝	6⅝	.....
Universal Picts.	16½	16½	16½	— ½

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	61¾	65
Roxy Thea. Bldg. 4s 1st '57	59	62

La HIFF'S TAVERN
Now under the management of
JACK SPOONER
Formerly of the Stork Club
Returning to the Old Policy of Good
Food and Good Service.
156 W. 48th St. CHickering 4-4200

ALONG THE
RIALTO
WITH
Phil M. Daly

● ● ● THE United Artists clan......gathered 'round the board ......at the Gotham Hotel on Friday......at a luncheon for Teddy Carr......the company's active co-managing director......in Great Britain......tendered by Arthur W. Kelly......Paying tribute to the affable Teddy......were the following friends and co-workers...... in the UA vineyard, so to speak......Walter Gould, Harry Buckley, Paul Lazarus, Harry Muller......Nat Thompson, Phil Dow, Charlie Steele, Herb Weimer......Arthur and Manny Silverstone, Clarence Eiseman, Sammy Cohen......Harry Schroeder, Charlie Schwartz, Walter Liebler, T. R. Healy, Lacy Kastner......Monroe Greenthal, Al Margolies, Skip Weshner......Jim Mulvey, Lowell Calvert, Leonard Case, Harry Kosiner......Jake Milstein, Ed Peskay, Fred McConnell, Steve Pallos, Bert Stearn, John Dervin......

▼ ▼ ▼

● ● ● *A move decidedly in the right direction......was that meeting of Loew execs. and technicians......equipment manufacturers......and others prominent in the industry technical field ......held at the Ziegfeld Theater......at midnight last Thursday ......The audience of some 600 heard......Prexy J. E. McAuley of the McAuley Mfg. Co.......speak on the Peerless HyCandescent Projector Lamp......and IPC's John Krulish discuss the Simplex E-7 Projector......They were introduced by......P. A. McGuire, IPC ad manager......who pointed out the lectures......were designed to increase the understanding......between the theater office......and the projection room......thus securing that degree of co-operation......so essential to successful management ......On the equipment side......those present included........ Herbert Griffin, James Frank, E. Hartley, Will G. Smith......*

"York" to Start in Two Capital Houses July 31

Washington Bureau of THE FILM DAILY

Washington — Warners has set "Sergeant York" for simultaneous runs at the Earle and Ambassador starting July 31. Deal to put the pic in the Metropolitan as well fell through. Earle gets the gala reserved seat opening, after which "York" will play on a continuous basis in both at 75c-$1.10. Jesse L. Lasky, Sergeant York, Grad Sears, Carl Leserman, Charlic Einfeld and Mort Blumenstock will be here for the opening.

Rose Takes Clipper Aug. 9

David Rose, Paramount's managing director in Great Britain, leaves Hollywood for London on Aug. 1. He will be accompanied by his wife as far as New York where he will board a clipper for Lisbon on Aug. 9. Among his current duties in England is the production of A. J. Cronin's novel, "Hatter's Castle."

Chaplin Carnival Booked

The entire Randforce circuit has booked the 45-minute Charles Chaplin Carnival, which is distributed by the King of Comedy Film Co.

200 Attend RKO's New York Tradeshowing of "Kane"

Approximately 200 persons, including 66 representatives of theater circuits and independent houses, attended RKO's Friday morning tradeshowing of "Citizen Kane" at the Broadway. It was the fourth screening of units in the company's first block-of-five.

The last of RKO Radio's first block, "Lady Scarface," was shown Saturday morning.

New Haven—A total of 140 exhibitor representatives attended the first week of trade screenings last week. "Citizen Kane" drew the largest crowd at the RKO showings.

Portland, Ore. — Fifty exhibitors attended the second RKO trade showing here Friday. Seventy-five turned out for the initial M-G-M screening.

Geo. L. Rapp, Architect, Dies

Chicago—George L. Rapp, well-known theater architect, died Friday at Mellen, Wis. He is survived by a sister and brother. Burial was wat at Carbondale, Ill. His organization designed many B & K theaters.

COMING and GOING

ANDY SMITH and CRESSON SMITH are due back today from attending RKO tradeshows in the field.

DAVID ROSE returns to his Paramount post in London on Aug. 9.

BEN KALMENSON, Warners' Western manager, was a Chicago visitor last week.

NELSON BELL, movie critic of the Washington Post, JAY CARMODY of the Star, BERNIE HARRISON of the Times-Herald and HELEN BUCHALTER of the News, will be in New York from Washington tomorrow.

BERT GILDEN, WILMA FREEMAN and ANNETTE BAKER of Warner Bros. publicity staff return today from vacation.

ED SCHREIBER, MILTON SKOLSKY and ED JASON, Warner publicists, started their vacations over the week-end.

LOU MAYER, manager at the RKO Temple, Rochester, has returned to his desk after a Chicago vacation.

The CHARLES LEVINES of Strand Amusement Co., Bridgeport, Conn., will vacation in Atlantic City late in July.

OLIVER BISHOP, clerk of the New Haven film arbitration tribunal, leaves today to vacation in Redding, Conn. S. S. PERRY, assistant executive director of the AAA arrives today from New York to officiate temporarily.

HARRY UNTERFORT, RKO-Schine city manager in Syracuse, is vacationing here.

CRAIG WOOD, U. S. open golf champion, will be in Buffalo today with the premiere of his RKO golf short.

ANITA LOUISE is due East shortly for Summer stock engagements.

LARRY MITCHELL of THE FILM DAILY staff is vacationing in the Catskills.

JOHN M. ALEXANDER of Associated Screen News, Montreal, has returned from a New York business trip.

FRANK CRAVEN is due in New York this week.

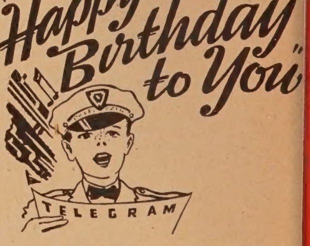
LEW MENTLIK has returned to Army duties in Alabama after a 10-day leave in New York.

W. F. RODGERS is due back from Chicago this week.

John J. McGeehan Dies; Was Veteran Exploiteer

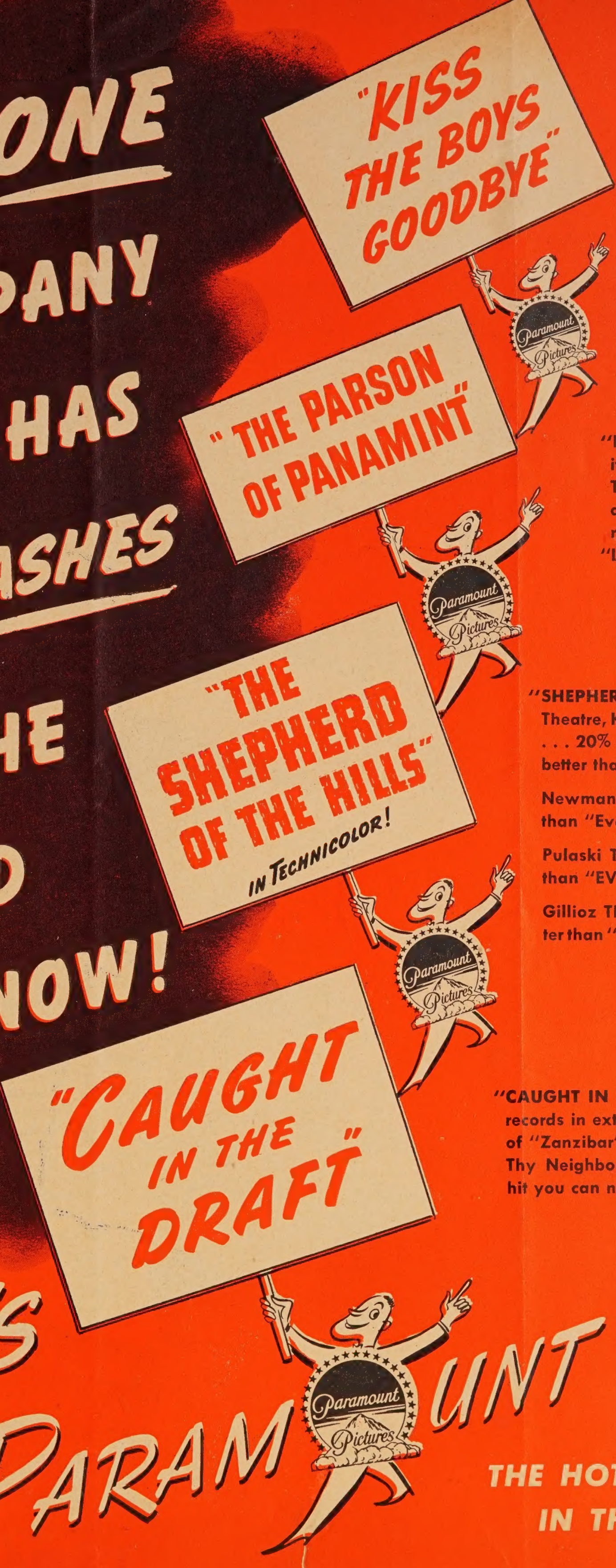
Funeral services will be held today at Hazelton, Pa., for John J. McGeehan, 48, veteran exploiteer who died of a heart attack Thursday night at the Hotel Shelton, New York. McGeehan had been in the field much of this year with the Walt Disney organization but in recent weeks was on assignment for Terry Turner, head of RKO's exploitation staff, at the Palace Theater.

McGeehan is survived by his widow, two brothers and five sisters. Burial will be in Hazelton.



Ken Maynard Lenore Ulric
Lawrence A. Urbach

THE *ONE* COMPANY THAT HAS 4 *SMASHES* IN THE FIELD RIGHT NOW!


"KISS THE BOYS GOODBYE"
"THE PARSON OF PANAMINT"
"THE SHEPHERD OF THE HILLS"
IN TECHNICOLOR!
"CAUGHT IN THE DRAFT"
Paramount Pictures

"KISS THE BOYS GOODBYE"... at the Earle Theatre, Washington, *outgrosses* "North West Mounted Police", "Virginia" and "Zanzibar"!

"PARSON OF PANAMINT"... in its first engagement at the Utah Theatre, Salt Lake City, hits 20% above "One Night in Lisbon"... running neck and neck with "Lady Eve"!

"SHEPHERD OF THE HILLS"... Tennessee Theatre, Knoxville...78% better than "Eve"... 20% better than "Virginia"... 50% better than "Zanzibar"

Newman Theatre, Kansas City: 38% better than "Eve"... 46% better than "Virginia"

Pulaski Theatre, Little Rock: 75% better than "EVE"... 25% better than "Virginia"

Gillioz Theatre, Springfield Mo.: 81% better than "Eve"...50% better than "Virginia"

"CAUGHT IN THE DRAFT"... now breaking records in extended runs everywhere. Ahead of "Zanzibar", "Virginia", "Lady Eve", "Love Thy Neighbor"... ahead of practically any hit you can name!

THAT'S PARAMOUNT

THE HOTTEST COMPANY IN THE BUSINESS!

EDWARD A. GOLDEN presents

'NO GREATER SIN'

PRODUCED BY JEFFREY BERNERD

"WILL MAKE THE BOX OFFICE HUM!"

—THE INDEPENDENT

—BOX OFFICE

F

No Greater Sin

University Film (SR) **85 Minutes** **Rel.** ———

There will be differences of opinion over this attraction It deals with syphilis, quite frankly Time was when the subject was never discussed openly but the hush-hush of that day is giving way to a more honest approach. The exhibitor, of course, is the court of last resort here, but he ought to know this: BOXOFFICE sees nothing objectionable in the content and believes the public is served i giving wide circulation to matters which, hygienicall affect its well-being. The fact that "No Greater Sin" wa produced for profit and the theatreman who plays it will exhibit it for profit makes no difference After all, producers are going wild on entertainment films with a defense base; thus, they seek to aid defense, but also expect to make money in the doing. At the same time, and while the subject here is not as shocking as it used to be it has to be recognized any film dealing with syphilis has its delicate approaches This places upon the exhibitor c responsibility, due his investment and his patronage, t shy away from sensationalism in exploitation. If he lack good taste and restraint, he will run into trouble and th whole business might suffer But if he checks himse and seriously seeks cooperation of health, medical ar social groups, the probability is no kickbacks will devel About the film It has a defense industry and an ar camp base and tells of the danger to both and to the g eral community through lack of control, via the blood test route, of organized vice. Story situations are perfunctory and emphasized through fictional characters, lead into a murder trial and final victory for a crusading he missioner while the boy chiefly involved is acqu reunited with his family. The picture avoids se isms, and soundly so Dramatically it is adequ liam Nigh directed.

Leon Ames, Luana Walters, John Gallaudet, Geo nn Rosi ggrt. Adele P

NO GREATER SIN

(University Films) Leon Ames, Luana Walter, John Gallaudet, George Taggart.

This is the first film produced by this firm and it presents a delicate subject, not in any indelicate manner, but sympathetically, with educational and entertainment values.

—THE INDEPENDENT

Well acted, and forcefully directed, "No Greater Sin" can attract many patrons to theatres showing it.

Dealing honestly with its subject matter of social disease, "No Greater Sin" confines sensationalism to the luridness of its title. The film itself has been carefully documented and will offend only those social ostriches who insist upon wincing at every mention of the word "syphilis"

—THE HOLLYWOOD REPORTER

—VARIETY

A film of this kind, tieing in pointedly with the defense effort and the additionally grave menace to the health of both army and civilian defense workers at this time, may well serve to awaken public opinion in many communities. The picture calls for open treatment of the probelm and stresses the dangers inherent in refusing to recognize it openly through a sense of hypocritical modestv

"WILL HELP CEMENT GOOD WILL BETWEEN EXHIBITORS AND BETTER ELEMENTS"

—THE FILM DAILY

"No Greater Sin"

with Leon Ames, Luana Walters
ersity Film Productions, Inc.

85 Mins.

IAL DISEASE FILM IS HANDLED H TACT, CARRYING AN UP-TO-HE-MINUTE MESSAGE THAT MERITS FULL EXPLOITATION.

"No Greater Sin" is not one of those "shocker" disease films designed for transient trade without regard for the regular family patrons. Rather, it is a picture that n be sold to the regulars with the assurce that they will be entertained, will preciate its message and will recommend o their friends and their friends' older dren. Treating on the dread venereal ase, syphilis, the handling is tactful in line with modern thought on this hush-hush subject.

hibitors can book and sell the subject dent that they will have an engrossing film story for their screens, and a picture that will have the backing of doctors, health departments, and public-spirited organizations in any community. This is one of ose rare pictures that will help cement d-will between exhibs. and the better ments without subjecting patrons to dull tainment. A carefully planned extion campaign, however, should preeach theater date and the picture atural for tie-ups with local civic ations.

is a modern yarn of a community by National Defense contracts and with the usual influx of migratory vorkers, racketeers and prostitutes. A newly-appointed public health doctor, played by Leon Ames, works wi paper in a campaign to disease menace the na

is unif
eon Ames, Lu

—THE FILM DAILY

"WILL NOT OFFEND MODERN AUDIENCES"

—FILM BULLETIN

'No Greater Sin Daring Social Film

EATER SIN"
Prod.)
ernerd

—THE HOLLYWOOD REPORTER

—VARIETY

Several members of the cast contribute excellent performances, notably Leon Ames, as the cleanup health commissioner, Malcolm McTaggart, the male lead, Adele Pierce, as the wife, Rolf Harolde, as the vice king, and Luana Walters Others in support are adequate.

"MIGHT WELL BE SPONSORED BY ENTIRE INDUSTRY AS PUBLIC SERVICE"

—HOLLYWOOD SPECTATOR

—HOLLYWOOD SPECTATOR

No Greater Sin

BECAUSE public sentiment a is afflicted with an holier complex—because society as a shudder when it realizes what is about—the producers of **No Great** can prepare themselves for protests against its public showing. Yet it is a picture which performs a distinct service to society and its producers are to be commended, first for their bravery in making it, then for the good taste with which an inherently distasteful subject is treated. A young doctor is the hero of the story; syphilis is the villain, and the story has as its theme the protection of the young men who have been called to the colors, though it is of direct interest to society as a whole.

And it is a motion picture which will hold your close attention, make you think while it entertains you. It might well be sponsored by the whole film industry as a public service, but I am afraid there will be too many exhibitors who will refuse to show it because it may offend the narrow-minded element of their patronage. It is not, of course, screen entertainment for those low down in their teens, but it should be seen by all those who are emerging from them, and by all adults who bring clean minds to bear on consideration of the ugly phases of our social existence.

As I have intimated above, **No Greater Sin**, while a social preachment, has as screen entertainment without rega its theme. William Nigh has given it able direction except in some scene which he allows his players to fairly s lines which should be spoken in ordinary conversational tones. Leon Ames, in the leading role of the young doctor, gives a really intelligent and impressive performance. Similar praise can be given the characterization of Luana Walters, an attractive young woman who merits the attention of our big producers. The same might be said of George Taggert, a young man who displays real dramatic skill in his enactment of a highly emotional role. Two veterans, Bodil Rosing and Guy Usher, also stand out.—W.B

☆ University Films; producer; Jeff ducer; direc play by Mi Harry Neur ana Walters gert, Adele P Rosing, Willi

"CASTING, DIRECTING, ACTING ARE OF HIGH STANDARD"

—HARRISON'S REPORT

No Greater Sin

(University Film)

ADULT MELODRAMA 85M.

Estimate: Well-made exploitation show has plenty of selling angles.

—THE EXHIBITOR

Performances are good, direction keeps things moving and lends the treatment the proper dignity

A most intelligently-produced and honestly-expounded film treatment of the menace of social disease.

—FILM BULLETIN

It is timely because the story ties in with conditions near an army camp and an airplane factory working on national defense. The picture is well made, capably acted and directed, and deals honestly with the subject.

oung,

—HOLLYWOOD PREVIEW

"SHOULD GARNER ABOVE AVERAGE GROSSES"

—FILM BULLETIN

Cast is uniformly good with Leon Ames, Luana Walters, George Taggart and Adele Pearce giving good accounts of themselves. Direction and production are above the average.

—HOLLYWOOD PREVIEW

or the telephone
th the help of his pals, he succeeds.
Bert
"Lasses n, by Edwa
Ray Whitl
s.

—HARRISON'S REPORT

"No Greater Sin" with Leon Ames, Luana Walters, John Gallaudet, and George Taggart

(*University-Eddie Golden, time, 78 min.*)

Through "No Greater Sin" is his first picture as a producer, Eddie Golden, former sales manager of Monogram Pictures, has shown cards and spades to older producers, for he has produced a picture that stands out among, not y independent but also a large number of major proions, for casting, direction and acting are of high dard. Mr Nigh, the director, succeeded in making the acters real human beings. The story deals with a social ase, syphilis, the mere mention of which in newspapers magazines was tabooed as recently as three years ago. But he has handled the different situations so delicately that not many regular theatres will fail to play it. There is de human interest in it, and the message it conveys is ded in the entertainment. Coming at this time, the should do much good.

ory unfolds in a community where there was an migratory workers, racketeers and prostitutes, of National Defense work. The young hero meets young heroine and falls in love with her. But he could not marry her until he was cured of syphilis. A quack doctor assures him that he could cure him in a short time for three hundred dollars and in a month or so the quack pronounces him cured. He then marries the heroine. In the doctor having become aware of the campaign to rid the heroine's

subje the women unde heroine herself goes through one. blood test. When the report is returned, the doctor that the young hero had the disease, and is so told. Shocked, He calls on the quack doctor and, in a scuffle, kills him in self defense. The assistant district attorney resigns in order to take up the young man's defense. At the trial the defense builds up a fine case, and the hero is acquitted.

The story is by Mary C. Ransone. Michael Jacoby wrote the screen play. Some of the others in the cast are Adele Pierce, Guy Usher and Bodil Ann Rosing.

"Hit the Road" with the Tough

"REMARKABLY WELL MADE AND ADROITLY HANDLED"

—NATIONAL BOARD OF REVIEW

A
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UNIVERSITY FILM PRODUCTIONS, INC. 1600 BROADWAY, NEW YORK CITY

Myers' Tradeshow Attendance Slants

(Continued from Page 1)

living in exchange centers is the principal factor," Myers said. "Another is the holding of showings in theaters remote from film districts, preventing exhibitors from combining booking and selection of advertising accessories with the previews."

Myers said there also was the uncertainty as to whether exhibitors not having accounts with particular distributors would be welcome at the tradeshows. Finally, he said, in some territories reviewing committees have been appointed and new booking combines are being formed.

To Roadshow "No Greater Sin"

University Film Productions, Inc., has closed distribution deals for "No Greater Sin" on road-show basis in New York, Buffalo, Albany, Philadelphia, Pittsburgh, Boston, New Haven, Minneapolis, Des Moines, Omaha, St. Louis and the Dominion of Canada. Key showings and additoinal territorial distribution will be announced shortly.

▣ The Broadway Parade ▣

Picture and Distributor	Theater
In the Navy (Universal Pictures)—6th week	Criterion
Caught in the Draft (Paramount Pictures)—4th week	Paramount
Manpower (Warner Bros. Pictures)—3rd week	Strand
Dance Hall (Twentieth Century-Fox)—3rd week	Roxy
Frank Buck's Jungle Cavalcade (RKO Radio Pictures)—3rd week	Palace
The Getaway (Metro-Goldwyn-Mayer Pictures)	Rialto
Barnacle Bill (Metro-Goldwyn-Mayer Pictures)	Capitol
Tom, Dick and Harry (RKO Radio Pictures)	Music Hall
Arkansas Judge (Republic Pictures) (a)	New York
Wranglers' Roost (Monogram Pictures) (a)	New York
Navy Blue and Gold (Metro-Goldwyn-Mayer Pictures) (d)	Globe

♦ TWO-A-DAY RUNS ♦

Fantasia (Walt Disney Productions)—36th week	Broadway
Sergeant York (Warner Brothers-Jesse Lasky)—3rd week	Astor

♦ FOREIGN LAUGUAGE FEATURES ♦

Ku Kan (Adventure Epics, Inc.)—5th week	World
Alexander Nevsky (Artkino)	Central

♦ FUTURE OPENINGS . ♦

Shepherd of the Hills. The (Paramount Pictures)—July 23	Paramount
The Stars Look Down (Metro-Goldwyn-Mayer Pictures)—July 23	Criterion
The Bride Came C. O. D. (Warner Bros. Pictures)—July 25	Strand
Murder by Invitation (Monogram Pictures)—July 23	Rialto
Ringside Maisie (Metro-Goldwyn-Mayer Pictures)—July 31	Capitol
Here Comes Mr. Jordan (Columbia Pictures) (c)	Music Hall
The Reluctant Dragon (RKO Radio Pictures-Walt Disney)—July 24	Palace
The King of the Zombies (Monogram Pictures)—Opens tomorrow (a)	New York
Desert Bandit (Republic Pictures)—Opens tomorrow (a)	New York

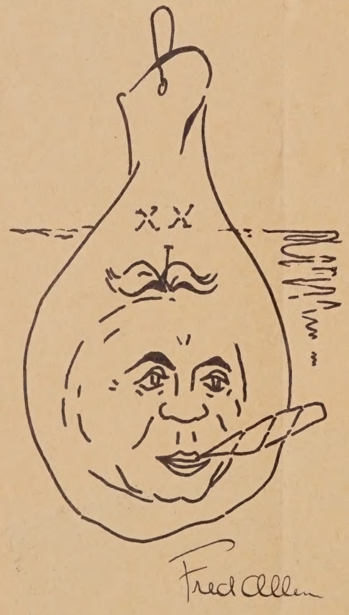
(a) Dual bill. (b) Subsequent run. (c) Follows current bill. (d) Re-issue.

Creel Teaching Aviation

Fort Worth, Tex.—Jimmy Creel, on leave of absence as manager of Interstate Circuit's Aggie and Texas Theaters in Arlington, is now instructor at the Fort Worth Aviation School.

Condon With Army Pix Service

Portland, Ore.—Don Condon, recently returned from San Francisco, is now with the U. S. Army Motion Picture Service, with offices in the Orpheum Theater Building, Seattle.



• FRED ALLEN, THE WELL-KNOWN HAMATEUR ARTIST, TAKES HIS POISON PEN IN HAND TO PORTRAY JACK BENNY AS "CHARLEY'S AUNT".

New Theater Co-operative To Buy Pix, Equipment

(Continued from Page 1)

of Nova Scotia and New Brunswick. Initial conference was called by A. J. Mason, Springhill, N. S., and J. Butler, Moncton, N. B., both independent exhibitors.

Mason was elected president of the enterprise which as yet is without a name. M. E. Walker of Halifax, operating theaters in New Germany, Halifax and Barrington Passage, N. S., and Sackville, N. B., was named vice-president. Board of directors includes Frank Sobey, Stellarton, N. S.; Peter Leger, Bathhurst, N. B., and Fred Gregor, New Waterford, N. S., all veteran theater operators.

Affiliated with the co-operative experiment are between 25 and 30 theaters, with more to be added. Others at the organizing sessions were Starr McLeod and John Khattar, Sidney, N. S.; H. Curston, Grand Falls, N. B.; S. C. Brownell, Sackville, N. B.; A. A. Fielding, St. John, N. B.; Earl Nesbitt, Edmundston, N. B., and Lloyd Mason, Springhill.

Distributor representatives who looked in on the meeting were Del Goodman, Paramount; F. J. A. McCarthy, Universal home office, and Clair Hague, Universal's Canadian general manager.

Char-Belle to Alliance

Rochester, Ind.—The Alliance Theater Corp., Chicago, has acquired the Char-Belle Theater from H. L. Kreighbaum.

Call Distrib. Reps. at Crescent Trial Today

(Continued from Page 1)

eral, and chief of the D of J staff, stated that examination of New York representatives of film distributors would begin this morning. He would make no prediction as how long would be required to hear these witnesses. George H. Armstead, Jr., chief defense counsel, holds to his original prediction that the trial will consume six weeks.

The following distributor representatives were scheduled to reach Nashville yesterday: R. W. Perkins, Vitagraph, Inc.; Austin Keough, Paramount Pictures and Paramount Distributing Corp.; Leopold Friedman, Loew's, Inc.; Felix Jenkins, 20th Century-Fox; J. Miller Walker, RKO Radio; E. C. Raftery, United Artists Peyton Gibson, Universal; and Charles Schwartz, Universal Pictures. All these were subpoenaed on June 2, subject to call for their appearance in court.

Chief Witness on Friday

Most of Friday was consumed with the questioning of Tim W. Smith, president of Peerless Enterprises, Inc., Knoxville, Tenn., about his experiences in competition with Crescent Amusement Co., in Harriman, Morristown, and Newport, resulting, according to his testimony, in the necessity for his closing his houses in all three towns in 1938.

Cross-examination by Attorney Armistead brought out the facts that in September, 1938, Smith complained to his congressman; that in October 1938 he wrote a lengthy letter of complaint to Assistant U. S. Attorney General Thurman W. Arnold, and a short time later went to Washington to see D of J officials, all for the purpose of airing his charges that he was forced to quit the theater business in Morristown, Newport, and Harriman because Crescent was making it difficult for him to get pictures. Judge Davies, concerning Smith's testimony, made the significant comment that the evidence offered did not prove in any degree that the witness would have succeeded if he had been able to secure any films he desired.

In November 1938, according to his testimony, Smith brought a suit for $100,000 damages against Crescent and several film distributors in Federal court at Knoxville. This suit was dropped in February 1940.

Witness Unable to Get Pix

Andy Anderson, Hartford, Ky., owner of Photoplay Theaters Co., operating theaters in four small Kentucky towns, former manager of Crescent's Alhambra Theater, Hopkinsville, Ky., testified to his inability to get Paramount and M-G-M films for the Kentucky Theater, Hopkinsville, which he operated for a while in 1937. Numerous letters between Anderson and these distributors were introduced while he was on the stand.

File 3 Suits Against Minn.'s Anti-5 Law

(Continued from Page 1)

the act and to draw the necessary complaints.

James F. Lynch, Ramsey County Attorney; Ed J. Goff, Hennepin County Attorney, and Thomas Gibbons, Ramsey County Sheriff, are defendants in all three actions, filed by RKO-Radio, Paramount and Vitagraph.

The action was started in Ramsey County because that is the state's capital while Hennepin includes Minneapolis, film distributing center for the state and most of the Northwest. The plaintiffs ask permanent injunctions against all three officials named to prevent them from enforcing the new anti-five law known as Chapter 460 of the 1941 Minnesota session laws.

Effort of Circumvention Charged

Efforts to circumvent the New York consent decree, which set up the block-of-five selling plan, are charged in the actions. The plaintiffs point out that only a full season's output may be sold to an exhibitor if the Minnesota law is to be enforced and charge that such an arrangement is a deliberate effort to get around the Federal court's order.

Although the three companies which are plaintiffs in the action have been selling present season's product in this territory, no sales of the coming season's pictures have been made by them nor by the other two majors which have accepted the New York consent decree. United Artists will file a separate action. Metro and RKO however, have started screening their first block-of-five of the new season.

David Shearer, Minneapolis attorney, representing the firms which started actions filed Friday, Joseph Finley, St. Paul attorney, who will assist at the trial of the suits, both admitted other cases probably would be filed within a few days.

Hearings on the three filed Friday have been set for July 29 in St. Paul District Court.

State Atty. General to Defend

The law will be defended in the court fight by Attorney General G. A. Burnquist, and Allied Theater Owners' of the Northwest, which sponsored the measure and steered it through the legislature, probably will offer the aid of its attorneys for the trial. Fred Strom, N. W. Allied secretary, was out of the city when the court actions were filed.

Both sides in the case are expected to ask speedy trial and early decision so that the outcome may be known before September when selling of the new season's product should be well under way.

Although it has been hinted for several weeks that the attack on the law would be started in Federal courts, it was shifted into state court at the last minute. This would allow earlier appeal and probably a faster decision, if it is decided to take the case to the high court.

Replacement Titles For Three Features

West Coast Bur., THE FILM DAILY

Hollywood—Title changing fever hit Columbia at the week-end. "Here Comes Mr. Jordan" replaces "Heaven Can Wait." "The Men In Her Life" is substituted for "Tonight Belongs To Us." "Bachelor's Babies" is the new title for "The Stork Pays Off."

THE WEEK IN REVIEW

Tradeshows Puzzle

(Continued from Page 1)

Crescent circuit and the "Little Three," which began to figure in the trial during the week. Observers saw the trial favoring the defense in several respects. Charge of Government intimidation of a witness was made.

* * *

DISTRIBUTORS: Twentieth Century-Fox plans 52 pix for next season, Herman Wobber told the Coast convention. He named 44 titles. Darryl F. Zanuck told the delegates studio would make no prestige on "trophy" pix but would concentrate on mass appeal. Ad chief, Charles McCarthy, announced a $2,000,000 ad campaign behind new product. Spyros Skouras told the meeting that the consent decree would regenerate and revitalize the film industry, weeding out the "yes men," sluggards, parasites and inefficients. . . . Arthur W. Kelly announced UA would acquire a circuit of 12 theaters. Company will have a first-run house in Capetown, it was stated. Papers for David O. Selznick and Frank Capra to become UA owner-partners was said ready for signatures. . . . Titles of 33 Warner pix were announced at company's Canadian meeting. There will be seven musicals in Warners' new lineup. Company's acquisition of a half interest in Associated British Cinemas is being fought by the British CEA.

Ferguson, Texas Exhib, Wins Clearance Reduction

(Continued from Page 1)

ruled that the clearance should be 14 days. Klingman, however, ruled against Ferguson's request for a reduction of the 30-day clearance enjoyed by the Palace over the Campus.

College Station is the home of Texas A & M College where students boycotted the Bryan houses two years ago because of the clearance over the College Station Theater.

Offer 61 for B & K Common

Chicago—B & K common stock is bid 61 with no offerings; this is the highest price of the year.

Few Industry Firms Placed On FDR's Trading Blacklist

(Continued from Page 1)

mation. Only 14 names with possible motion picture connections were gleaned from the Proclaimed List of Certain Blocked Nationals.

The list of Argentine names included Agfa Argentine (Dr. Kurt Oppenheim y Via), Bdo. de Irigoyen 653, Buenos Aires, and Carl Zeiss, Bdo. de Irigoyen 330, Buenos Aires. Brazilian names listed included Agfa Photo a Chimica Bayer, Ltda., Rua Dom Gerardo 40, Rio de Janeiro, and all branches in Brazil; Allianca Cinematographica, Ltda., Praca Getulio Vargas 2, Rio de Janeiro, and all branches in Brazil; Italfilm, Ltda., Rua Helvetia 647, Sao Paulo; and Carl Zeiss (Soc. Optica Ltda.), Rua dos Benedictinos 21, Rio de Janeiro, and all branches in Brazil.

Under Colombia were listed Cine "Isaacs" (Bohmer y Cia. S. A.); Foto Agfa (H. Wolf), Medellin, and Foto-Almacen, Linder, Bogota. Agfa, San Jose, was listed under Costa Rica.

The Mexican list included Agfa Foto (Union Quimica) S. A., Mexico City; Foto Mantel (Rudolph Rudiger Sucrs), Ave Venustiano Carranza 11, Mexico City, and all branches in Mexico, and Foto Products S. A., Revillagigedo 25, Mexico City. Agfa, San Salvador, was listed under Salvador.

Metro Pact Embodies Anti-Triples Policy

(Continued from Page 1)

provisions of the consent decree, is now being written by company attorneys and will be ready for use when the new system of selling in blocks of five becomes operative.

Never Approached by UA On a Deal, Asserts Gordon

Max Gordon, returning to New York Friday from a tour of the strawhats, denied that there was "any foundation in fact" for published reports that he was talking a deal with UA.

Gordon in a formal statement released through Columbia said he had neither been approached nor had been given the opportunity to discuss, accept or reject any such association.

(Arthur W. Kelly, UA vice-president, mentioned the reported deal in a trade press interview last Tuesday, following his return from the Coast).

Gordon, under contract to Columbia as a producer, will make "My Sister Eileen," rights to which were acquired several months ago.

SMITH:
If I'm sunk — I'm sunk! That girl's mighty important to me. It wouldn't help getting her mixed up in this mess — and it might cause her a lot of harm.

HURRICANE SMITH
RAY MIDDLETON • JANE WYATT
Harry DAVENPORT • J. Edward BROMBERG
Henry BRANDON
BERNARD VORHAUS—Director
Screen play by ROBERT PRESNELL
Original story by CHARLES G. BOOTH
A Republic PICTURE

"Screen Has No Room for Propaganda"—Hays

MPPDA Deplores Those Who Would Use Films Not To Amuse But Bemuse Fans

(Continued from Page 1)

in asserting flatly, "The screen has no room for such propaganda."

"Significance is not achieved at the expense of entertainment; it is the result of entertainment," Hays declared vigorously, adding:

"Pictures do not need any other horse to ride in order to play their part in the preparedness of mind and body which results from recreation."

Public Pays for Entertainment

Equally pointed were these Haysian words:

"There is no fear industry will ever be far behind public demand in the production of entertainment for the nation. But it must be entertainment. The informational, educational and inspirational elements on our screens are growing. That is as it should be. But when the public lays down its money at the box-office, it is primarily for entertainment."

(The Film Daily editorially on July 16 discussed growing exhibitor uneasiness over demands for screen time for "defense" films. Editorial in part said, "If defense subjects, whatever their nature, are to fulfill their mission, their message must—and the word well might be in caps—be entertainment-coated. If it isn't it's a 100-to-1 shot that it will not only miss fire, but definitely irk the audience. For it must be remembered that the audience has paid, not for a message, but for entertainment.").

Hays, who compared entertainment and recreation to machine tools "necessary to bring human machinery to the height of its efficiency," declared that Hollywood's creative capacity "is up to the highest possible demands of the theater-going public."

Referring to the recent b.o. recession, the MPPDA prexy declared that "those whose hopes of the screen fall with every seasonal drop in theater attendance have been weeping too soon," referred to the July 4th pickup and observed, "it is natural that theater attendance should be somewhat affected by the preoccupation of the millions with the news of the flaming events which are happening in the world today."

"But this," he contended, "is a temporary condition."

To those few "on the fringes of the industry' who would break the Picture Production Code to improve b.o. appeal, Hays made this tart answer, "Only those in whom originality is dried up believe they need to pick themes or treatments in the gutter."

Hays continued:

"The fact is that if there ever was a time when the highest possible standards of wholesome entertainment were demanded of the industry the time is today, with millions of our youth being prepared in body and mind for the task of national defense that faces the nation."

Turning to the industry's role in national defense, the MPPDA head said that he thought the industry "can take some deserved satisfaction" from its contribution.

"Public morale must be maintained . . . The industry is doing its part without stint," asserted Hays. "Moreover, it is a task achieved under freedom, not under the duress of dictatorship which can create only propaganda."

"Making Good" on Decree

Referring to the industry's operation under the New York consent decree provisions, Hays said succinctly:

"The industry's earnest efforts on all fronts are evident, also, in the manner in which those companies affected are preparing to make good their commitments under the Government consent decree in the sale of pictures in blocks of not more than five and in other provisions, the advantage and practicability of which time must prove."

Too Many Propaganda Clips in Newsreels, Asserts Indiana-Illinois Theaters Exec.

Chicago—Newsreels are suffering from an overdose of propaganda clips, according to Jack Rose, secretary-treasurer of Indiana-Illinois Theaters, Inc., mid-Western circuit.

Rose said yesterday that complaints from patrons of the circuit's houses were numerous, with requests made that the shots be eliminated.

Talley Raps Wheeler For His Newsreel Attack

West Coast Bureau of THE FILM DAILY

Hollywood — Truman Talley, addressing the 20th Century-Fox sales convention which came to a close on Friday, took a number of digs at Senator Wheeler for his recent criticism of "war-mongering newsreel companies." He said that the two newsreel companies Wheeler called patriotic couldn't supply war pictures because they had no cameramen in Europe.

William J. Clark, head of the short subject department, stated that if the industry decides to return to two and three-reel pictures, his organization was prepared to meet the demand, with a studio on the West Coast and one in New York.

Herman Wobber, sales chief, announced the following release dates: Aug. 1, "Charley's Aunt"; Aug. 8, "Dressed to Kill"; Aug. 15, "Wild Geese Calling"; Aug. 22, "Private Nurse"; Aug. 29, "Sun Valley"; Sept. 5, a "Charley Chan" subject; Sept. 12, "Belle Starr"; Sept. 19, "He Married the Boss's Daughter"; Sept. 26, "A Yank in the RAF"; Oct. 3, a Jane Withers vehicle."

Browne Asks Indictment Dismissal; Attacks Law

(Continued from Page 1)

Federal anti-racketeering laws through alleged extortion of $550,000 from the film industry. Judge Strum, in reserving decision, directed the filing of briefs by next week.

Browne, through his lawyer, Martin Conboy, maintained that the anti-racketeering statute is unconstitutional under interstate com merce powers. Additionally, Conboy argued that the indictment was not definite and that the facts set forth did not constitute a criminal offense. The Government, in vigorously supporting the indictment, contended that the Supreme Court has already ruled the anti-racketeering statute constitutional.

6 Commercial Tele Stations by Sept. 1

(Continued from Page 1)

Don Lee Broadcasting System which tendered its application to the FCC over the week-end, requesting a CP for Hollywood.

Outlook for the new video-audio medium has become more optimistic each week, with the two New York outlets, WNBT, only station now operating on a commercial basis, and owned by NBC, and the CBS experimental outlet, WCBW, receiving considerable attention from the advertising agencies.

From a commercial standpoint, billings to date have far exceeded original expectations, it was reported at NBC. Signing of Adam Hats, and contracts with two new firms which are expected to be signed during the coming week, plus the spot telecasts seen under commercial sponsorship by Bulova, Procter & Gamble, Lever Bros., etc., have indicated that the advertisers will assist telecasters to underwrite some of the costs in the early stages.

It's a proven fact that

"THREE COCKEYED SAILORS"

Held over 2nd week Granby, Norfolk!

Held over 2nd week United Artists, San Francisco!

Booked solid Wilmer & Vincent ace houses!

Playing to great summer grosses in every situation!

When will you harness your showmanship to this laugh-provoking broadside?

"THREE COCKEYED SAILORS"

Released thru United Artists

Revamp Anti-Trust Division: Washington—Establishment of an 11-man advisory board on policy as one step in the reorganization of the D of J Anti-Trust Division, was disclosed yesterday by Thurman W. Arnold, Assistant Attorney General. Division is to be streamlined with sections organized along commodity or industrial lines.

JUL 2 3 '41
READING DEPT

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 15 NEW YORK, TUESDAY, JULY 22, 1941 TEN CENTS

TIME, COST, TRADESHOW ATTENDANCE BARS

Sees Lack of Crescent Conspiracy Evidence

Judge Davies Allows Introduction of Inter-Office Memos

Nashville — With two full weeks gone by and a score or more of witnesses heard, Judge Elmer D. Davies declared in open court yesterday that "there is not a strong prima facie case of conspiracy" in the evidence offered thus far by D of J attorneys in the Government's anti-trust suit against Crescent Amusement Co. and

(*Continued on Page* 6)

Moscow Takes First In Columbia Drive

Sam Moscow, Southern division manager, nosed out Sam Galanty, Mideast division manager, to take first honors for general performance and liquidation during Columbia's Exhibitors Good-Will Campaign, Abe Montague, general sales manager an-

(*Continued on Page* 4)

WB Field Men Discuss Ad Methods Under the Decree

New relationship between newspapers and theaters under consent decree selling, application of radio to sectional advertising and the set-

(*Continued on Page* 6)

Studios Close Gates To Visiting Firemen

West Coast Bur., THE FILM DAILY

Hollywood—Studios affiliated with the AMPP withdrew sightseeing and visiting privileges, effective Sunday. In explanation, it was pointed out that 33,000 requests for visit privileges were received during June, and that the same number were indicated for July.

"The resultant loss of production time has become so serious that the financial burden is a most serious one," Prexy Y. Frank Freeman of the AMPP said in a letter to studio heads.

Only the press will be an exception to the "keep out" rule.

Galston Sees Greater Exhib. Tradeshow Attendance After Salesmen Quote Prices

West Coast Bureau of THE FILM DAILY

Hollywood—That there will be more interest in the second block of pictures and real interest in the third group is the belief of Al Galston, member of board of directors of ITOA of Southern California and Arizona and a former president of the organization. Galston points out that this interest will develop after exhibitors learn the prices salesmen will quote on the initial group, and exhibitors will attend the subsequent showings of group pictures to be in better position to bargain with the salesmen.

Galston declared majority of exhibitors in this territory are operating in the lower brackets, charging 25 cents admission and less; that they can observe audience reaction on certain pictures in first-run theaters. He also stated it has been too difficult for exhibitors to attend the morning showings of the group pictures.

Drivers Strike Hits W. Penn. Deliveries

Pittsburgh — Approximately 350 motion picture theaters in the Western Pennsylvania territory face serious film delivery handicaps due to 80 drivers of the Exhibitors Service Co. going on strike Friday in demand for a ten cent hourly increase in wages for night employes.

Practically all theaters, except those within the city limits, for a

(*Continued on Page* 4)

Power Shortage Won't Cut Theater Operation—Krug

Washington Bureau of THE FILM DAILY

Washington—There is no immediate prospect that movie theaters in the Southeastern states, will have to curtail operation schedules because of power shortage there, J.

(*Continued on Page* 6)

Schine Circuit Wins Lengthy Tax Battle

The Schine Chain Theaters, Inc., yesterday won a protracted tax battle with the Commissioner of Internal Revenue when the U. S. Circuit Court of Appeals dismissed a suit to collect $78,157 as additional taxes for the year 1933. The Circuit Court in a six-page opinion decided that taxes on advance rentals on theaters must be collected on

(*Continued on Page* 6)

Erickson Resigns Post As Wanger Vice-Prexy

Resignation of Clarence Erickson, vice-president and general manager of Walter Wanger Productions for the last three years was announced yesterday, effective Aug. 2. Erickson, prior to 1938, was as-

(*Continued on Page* 4)

Bond Exhibs. Against Duals?

Plan Advanced in Frisco: Gov't to Nix It?

San Francisco—Latest scheme being talked here to end double features is a a plan whereby exhibitors would sign an agreement and post a bond pledging their theaters to single features. Agreement would become effective, according to tentative plans, when 95 per cent of

(*Continued on Page* 6)

Monogram Tradeshows As Des Moines "Sleeper"

Des Moines, Ia.—Taking advantage of the controversy over tradeshows, with other distributors trying to figure out small attendance,

(*Continued on Page* 5)

Boston Looms as Only City Where Exhib. Screenings Rate as Wholly Successful

Inability to give the time to attend tradeshowings and the expense involved were given as the principal reasons for exhibitors' failure to swell the attendance at the initial screenings last week. Contacted by FILM DAILY staff correspondents from Coast to Coast, independent theater owners did not hesitate to voice their opinions on the tradeshow phase of the consent decree in the New York equity suit.

Boston appeared the only city in

(*Continued on Page* 5)

Sherman to Make 9 1941-42 Features

Coincident with his arrival in New York yesterday from the Coast, Harry Sherman, film producer releasing via Paramount, declared that he has signed a contract by the terms of which he acquires

(*Continued on Page* 6)

First 5-Block Deal Closed In Minneapolis Territory

Minneapolis—Prevented by Minnesota's new anti-five-block law from selling under terms of the New York consent decree in this state, C. J. Dressell, RKO exchange manager here, hopped to Fargo, N. D., on Sunday to close the first five-block deal in the Minneapolis territory. Contract was with Francis Aamoth, operating the Roxy at Fargo.

Marquee Letters for Defense Aluminum

Evansville, Ind.—Three hundred pounds of aluminum punctuation marks and letters from the old marquee of the Grand Theater went into this city's campaign to collect the metal for national defense.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 15 Tues., July 22, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. 1. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Monday, July 21*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9½	9½	9½	+ ¼
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10	10	10	+ ¼
East. Kodak	....	....	....	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	14	13⅞	14	+ ⅛
Loew's, Inc.	32½	32⅛	32½	+ ½
do pfd.	....	....	....	.....
Paramount	12⅛	11⅞	12⅛	+ ⅛
Para. 1st pfd.	97¾	97¾	97¾	— ¼
Para. 2nd pfd.	11⅛	11⅛	11⅛	+ ½
Pathe Film	13	12⅛	12½	— ½
RKO	3⅜	3⅜	3⅜	+ ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	6¾	6⅝	6¾	+ ⅛
20th Century-Fox pfd.	19⅞	19⅞	19⅞	+ ⅜
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅝	4⅜	4⅜	.....
do pfd.	68½	68	68	+ 3

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	118⅝	118⅝	118⅝	+ ⅛
Keith B. F. ref. 6s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	95⅞	95⅞	95⅞	— ⅛
Warner Bros.' dbs. 6s48	94¼	94	94¼	+ ¼

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	7-32	7-32	7-32	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9⅜	9⅜	9⅜	.....
Trans-Lux	13-16	13-16	13-16	+1-16
Universal Corp. vtc.	6½	6½	6½	— ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	62	65
Roxy Thea. Bldg. 4s 1st '57	59	62

Warners Preferred Hits Year's High; Closes at 68

Warners preferred bounded up to Big Board here yesterday. Stock hit a new high for the year on the closed at 68 for a gain of three points.

Greater New York IUC Backs Cartoonist Guild

Greater New York Industrial Union Council has passed a resolution in support of the Screen Cartoonists Guild of California in its strike against Walt Disney. The council, which has more than 400,000 members, is co-operating with the New York Disney Strike Committee in the effort to bring about early settlement of the strike.

Copies of the resolution were sent to Disney, George J. Schaefer, president of RKO. and to the management of the New York Palace Theater, where "The Reluctant Dragon" is scheduled to open soon.

The resolution "urged" union members and friends of labor in this city to protest showing of Disney productions locally.

"Dr. Jekyll" to Follow "Sergt. York" at Astor

Metro's "Dr. Jekyll and Mr. Hyde" will follow Warners' "Sergeant York" at the New York Astor, opening in the Broadway show window on Tuesday, Aug. 12, several weeks in advance of its national release, it was announced yesterday.

"York," current, will move to a larger house, as exclusively forecast by THE FILM DAILY last week.

Policy to be adopted for the Metro pic, included in its first 1941-42 block, is undisclosed.

Warner Bros. will move "Sergeant York" from the Astor, Broadway, to the Hollywood Theater on Aug. 11. Policy will continue on a two-a-day basis.

$2,000,000 Second Quarter Net for Paramount is Seen

Wall Street reports yesterday indicated that Para.'s second quarter earnings would be approximately $2,000,000. This would be slightly less than the $2,400,000 reported for the first quarter.

According to the Wall Street Journal, investment interest is being attracted to the company's $6 preferred, now selling around 97. It was stated that there is less than $13,000,000 of this now outstanding and dividends are currently being covered many times over. The Journal asserts that cash balances in the treasury of the company and its subsidiaries are more than enough to retire the whole issue.

Rogers From Loew's to Metro

Tom Rogers, for the past eight years associated with Loew's publicity department under Oscar A. Doob, has joined the Metro home office publicity staff. He succeeds to the post recently vacated by Milton Weiss, who left M-G-M to join the Frank Orsatti office on the Coast. For the past two years Rogers was press rep. for Loew's State here.

"Here is a Man" to Play the Music Hall

RKO's "Here is a Man," included in the company's first five-block, will go into the Radio City Music Hall pre-release, with rate yet to be set, it was learned yesterday. Booking results from the reaction of the house's staff of 43 to a private screening. Seven gave it 4 Stars PLUS; 25 gave it 4 Stars (their regular highest rating); 5 gave it 3½ Stars; 5 gave it 3 Stars, and 1 gave it 2½ Stars.

Name Joe Di Pesa Aide To Charles Kurtzman

Boston—Joseph Di Pesa, publicity director for Loew's State and Orpheum Theaters, has been promoted to assistant to Charles Kurtzman, Northeastern district manager. Di Pesa has been with Loew's more than 20 years.

Joseph Longo, publicity director for RKO theaters in Cleveland, will succeed Di Pesa. Longo received his publicity training under Di Pesa in Boston.

Robert G. Tucker Dead

Indianapolis—Robert G. Tucker, for 22 years dramatic editor of the Indianapolis Star, died at his home.

COMING and GOING

W. F. RODGERS, TED O'SHEA and **ED SAUNDERS** are due back from Chicago today.

NED E. DEPINET, RKO Radio's vice-prexy; Sales Manager **ANDY SMITH**; Eastern Sales Manager **BOB MOCHRIE**, and Short Subjects Sales Manager **HARRY MICHALSON**, have returned to the home office following visits in the field to key cities for company's trade showings.

FRANK SELTZER, head of Warner Bros. roadshow department, comes to New York tomorrow to address the company's field men in conference here.

WILL YOLEN of the Warner Bros. publicity department returned from Nashville yesterday.

MAX MILDER, head of Warner activities in England, and **KARL G. MACDONALD** of the Warner home office foreign department, flew to Washington yesterday for a personal call at the State Department in an effort to expedite Milder's departure for London via Clipper.

DAN CUMMINGS, New Haven IATSE local business agent, is on vacation at Lake George.

J. B. URBINA, United Artists manager in Mexico, arrived here yesterday by plane for home office conferences.

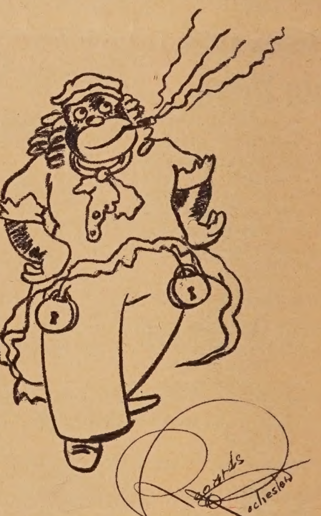
BERNIE KREISLER, Universal short subjects chief, returned to his desk yesterday after a three-week honeymoon.

HARRY SHERMAN arrived in New York yesterday morning from Hollywood.

GEORGE JESSEL has returned to New York from Palm Beach, Fla.

HERBERT WHEELER, Chicago district manager for Warner Theaters, has left that city to vacation in Florida and Cuba, accompanied by his wife.

SIMONE SIMON arrives in New York this week.



• ROCHESTER, IN A FREUDIAN MOOD, CREATES AN IMAGE OF THE BOSS, JACK BENNY, AS "CHARLEY'S AUNT." (WITH PADLOCKS.)

Cagney in Strawberry Blonde...

Or

"THE BRIDE CAME C.O.D."

TOPS 'EM BOTH!

Davis in The Great Lie...

Warners!

with

STUART ERWIN · EUGENE PALLETTE · JACK CARSON · GEORGE TOBIAS · HARRY DAVENPORT · Directed by **WILLIAM KEIGHLEY**

Screen Play by Julius J. and Philip G. Epstein • From the Story by Kenneth Earl and M. M. Musselman • Music by Max Steiner • A Warner Bros.-First National Picture

Drivers Strike Hits W. Penn. Deliveries

(Continued from Page 1)

radius of 150 miles, are served by this company in the delivery and pickup of films from the various exchanges here. Since the strike, the theaters are resorting to express and parcel post facilities, though some are making special trips to haul their own films, and so far few missouts have occurred.

George F. Callahan, president of Exhibitors Service Company, states that the union, Local No. 211 of the AFL, gave only a 48 hour notice of its intention to call the company's "first and only labor trouble in 30 years."

The increase was asked only for drivers doing night work, to establish a differential from a day scale. Other contract changes would affect both day and night drivers.

Callahan said about 90 per cent of the drivers come within the increase demanded.

The increase is demanded for the existing eight-hour day that pays $1.00 an hour. Other demands include pay for all holidays and double pay for drivers who work time and a half for overtime over a 48 hour week, and two weeks paid vacation.

It is estimated that to meet all demands would cost the Exhibitors Service Co. an additional $75,000 yearly.

Erickson Resigns Post As Wanger Vice-Prexy

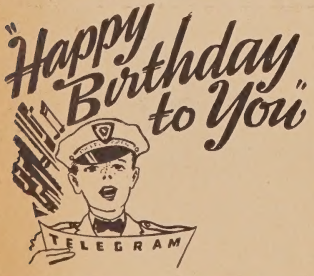
(Continued from Page 1)

sociated with the late Douglas Fairbanks since the formation of United Artists in 1919. In addition to his studio duties, he acted as liaison between production and sales.

Erickson will announce a new business association in the Fall, following a motor trip East from Hollywood with his wife.

Wallace Buys Opposition

Alliance, O.—Raymond S. Wallace, has purchased his only opposition, the Mt. Union, nabe house, from the Stamp Realty Co. Deal included the equipment and a 25-year lease. Wallace has three other local theaters.



Phillips Holmes
Dan Tothero

Fernando Mendez
Norman H. Moray

ALONG THE RIALTO
WITH
Phil M. Daly

● ● ● 'TWOULD seem from what......they're writing and saying......that the Hollywood correspondents......are laboring under sundry misapprehensions......in connection with the recent industry edict.....that ends the preview priority......which the Coast lads and lassies......of the critical and columnar typewriters......have enjoyed......F'rinstance, the other day Columnist John Chapman......of the New York Daily News......observing that......"as a newspaperman......it makes me mad to think......that the studios have ganged up......to put something over on the reporters"......then charges that......"they have ganged up from an admittedly commercial motive"......

▼ ▼ ▼

● ● ● *LEAVING aside the issue inferentially raised......the right of an industry......to resort to commercial safeguards......John, one of the ablest and fairest of columnists......is barking up the wrong tree......when it verbally slaps down......the gents in the studio advertising-publicity departments......Like Charles Dickens' estimable Barkis......the studio gents were willing......but the halt was called......by the distributors......at the insistent demand......of exhibitors......something which destroys......the argument......John put down on paper......which ran.....*

▼ ▼ ▼

● ● ● "A picture, 'Beautiful, Lovely Sin'......is ready for the market......A Hollywood correspondent......catches it at a preview........and allow that he thinks........'Beautiful, Lovely Sin'........borders on the lousy......That goes out to the papers back East......The picture is offered for sale......for rent is the better word......at such-and-such a figure......Up steps an exhibitor......and says......'I won't pay that much......It's only worth two bits......not six bits.....because I got a paper right here.....where a Hollywood columnist says......the picture ain't no good'......Well, this hit the movie boys......right in the hip wallets......and they admit it quite frankly......If they can prevent Hollywood correspondents......from making any dirty comments......until it's too late to do any harm......they will be happy......because then they can get......the rent they want from the exhibitors"......

▼ ▼ ▼

● ● ● *SOUNDS plausible......and all that......but it just shows......what can happen......when a columnist......fails to dig for facts......If John's hypothesis were correct......don't you suppose that......exhibitors instead of carrying the ball......for the elimination of the Hollywood preview privileges......would have steadfastly upheld them?......Phil M. has yet to hear......of a single instance......in which exhibs.......relied upon Hollywood columnists and correspondents......as a collective buying guide......But he has heard plenty......about the damage done......by Hollywood columnists and correspondents......to the box office......by savage comment on pictures......broadcast in print and over the air......weeks, even months......before they reached...... metropolitan and provincial screens......That and that alone......inspired the recent industry ruling......ending Coast preview priority......and the move originated with the nation's showmen......as John should know......for the record....*

▼ ▼ ▼

● ● ● SIFTINGS......Jesse Zunser is Cue's new drama editor, replacing Oliver Claxton resigned. . . ● John Meehan is quitting Hollywood in the Fall......to produce and direct......"Friend for a Nickel"......by John, Jr. and Claude Stroud......on Broadway......with Chester Morris set to star. . . ● Thomas Mitchell will have the leading role......in a Suffern strawhat tryout......of "Rufus and His Wife"......new play by Julius J. and Philip G. Epstein. . .

Moscow Takes First In Columbia Drive

(Continued from Page 1)

nounced yesterday. Montague reported every branch exceeded its quota.

Branch managers, salesmen, office managers and bookers of 13 branches shared in the exchange awards. Winning branches, listed in the order in which they placed are: Atlanta, New Orleans, Washington, Charlotte, Cincinnati, Salt Lake City, Boston, Dallas, St. Louis, Portland, Los Angeles, with Cleveland and Detroit sharing twelfth place.

Individual winners are: Atlanta: Branch manager award presented to Mrs. Grayce Anderson, widow of the late W. W. Anderson; U. T. Koch, B. A. Wallace, S. Laird, W. R. Lehman, W Walker; New Orleans: Branch Manager H. Duvall, J. J. Fabacher, J. Winberry, Robert Kelly, Miss C. Randolph; Washington: S. A. Galanty, division manager; B. Caplon, J. B. Walsh, D. B. Weems, C. A. Wingfield, J. Kushner, D. Rosenthal, F. Saperstein; Charlotte: Branch Manager R. J. Ingram, G. Roscoe, R. D. Williamson, C. Patterson, C. Kissell; Cincinnati: Branch Manager A. S. Moritz, L. E. Davis, P. A. Niland, C. A. Palmer, H. W. Rullman, J. A. Curran, M. Perlman; Salt Lake City: Branch Manager W. G. Seib, H. J. Green, L. E. Kennedy, K. O. Lloyd, A. L. Campbell, J. E. Peterson; Boston: Branch Manager Harry Rogovin, Emanuel Cohen, Carl Myshrall, Harry Olshan, Saul Simons, Joseph Wolf, Abe Barry, H. Greenberg, W. Silverman; Dallas: Branch Manager J. B. Underwood, Herman Craver, J. L. McKinney, Walter Penn, Leslie Wilkes, A. M. Whitcher, C. H. Smithson, H. T. Stamps; St. Louis: Branch Manager C. D. Hill, J. Bradford, C. F. Ferris, L. L. LaPlante, R. Mortenson, G. Hoffman; Portland: Branch Manager J. R. Beale, C. E. Tillman, W. T. Withers, L. S. Metzelaar; Los Angeles: Branch Manager Wayne Ball, Seymour Fisher, H. M. Lentz, N. Newman, J. DeCosta, L. Beckner; Cleveland: Branch Manager Lester Zucker, O. Bloom, M. Glick, Jack Share, W. Gross, G. S. Vojae; Detroit: Division Manager Carl Shalit, Ray F. Cloud, G. L. McCoy, Herbert Schilds, C. H. Townsend, Clark Baker, Walter Cory.

In addition to the above winners: the following salesmen won special awards for showing the greatest improvement in sales possibilities:

Albany: J. Armm; Atlanta: B. A. Wallace; Boston: J. Wolf; Buffalo: G. H. Ferguson, N. Marcus; Chicago: C. W. Phillips; Cincinnati: L. E. Davis, P. A. Niland; Cleveland: O. Bloom; Detroit: G. L. McCoy, C. H. Townsend; Indianapolis: C Butler; Los Angeles: H. M. Lentz; Memphis: T. B. Haynes; Pittsburgh: J. Gins; Salt Lake City: H. Green; Washington: B. Caplon.

Winners of the shorts subject billings contest are: 1st Place Omaha: R. Adler; 2nd Place Atlanta: S. Laird, W. R. Lehman, W. Walker; 3rd Place New Orleans: Robert Kelly, Miss C. Randolph; 4th Place Charlotte: C. Patterson, C. Kissell; 5th Place Dallas: A. M. Whitcher, C. H. Smithson, H. T. Stamps; 6th Place Milwaukee: D. V. Chapman, Miss M. Brodersen.

Winners of the serials billings contest are: 1st Place New Orleans: R. Kelly, Miss C. Randolph; 2nd Place Charlotte: C. Patterson, C. Kissell; 3rd Place Seattle: W. Kostenbader; 4th Place Dallas: A. M. Whitcher, C. H. Smithson, H. T. Stamps; 5th Place San Francisco: M. Klein, S. Klein; 6th Place Omaha: R. Adler.

WEDDING BELLS

West Coast Bureau of THE FILM DAILY

Hollywood — Marriage of Susan Peters to Philip Terry, scheduled for tomorrow, has been deferred, the bride-to-be undergoing an emergency appendectomy.

Cincinnati — Robert E. Lee, UA head of advertising accessories and Jane Wells, this city, were married.

Time and Cost Cut Exhib. Tradeshow Attendance

(*Continued from Page* 1)

Boston Only City With Good Attendance As 75 Show Up

which the tradeshows were considered a real success and RKO officials were reported to be "jubilant" over the results. More than 75 exhibitors representing 400 or more theaters from points as far as 150 miles away were on hand during the week of previews.

In other cities, however, the turnout was not so encouraging for either the RKO or the M-G-M screenings and the reasons are summed up herewith, based on actual interviews with prominent exhibitors. Independent operators, it was learned, did not attend in the same ratio as circuit representatives. Summarized data and comments follow:

ALBANY: Mondays are the big booking days here and only on Mondays can a big crowd be expected. As the territory extends as far as Poughkeepsie to the south and to the Canadian border, exhibitors will find it difficult to travel from 250 to 300 miles to see a picture and get back to their theaters.

PHILADELPHIA: Exhibitors here expressed the opinion that, compared to other advantages which might have been included in the consent decree, tradeshows amount to very little. Among other reasons given for poor attendance were lack of interest generally, inability of out-of-town exhibitors to take time away from their regular business, long distances to travel and lack of merit of some of the attractions.

CINCINNATI: Apparent indifference of both local and out-of-town exhibitors to the showings has placed the new method of selling "on the outmost limb," according to comments here.

CHICAGO: Reaction to the tradeshows here was not bad, but there was hope that the screenings could be held in the morning and afternoon, preferably in the exchange preview rooms. Independent circuit heads declared the tradeshows were helpful and urged all independents to attend them.

DETROIT: Screening of "Citizen Kane" on Friday drew 20 exhibitors, highest number of the week. Lowest was on Saturday when nine showed up. Belief here is that during the Summer, exhibitors don't want to waste the good weather in tradeshows, many saying they preferred night screenings or showings after midnight when they could afford the time. While some showmen believe they can buy by guesswork, William London, head of 12 theaters, said he intended to attend every screening "until, at least, we can work out a formula to buy pictures under the blocks-of-five policy."

INDIANAPOLIS: No explanations for poor attendance were advanced after the big first day of showings. Reluctance to comment was in evidence, although in some circles it was said that the result "was what was expected." Exhibitors cannot afford to spend days looking at pictures which only adds to the expense of operation it was said.

OMAHA: After the first week of screenings here, a survey gave the following summarized reaction to FILM DAILY:

Exhibitors—"We can't spend every morning and every afternoon looking at pictures."

Distributors—"All we can do is show pictures; it's up to the exhibs. to attend."

DES MOINES: Lack of attendance here was blamed primarily by the independents on the "unreasonable" setup of having to spend five days in the city to look over five pictures. Attendance last week ranged from a high of 20 to a low of five. Some interest is centered on 20th Century-Fox showings because five pictures will be shown in three days.

WASHINGTON: Although unwilling to express themselves for quotes, distributors here are frankly amazed at the poor attendance last week. There appeared to be no explanation. One distributor said: "We thought this is what the independents wanted, but it looks at if they aren't interested."

PITTSBURGH: Expense was the big objection expressed here last week. First-runs showed more interest than the independents. Inability to give the necessary time also was advanced as a principal reason for low attendance. Many declared that it was the "B" pictures they wanted to see before buying; others took the opposite stand.

DALLAS: Differences in opinion prevailed here after the first week of showings. Expense and the long distances necessary to travel in Texas were given as reasons for small attendance, although some doubted that the expense was a factor. There appeared to be doubts that exhibitors realize the importance of the tradeshows and the crowds will increase when the importance is realized. City exhibitors indicated that they preferred to wait for first-runs to catch the pictures. Col. H. A. Cole, Allied president, advocated screening room showings only.

"In Texas," he said, "we have some 500 independent theaters owned by 250 individuals. These theaters are located from 25 to 600 miles from Dallas and the cost of coming in to see a screening is no small item."

NEW HAVEN: Customers having large staffs had one or more representatives at last week's screenings, but smaller exhibitors indicate that the expense necessary to attend does not make up for the benefit of seeing the pictures. It was said that many will rely on opinions and gradings expressed at Allied of Connecticut meetings and trade paper reviews.

Occupied France Spurns Nazi and Fascist Films, Foiling Booking Campaign by Tobis

Paris (By Air Mail)—Tobis is having great difficulty in booking its schedule of 25 German and Italian pictures in Occupied France. Despite Nazi propaganda, the French population has boycotted the Axis films even when they were dubbed into French, and the campaign is deemed a failure.

Case of the German shocker "The Polish Campaign," is especially striking, the French staying away from showings even when free tickets were distributed. Tobis has spent considerable money trying to show the film in the Free Zone but no bookings are reported.

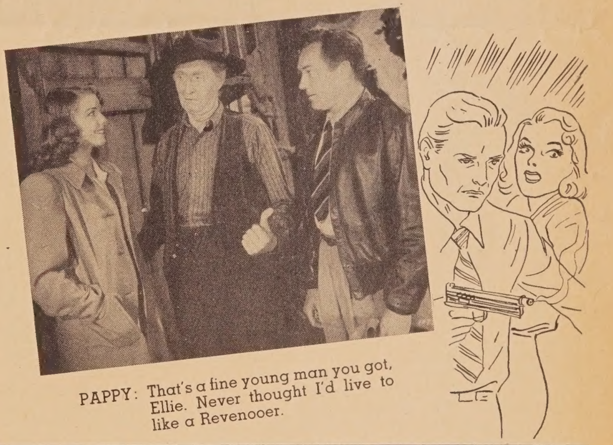
Mono. Tradeshows For Des Moines

(*Continued from Page* 1)

Forrest Judd of Monogram pulled a "sleeper" here.

First he held a Monogram tradeshowing last week in a local exchange of two Westerns and arranged it so "Arizona Bound" was shown on Monday, Wednesday and Friday and "Wranglers Roost" was shown on Tuesday and Thursday. Under Judd's plan, exhibs in town for RKO's tradeshows had three days to see the one pic and two days for the second one. Attendance was reported good at all the showings.

His second stunt was setting up the first regional "vicinity" tradeshowing. The show will be held at the Co-Ed theater at Fairfield tomorrow with exhibitors from six counties invited to see "Father Steps Out" and a Rough Rider western.



PAPPY: That's a fine young man you got, Ellie. Never thought I'd live to like a Revenooer.

TEN NIGHTS in a BARROOM

(this picture has no connection with the novel and play of the same title)

ROBERT ARMSTRONG • FRANK ALBERTSON
LINDA HAYES
RUSSELL SIMPSON
SKEETS GALLAGHER
Original screen play by Don Ryan
GEORGE SHERMAN — Director

A Republic PICTURE

Conspiracy Evidence Seen As Lacking

(*Continued from Page* 1)

affiliates. This statement was made following the court's over-ruling of an objection by defense counsel to introduction of inter-office communications among distributor offices.

Oscar A. Morgan, sales executive for Paramount Pictures, placed on the witness stand by the prosecution in an effort to prove the charges of film monopoly from the angle of the distributors, emphatically denied that there was, or that he had any knowledge of, any agreement, or otherwise, between Paramount and the defendants as to control of films in any manner calculated to suppress competition with other local theaters.

Morgan was questioned closely by Robert L. Wright, chief of D of J counsel, concerning a five-year franchise sold by Paramount to Crescent, in 1937. The witness, who at that time was Southern, or Southeastern manager for Paramount in Atlanta stated that negotiation for this franchise began in Oct. 1937, after his company had been completely out with this circuit, that it was signed in December, becoming effective Nov. 1 of that year. He stated that the general purpose of a franchise is to "insure a definite and continuous outlet for film products" and is absolutely not intended to "freeze out small or independent exhibitors."

Among a dozen or more communications introduced by Wright, while Morgan was on the stand were a telegram and a letter. The telegram, which was sent by Morgan to William F. Bugle, Memphis Paramount office, read: "Have made deal with Sudekum for S-7 therefore void Paris contract, and do not negotiate Brownsville or Union City." The witness stated that instruction to "void" referred to an application and not a contract since no contract had at that time been signed.

The letter, written by Morgan and addressed to J. J. Unger, New York office read: "In any event, the only way he could sell second run, even if we wanted to in these particular towns, would be after Sudekum had had the refusal, because paragraph 8-E (of Paramount's franchise to Crescent) provides that he can 'repeat' any feature at a certain given price."

These two communications lead to clarification by Morgan of a point considered exceedingly vital to the Government's charges of conspiracy as to the different meanings of "repeat runs" and "second runs" of pictures. He explained that a "repeat run" refers to a second showing of a film in the same theater but that "second runs" refer to showing in another theater. It appeared that Federal counsel was not familiar with this distinction.

The testimony revealed that in 1939, section 8-E of the Paramount franchise with Sudekum, was modified to limit to 30 days after "first run" of a picture the privilege of a "repeat" run. Morgan, under Wright's questioning, denied that this section or its modification, was in any way intended to suppress competition by preventing or limiting sales of "second run" contracts. Attention of the witness was called to statement of Tim W. Smith, Knoxville exhibitor, that Paramount had refused to sell him "second run" pictures for Harriman, Morristown and Newport.

Morgan stated that Smith was refused because he wanted to contract for "only 10 or 12 out of 50 or 60 pictures" and not because of any prior commitments to the defendants. Smith is the man of whom Judge Davies admitted that he "didn't think much of as a witness." Morgan testified that the application of Smith, which was received after the 8-E clause in the franchise was modified, was the only effort that has been made by any exhibitor to contract for second run pictures.

The Morgan testimony touched the wider field of the controversy between the D of J and certain exhibitors when the witness, questioned by Wright, denied that there have been "many complaints from exhibitors over the country" of difficulty in getting Paramount pictures in given situations. Morgan declared that there have been only two such complaints.

"Tom, Dick and Harry" Clips Record; Set for Second Music Hall Week

In its first four days at the Music Hall, "Tom, Dick and Harry" outgrossed every RKO Radio picture to play the house since 1937. Picture has been set for a second week at the Hall as well as in Boston, Chicago, Cincinnati, Dayton, Los Angeles (two houses), Asbury Park, Atlantic City and Baltimore.

Harry Sherman to Make 9 Features for 1941-42

(*Continued from Page* 1)

the production rights to the Hopalong Cassidy character, created by Clarence E. Mulford, for an additional span of five years. Existing agreement expires at the end of 1941.

Sherman said that his 1941-42 program calls for nine features, including three specials. Latter comprise "The Silver Queen," and two with Richard Dix in the top role. Remaining six will be films in the Hopalong Cassidy series, and five of these have already been completed and will soon be assigned release dates by Paramount.

Of these "Hopalongs," Leslie Selander has directed three and Howard Bretherton two.

Lew Fields, Veteran Comic, Dies of Pneumonia in West

West Coast Bureau of THE FILM DAILY

Hollywood — Funeral rites were held here yesterday for Lew Fields, 74, of the famed stage comedy team, Weber and Fields, who died Sunday from pneumonia. A trouper for more than 60 years, Fields was taken ill last Thursday. His wife and children and his old partner, Joe Weber, were at his bedside when death came.

Power Shortage Won't Cut Theater Operation—Krug

(*Continued from Page* 1)

A. Krug, co-ordinator for defense power in the Office of Production Management said at a press conference yesterday.

Krug stated that theaters in that area are being requested to cut down their air conditioning differential as much as possible, but that no further demands upon them is contemplated at this time. He said the theaters are being requested for instance, to have their houses only about eight degrees cooler than outside instead of 20 degrees cooler.

He would not predict what the future holds, but expressed hopes that measures now being taken will increase power sufficiently to provide for the situation and relieve necessity for pressure on amusement places.

Power Rationing Again Effective in Alabama

Montgomery, Ala.—After a two weeks' recess from power curtailment, "rationing" again went into effect in Alabama at 6 a.m. yesterday only a few hours after the clocks were moved up for daylight saving time.

Simultaneously with Gov. Dixon's announcement that the state would change over to daylight saving time on July 21 in answer to the President's request for this power-saving measure, the Alabama Power Co. called on commercial users to observe the blackout from Monday through Friday of each week with illumination of windows, signs and outline lighting from 7 to 8:30 p.m. only. No curtailment is requested for Saturdays and Sundays.

Theater air conditioning to be operated so as to give 5 per cent lower temperature inside than outside, with a base setting of 83 degrees with relative humidity of 65 per cent.

Street lighting is reduced 50 per cent and ornamental whiteways, except corner lights, is discontinued.

No Duals Bonding Plan Considered in Frisco

(*Continued from Page* 1)

the seats in a given territory are signed.

Industry attorneys, however, point out a "catch" in the proposal. They claim that signing such an agreement might be a "one-way ticket to Alcatraz" if the Sherman anti-trust law is interpreted in a strict sense by the Government. Large circuits and producer-controlled houses are reported to be particularly leary.

Schine Circuit Wins Lengthy Tax Battle

(*Continued from Page* 1)

the year received and cannot be paid on a yearly installment plan.

Suit was filed as a result of the leasing by Schine of 12 theaters to Fox Metropolitan Playhouses, Inc., in 1929, and the acceptance by Schine of a substantial part of the rent in advance. Schine, in its bookkeeping, staggered the sum over a period of years. When Fox was thrown into receivership in 1933 the leases were cancelled and the Commissioner sought to collect a lump payment on the balance.

The high Court held that the time had passed for an assessment and that only in 1929 could a collection be legally made. Since there was no fraud on the part of Schine the Commissioner had lost his right to bring suit later.

WB Field Men Discuss Ad Methods Under the Decree

(*Continued from Page* 1)

ting up of new exhibitor service features in all branch offices will be the major topics of discussion at the advertising conference in which Warners field men will participate here this week.

The men called in by Mort Blumenstock, to meet with h.o. execs. for discussions include Monroe Rubinger and Jack Yergin from Chicago, Sam Clark and Martin Weiser from Los Angeles, Bill Lewis from Dallas, Bill Brumberg from Washington, Phil Engel of the New England district and Glenn Ireton from Toronto. Mitchell Rawson and Lee Blumberg of the home office also are sitting in at the sessions.

Session yesterday included an informal discussion by S. Charles Einfeld, and Blumenstock on the balance of 1940-41 product. Last night the boys saw "Sergeant York."

This morning, group will be addressed by Gradwell L. Sears, on new activities for the field man in relation to the consent decree. In the afternoon Joseph Bernhard will talk on national exhibitor requirements from the advertising and publicity departments to meet the new conditions brought about by the decree. Frank Seltzer, coming from Washington, will give the field men a first-hand account of how the Capitol premiere of "York" is building up.

Meeting will be concluded by a summary by Einfeld and Blumenstock of the company's Fall and Winter plans.

Ban U. S. Films in Bulgaria

Advices have been received here that the Bulgarian government will ban all American films after Aug. 1. Foreign departments have been anticipating some official action inspired by the Nazis.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Lady Scarface"

with Dennis O'Keefe, Judith Anderson, Frances Neal

RKO 69 Mins.

GANGSTER YARN FALLS BELOW PAR DUE TO INEPT STORY AND MISCASTING.

(In RKO's First 5-Block)

A deficient story and some miscasting have been combined in this dramatic effort. Imagine Judith Anderson as a scarfaced, gun-toting gang leader for a beginning. Then take the accomplished Eric Blore and give him nothing to do but parade some dogs in and out of a hotel and engage in pratt falls with a house detective. For dessert, there are a few more happenings just as weird. Picture can best serve as a filler.

Dennis O'Keefe is okay in the lead role, but suffers from a case of bad dialogitis, along with other members of the cast. Miss Anderson is a splendid actress at all times, but doesn't seem right for the role. Frances Neal as O'Keefe's love interest is fairly effective. Mildred Coles, Eric Blore, Marc Lawrence, Damian O'Flynn and Andrew Tombes do their best and all of them are better than capable. Frank Woodruff directed adequately from a screenplay by Arnaud D'Usseau and Richard Collins.

Story concerns O'Keefe's efforts to run down a gang of thieving killers headed by a character named Slade. Miss Neal is a photographer for a magazine. The chase goes from Chicago to New York and there are a number of complications, but the Mounties always get their men, pardon, the Chicago police in the person of O'Keefe in this case.

CAST: Dennis O'Keefe, Judith Anderson, Frances Neal, Mildred Coles, Eric Blore, Marc Lawrence, Damian O'Flynn, Andrew Tombes, Marion Martin, Rand Brooks, Arthur Shields, Lee Bonnell, Harry Burns, Horace MacMahon.

CREDITS: Producer, Cliff Reid; Director, Frank Woodruff; Original Screenplay, Arnaud D'Usseau and Richard Collins; Cameraman, Nicholas Musuraca; Editor, Harry Marker.

DIRECTION, Adequate. PHOTOGRAPHY, Good.

Loew District Managers In Meeting at Chicago

Chicago — Two-day session of Loew's district managers of M-G-M was held at the Blackstone hotel over the week-end with W. F. Rodgers, general sales manager presiding. New season product survey and the response of the exhibitors to the first showings, were among subjects under discussion.

Among those present were E. M. Saunders, E. K. O'Shea, T. J. Connors, A. F. Cummings, E. W. Aaron and Joe Bezahler from the New York headquarters; Jack Bowen, New York; Robert Lynch, Philadelphia; Maurice Wolf, Boston; Henry Nathanson, Toronto; Rudolph Berger, Washington; J. J. Maloney, Pittsburgh; Jack Flynn, Chicago; Harris Wolfberg, St. Louis; Brutus Bishop, Kansas City; C. E. Kessnick, Atlanta; George A. Hickey, Los Angeles, and Jack Byrne, Denver.

"Dr. Jekyll and Mr. Hyde"

with Spencer Tracy, Ingrid Bergman, Lana Turner

Metro 127 Mins.

(In Metro's First Block)

SPLENDID DRAMATIC OFFERING, BRILLIANTLY ENACTED AND PROJECTED TO THE SCREEN; SHOULD BE ONE OF YEAR'S TOP PICTURES.

This, the newest version of the noted Robert Louis Stevenson novel, should rank as one of the year's top pictures. It is brilliantly enacted by a star-studded cast, superbly mounted and is topped off with a sparkling directorial job by Victor Fleming. Showmen should do a land-office business with this offering. It has every thing an exhibitor could ever want, big "Names," a wealth of exploitable opportunities, a noted director and Leo as a trademark. When acting awards are being considered at the end of this year it is a cinch that Tracy and Bergman will be contestants on the basis of their performances in this picture even if they don't do anything else all year.

It is a long picture, but not too long, and it certainly deserves to be played on a single feature basis on its merits. From an exhibitor's standpoint it possibly could have been edited to an extent in the early part of the picture. However, from an average audience viewpoint it is doubtful if one person will ever notice the length of the picture as it unfolds slowly but surely on a rising dramatic note that builds always to a terrific climax.

Fleming brilliantly sustains this drama, he never allows interest to flag, building every scene so that it leaves expectancy and mounting interest in what is to come. His handling of the players is flawless, every performance adjusted to the nth degree to its integration in the story. His staging is also artful to a degree and in this department he has been given a scintillating assist by cameraman Joseph Ruttenberg. Ruttenberg's lens work is worthy of high praise. An excellent musical score was contributed by Franz Waxman.

Tracy's startling makeup is a feather in the cap of Jack Dawn. It would be unfair to describe it as it must be seen. Suffice it to say that it is different. Montage effects by Peter Ballbusch, special effects by Warren Newcombe, the editing of Harold F. Kress and all technical work is top drawer.

John Lee Mahin wrote the screenplay. It is a moving and compelling drama that he has created; dialogue is excellent; suspense is created and maintained on a steadily rising pitch from beginning to end.

In the lead role, Spencer Tracy gives an award winning performance. He is sincere in his understanding of the role, smooth and effortless in his portrayal and at all times within bounds in his acting where the part could have been overplayed or underplayed with bad results Next in line for honors is Ingrid Bergman, in the role of the barmaid that falls prey to Mr. Hyde. Her portrayal is sympathetic, understandable and brilliantly shaded. Certainly Miss Bergman's characterization is a flawless piece of acting.

A surprising performance is given by Lana Turner as Dr. Jeykll's fiancee. She is demure and sweet in the role, and very sure of herself. It is something entirely apart from what might be expected of her and she does full justice to it. Donald Crisp and Ian Hunter are excellent in two juicy supporting roles that they do to a turn, both of them being a definite asset to the picture as they are to any picture. Remainder of the cast is comprised of a long list of talented players, all of whom are good. C. Aubrey Smith, Barton McLane, Sara Allgood, Peter Godfrey, Frederic Worlock and Billy Bevan among them.

The story has not been changed. It is still the story of the man who dared God by attempting to cross the great divide while still alive, and pays the penalty for his brashness. It is the execution of the story in its drama, acting, sound, lighting and movement that will hold audiences glued to their seats and have them talking about the picture when they leave theaters. Chalk this one up as a bullseye for Leo.

CAST: Spencer Tracy, Ingrid Bergman, Lana Turner, Donald Crisp, Barton MacLane, C. Aubrey Smith, Peter Godfrey, Sara Allgood, Frederic Worlock, William Tannen, Frances Robinson, Denis Green, Billy Bevan, Forrester Harvey, Lumsden Hare, Lawrence Grant, John Barclay.

CREDITS:' Produced and Directed by Victor Fleming; Screenplay, John Lee Mahin; Based on a novel by Robert Louis Stevenson; Cameraman, Joseph Ruttenberg; Musical Score, Franz Waxman; Special Effects, Warren Newcombe; Montage Effects, Peter Ballbusch; Makeup, Jack Dawn; Editor, Harold F. Kress.

DIRECTION, Brilliant. PHOTOGRAPHY, Excellent.

Plans Eight Drive-Ins For West Coast

West Coast Bureau of THE FILM DAILY

Hollywood—Lew Wilson, Los Angeles real estate operator, plans to build eight drive-in theaters in California, four in the Los Angeles area, one each in Long Beach, San Diego, Sacramento and Oakland. These theaters will have capacity for 1,200 automobiles. He also plans to build a 600-car theater in Bakersfield and one in Fresno when the other projects are completed.

He has acquired the franchise for the Josserand double park drive-in theater for California and said this patented drive-in holds 40 per cent more cars than old type of drive-in and brings patrons closer to screen.

Mrs. Alexander Pantages Dead

West Coast Bureau of THE FILM DAILY

Los Angeles—A heart attack proved fatal to Mrs. Lois A. Pantages, 57, widow of Alexander Pantages, the former circuit operator, aboard her yacht off Santa Catalina Island. Surviving her two sons, Rodney and Lloyd, and a daughter, Mrs. John Considine.

BONELLI:
Things are gonna be different from now on. This givin' away my money is gonna stop. You can run the department stores and the farms—I'll take over the police department—open up a couple of bars and put in some slot machines.

HURRICANE SMITH
RAY MIDDLETON · JANE WYATT
Harry DAVENPORT · J. Edward BROMBERG
Henry BRANDON
BERNARD VORHAUS—Director
Screen play by ROBERT PRESNELL
Original story by CHARLES G. BOOTH
A Republic PICTURE

HE'S THE NO. 1 BOXOFFICE GIRL OF THE YEAR!

The greatest comedian of our time in Brandon Thomas' immortal comedy!

JACK BENNY

in

CHARLEY'S AUNT

with

KAY FRANCIS · JAMES ELLISON

and Edmund Gwenn · Anne Baxter
Reginald Owen · Laird Cregar · Arleen Whelan · Ernest Cossart · Richard Haydn

Directed by Archie Mayo · Produced by William Perlberg · Screen Play by George Seaton

20th CENTURY FOX

METRO-GOLDWYN-MAYER

JUL 29 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 16 NEW YORK, WEDNESDAY, JULY 23, 1941 TEN CENTS

STUDIOS EMPHASIZE COMEDY AND DRAMA

Tradeshows' Shift to Projection Rooms Indicated

Slim Exhibitor Attendance At Early Screenings Will Bring Change in Policy

A general shift by RKO and M-G-M from theaters to projection rooms for tradeshowings was in prospect yesterday as reports on screening attendance continued to reach New York. In Detroit it was learned that RKO planned to hold future showings in the exchange, while M-G-M is expected to cut the number of cities in which showings are held in theaters and transfer them to screening rooms.

Warners' initial tradeshow, that

(*Continued on Page* 6)

M-G-M Files Against Minnesota Law

Minneapolis—The fourth case attacking constitutionality of the new Minnesota anti-blocks-of-five law was filed in Ramsey County District Court in St. Paul yesterday. Similar in all details to three others filed

(*Continued on Page* 5)

Warner Field Men to Aid General Industry Relations

In addition to promoting their own company's pictures and interests, Warners field men in future will

(*Continued on Page* 6)

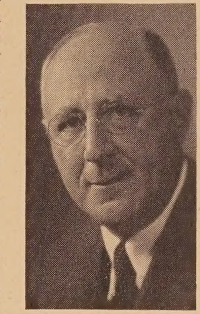
A Pilfer-Proof "V" Concocted by Lee

The South had its Lee,—synonymous with "strategy." Currently a Lee of the North (Brooklyn to be exact) is showing the same aptitude. He's Joe Lee, in command of the Fabian theater pool's forces in that Borough. If you look at today's amusement pages of the News, Mirror, Post and Journal-American, you'll discover how Joe tied-in Britain's "V" for Victory drive with the ads of the Brooklyn Paramount and Fox pic programs. A large "V" appears making the ad-head read "Very Best In Entertainment." Let's see Doc Goebels steal that one!

1941 TECHNICOLOR FOOTAGE SOARING

Company Aims for 100,000,000 Feet in Prints This Year, Dr. Herbert T. Kalmus Reveals

Productions in Technicolor are currently at a new numerical high, with seven top-bracket features before the cameras or in other stages of preparation, in addition to several short subjects, according to Dr. Herbert T. Kalmus, company's president.



DR. H. T. KALMUS

In the full length category, Paramount has four,—"Reap the Wild Wind," "Bahama Passage," "Louisiana Purchase," and "Her Jungle Mate,"—while Warners, 20th-Fox and Korda have "Captains of the Clouds," "Weekend in Havana" and "Jungle Book," respectively.

Dr. Kalmus said that his organization "is aiming at an aggregate of 100,000,000 feet in prints" during 1941, which will represent a sharp rise from the 80,000,000 feet achieved in 1940, the former high water mark of Technicolor's steady advance during the past decade.

Monopack (single negative), he stated, is not yet ready to be offered generally, but is gradually being used on an experimental, semi-commercial basis on the Coast.

The British wing,—Technicolor, Ltd.,—has been co-operating closely with the Admiralty and the British Army in the matter of making color

(*Continued on Page* 7)

Ohio ITO Exec. Hits Harmful Pix Reviews

Newspapers in general and the Cleveland Plain Dealer in particular were taken to task for harmful reviews of pictures in letters sent to the Plain Dealer and major company advertising managers by Pete J.

(*Continued on Page* 5)

100 First-Runs Take Rejected 'Aluminum'

Washington Bureau of THE FILM DAILY

Washington—Undismayed by rejection of its picture, "Aluminum," by the Motion Picture Committee Co-operating for National Defense, the Office of Production Manage-

(*Continued on Page* 9)

Indies "Poor" Accounts

Willingham, Avey Testify in Crescent Suit

Nashville—Testimony in the Government's anti-trust suit against Crescent Amusement Co., yesterday definitely revealed vital factors of the case for the defendants in opposition to the film monopoly charges. This development began Monday with the testimony of Oscar A. Morgan, sales executive for Paramount and took definite shape as Robert L.

(*Continued on Page* 7)

Welles Sets Three Stories For Production for RKO

West Coast Bureau of THE FILM DAILY

Hollywood — Orson Welles' three 1941-42 pix for RKO will embrace "Magnificent Ambersons," Booth Tarkington's 1919 Pulitzer Prize winner, which will go before the

(*Continued on Page* 5)

92 Features Going Before Hollywood Cameras Before This Month Does Fadeout

By **RALPH WILK**

West Coast Bureau of THE FILM DAILY

Hollywood — Emphasis on dramas and comedies for the early part of the new season is indicated by a survey of pictures already sent and to go into production this month. Survey shows that of 92 features going before the cameras in July, 40 are labeled dramas and 27 highlight comedy. Musicals are in third place with 15 scheduled and 10 westerns will be produced.

Most prolific producers of dramas will be Warner Bros. with 10 planned; 20th Century-Fox, six; Universal, five, and Paramount, four. M-G-M and Republic each schedule

(*Continued on Page* 10)

Browne's Indictment Stands, Court Rules

George E. Browne, IATSE prexy, yesterday lost his attempt to secure dismissal of the Government indictment against him for alleged violation of the anti-racketeering law when Federal Judge Louie W. Strum handed down a decision denying the dismissal move. The Court

(*Continued on Page* 10)

Lansdowne Anti-Trust Suit in Philly Ended

Philadelphia—Anti-trust suit filed in 1939 against the major companies and Stanley-Warner by the Lansdowne Amusement Co. has been

(*Continued on Page* 10)

All Chi. Area Houses Aid Aluminum Drive

Chicago—All circuit and indie theaters in the Chicago area are co-operating in the national defense aluminum drive. Theaters not staging special Aluminum Matinees will receive aluminum utensils and forward them to central depots.

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Tuesday, July 22)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9½	9⅜	9⅜	— ⅛
Col. Picts. vtc. (2½%)	5⅜	5⅜	5⅜	.....
Columbia Picts. pfd.	26¾	26¾	26¾	+ ¾
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	141	140	140	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	14	14	14	.....
Loew's, Inc.	33⅝	33	33¼	+ ¾
do pfd.	....	....	....	.....
Paramount	12⅜	12	12	— ⅛
Para. 1st pfd.	97¾	97¾	97¾	.....
Para. 2nd pfd.	11⅜	11⅛	11¼	+ ⅛
Pathe Film	12⅝	12	12⅛	— ⅜
RKO	3½	3⅜	3½	+ ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7	6¾	7	+ ¼
20th Century-Fox pfd.	19¼	19¼	19¼	— ⅝
Univ. Pict. pfd.	155	155	155	+ ¾
Warner Bros.	4⅝	4⅜	4½	.....
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	104¾	104½	104¾	+ ¼
Para. B'way 3s55	55¼	55¼	55¼	+ ¼
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	94	94	94	— ¼
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	7-32	3-16	7-32	.....
Sonotone Corp.	1⅞	1⅞	1⅞	.....
Technicolor	9⅝	9⅜	9⅜	.....
Trans-Lux	⅞	⅞	⅞	+1-16
Universal Corp. vtc.	6¾	6⅝	6¾	+ ¼
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	61¾	65
Roxy Thea. Bldg. 4s 1st '57	58½	62½

British Pledge Film Issues

Washington Bureau of THE FILM DAILY

Washington—Among the stocks or other securities pledged to the RFC by Great Britain as collatoral on a $425,000,000 loan to the British are: Loew's, Inc. common; Eastman Kodak common; RCA common and $3.50 first cumulative convertible preferred, it was disclosed yesterday by the Federal Loan Agency.

Two at 40%, One Each at 35%, 30% and 25% Reported as Terms Asked for RKO's Block

Philadelphia—Two pictures at 40 per cent, one at 35 per cent, one at 30 per cent and one at 25 per cent are reported to be the terms asked by RKO on its first blocks-of-five. The 40 per cent pictures are "Citizen Kane" and "This is a Man"; 35 per cent for "Father Takes a Wife"; 30 per cent for "Parachute Battalion" and 25 per cent for "Lady Scarface."

Dieterle to Make Gompers Biographical Pix for RKO

West Coast Bureau of THE FILM DAILY

Hollywood — Prexy George J. Schaefer of RKO announced yesterday that he has exercised an option with William Dieterle and Charles Glett for two more Dieterle productions to be made in 1942.

"The Life of Samuel Gompers" will be the first picture under the new deal, which in no way effects "The Band Played On," his second feature on the current season's schedule. The first, "Here Is a Man" based upon Stephen Vincent Benet's "The Devil and Danied Webster," will be on RKO October release.

"The Life of Samuel Gompers" was originally announced for production by Labor Pictures, Inc., formed by the A F of L. A delegation from Labor Pictures returned to Washington last week following studio conferences. Among others, 20th-Fox was reported interested in Gompers as a biographical pic possibility. Labor Pictures some time ago was reported as talking a starring deal with Paul Muni for the title role.

Readers Guild Requests NLRB Reopen Its Case

Protesting against the NLRB decision which excludes piece-work readers from collective bargaining, the Screen Readers Guild of New York, at an emergency meeting termed the Board's decision "at complete variance with the facts," and asked that the case be reopened for oral argument. By a unanimous vote the membership of the Guild reaffirmed its intention to gain a contract for all readers, whether on salary or on piece-work.

The Guild, whose members are responsible for the coverage of all literary and dramatic material at the home offices of the major film companies, praised the stand of Edwin S. Smith, member of the Board, who dissented from the majority opinion and charged that the decision "waters down the right of collective bargaining" and attempts to deny the rights to such bargaining to roughly 60 per cent of readers in New York.

Copy of the Guild's letter was forwarded to the White House

Winn Succeeds North

Detroit—James Winn will replace Fred North as Warner Bros. manager here. North's resignation was announced yesterday. Winn is being shifted from Kansas City.

Wuxtry! Fidler Okays Ban on Studio Previews

West Coast Bureau of THE FILM DAILY

Hollywood—First Coast columnist to side with the industry in ending the preview priority enjoyed heretofore by newspaper writers covering the studios is—of all persons!—Jimmie Fidler.

Jimmie, whose advance raps of new pix when he was on the air as much as anything were responsible for the issue which recently reached the showdown stage, yesterday wrote in his syndicated column:

"A word regarding the fight between studios and critics—precipitated by the studio ban against reviewing of pictures ahead of release.

"I side with the studios. Why should they let their films be previewed months in advance?

"I should think you readers would much prefer timely reviews of pictures that are being shown, or are about to be shown. In that way critics' opinions may help you to select your screen entertainment—and isn't that what you want?"

Disney Guild Dispute Referred to Washington

West Coast Bureau of THE FILM DAILY

Hollywood — Gunther Lessing, counsel for Walt Disney Productions yesterday declared his organization has attempted to negotiate an agreement with Screen Cartoonists Guild, but inasmuch as the points of view of the company and the guild are ireconciliable, Disney has agreed to refer the entire matter to John R. Steelman, director of conciliation, Dept. of Labor in Washington. Lessing said it is his understanding that all parties interested have also consented and matter is now in hands of the Governmental agency.

Para.'s Helsinki Branch Functions With Femmes

Paramount's branch inn Helsinki, Finland, is functioning with a staff of girls headed by Harry Hammer, an American, according to a letter received from Sweden by the home office Friday. Every male member of the staff is in the army. The letter stated that Hammer, in addition to his duties as branch manager, also is managing the Savoy Theater because of the scarcity of men.

Business is being carried on, the letter explained, even though the city is being bombed. Film has been stored out of the city.

COMING and GOING

DR. HERBERT T. KALMUS leaves New York this week-end for Hollywood.

SID SAMUELSON return to Philadelphia last night.

A. A. FEINBERG, president of U. S. Air Conditioning, is in town on business from Minneapolis.

ALEXANDER KORDA arrives here tomorrow by plane from Hollywood.

BRIAN AHERNE and his wife, **JOAN FONTAINE**, are due here from the Coast the end of the month.

MERLE OBERON is here from the Coast.

STANLEY "STASH" CLEMENTS is visiting his family in Brooklyn.

RUSSEL CROUSE is vacationing in Canada.

ARCH HERZOG, B & K's publicity solon, leaves for his vacation in the North Woods next week.

JAMES COSTON, Chicago zone manager for Warners, has returned to his post from a vacation at his Summer home in Eagle Lake, Wis.

GEORGE P. LOUKIDES, 3rd, assistant manager of Loew's Theater, Wilmington, Del., has returned from a vacation in the Maine woods.

CHARLES RYAN, Warner theaters manager in Chicago, leaves next month for a vacation in Minnesota.

JOHN MEEHAN, well-known playwright, and **MRS. MEEHAN**, have arrived in New York from Hollywood and are stopping at the Waldorf-Astoria.

JOSEPH HENRY FABIAN CIRINO, student assistant at Loew's Theater, Wilmington, Del., will vacation at Wildwood, N. J., with Boyd Taylor Sparrow, of Loew's Poli, Springfield, Mass.

ANNETTE BAKER of Warners' home office staff has returned to her desk, following a vacation in New England.

PHIL A. WILLIAMS, 3rd, of March of Time's public relations staff, has returned to New York for Nantucket.

CRESSON E. SMITH, RKO Radio's Western sales manager, has left the Coast on his return East.

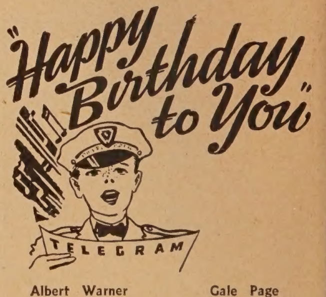
Appraise Carl Laemmle Estate at $2,518,908

West Coast Bureau of THE FILM DAILY

Los Angeles — A Probate Court appraisal yesterday set the estate of the late Carl Laemmle at $2,518,908.

Disney Festival In Frisco

San Francisco—Walt Disney Festival opens Friday at the Geary on a grind policy, with 50 cent top.



Albert Warner	Gale Page
Harry Cohn	Florence Vidor
Joseph Seiden	Aileen Pringle
Whitney Bolton	Ray Cozine

Gerald K. Rudulph

Ronald Says:

.."IF YOUR WIFE KISSES OTHER MEN YOUR JOB IS TO SEE THAT SHE FINALLY KISSES THEM GOODBYE . .

..THAT'S HOW TO RUN YOUR WIFE'S AFFAIRS"

RONALD COLMAN in *My Life with Caroline*

The year's high note in high hilarity! ... A laughing lesson for wandering wives who think other men's caresses are the answer to romance. Marvelous production values backgrounding swell performances ... in ONE OF THE FEW BIG SHOWS OF THIS SUMMER!

Ronald
COLMAN in
My Life with Caroline
Introducing
ANNA LEE
with
CHARLES WINNINGER
and
REGINALD GARDINER
GILBERT ROLAND
KATHERINE LESLIE
HUGH O'CONNELL

A DEFENSE FILM WITH EVERY PROGRAM

Produced and Directed by **LEWIS MILESTONE**
- A United Producers Production
- **WILLIAM HAWKS**, Executive Producer

Screen Play by John Van Druten and Arnold Belgard

RKO RADIO PICTURES

LITHO U.S.A.

M-G-M Files Against Minnesota Law

(Continued from Page 1)

in the same court last week, the action was brought by Metro-Goldwyn-Mayer as plaintiff with the county attorneys of both Ramsey and Hennepin counties and the Ramsey sheriff as defendants.

It asks a permanent injunction to restrain the three defendants from enforcing the law passed by the last legislature. Trial was set for July 29. In addition to David Shearer of Minneapolis, J. Robert Rubin and Stanley Thompson are named as counsel for the plaintiff company.

A fifth suit, that of 20th Century-Fox, will be filed today, Shearer said here yesterday. Trial of this case will be set for July 30 but Shearer said he expects all five actions to be tried at the same time.

Fred Strom, executive secretary of Allied Theater Owners of the Northwest, which organization sponsored the anti-five bill and lobbied it through the legislature successfully, returned to the city yesterday. He announced the organization had instructed its attorney, Clarence Bolton, to confer at once with the Minnesota Attorney General relative to trial of the cases. Strom said he expects the attorney general to intercede in the cases as counsel for the officials named as defendants.

WEDDING BELLS

Bernie Kreisler, Universal's short subjects sales manager, returned Monday from a three-week honeymoon. Kreisler was married June 26 to Miss Erica Van de Hock at Armonk, N. Y.

Warrensburg, Mo.—Mr. and Mrs. E. R. Keesee of Batesville, Ark. announce the engagement of their daughter, Flora Rae, to J. D. King, manager of the Star Theater of Warrensburg, Mo. The marriage will take place in the late Summer.

Rochester—Engagement of Jean Mackenzie Hargrave to Lieut. Sherman Farnham, USN, has been announced. Miss Hargrave is the daughter of Thomas J. Hargrave, president of Eastman Kodak Co. and Mrs. Hargrave.

Scranton, Pa.—Miss Alice Scanlon, cashier of the Riviera Theater, was married to David Hinton in St. Peter's Cathedral.

Memphis, Tenn.—Kathryn Driver of the local RKO office and Harry Guy were married.

Scranton, Pa.—Agnes Bingham of the Comerford Circuit booking office will be married to Rudolph Schramm here July 26.

ALONG THE
RIALTO
WITH
Phil M. Daly

● ● ● IN line with a widely-observed custom of Summertime...... let's go to the "woods" today......—namely, Hollywood and one of its human sub-divisions, Sam Wood......But before talking about them ......we need to set down a preface......which, briefly, is this: ......For as long as this corner can remember......—and you, too—filmland has worshipped at the shrine of the "new". There has been a lot of sincere devotion, yes......and a considerable amount of mere lip-service......We can't recall a single season wherein......a lot of stress has not been placed by producers......on the new faces they intend bringing to the screen......Yeah, and clamor raised by the Messrs. Exhibs.......for new talent to vitalize the ole b.o.......So much for the preface......Now back to the "woods"......

▼ ▼ ▼

● ● ● *DIRECTOR Sam......who is currently megaphoning "Kings Row"......on the Warner lot......has some very definite ideas on the subject of new pic talent......which e'er long...... you can expect to lamp in the form of an article in one of the national mags......under his by-line......Sam doesn't like Hollywood's negligence to the droves of young, potential stars...... who throng Coastward to crash the movies......but wind up working as carhops......It won't be tipping Wood's mit...... to preview here one of the angles of his article-in-preparation ......He takes the instance of the beauty queen......or young actress......or model......who, discovered in the East by a scout, comes to Hollywood......amidst the glamor of a reception at the station......with photogs flashing bulbs in her face ......and publicists posing her and rushing her off to the studio ......in a luxurious, sleek limousine......It's great stuff...... She thinks she's made the grade......She is given a "long term" contract......with options every six months......*

▼ ▼ ▼

● ● ● FOR weeks she poses in sweaters, bathing suits and other revealing raiments......before cameras of the avid "leg art" boys ......Then, Wood points out, comes the big day......She's told to report to stage such-and-such......in the garb of a stenog......for her first role......Here, indeed, is the day she long has sought!...... But then she discovers that all she does is sit at a desk......while the principals walk back and forth in front of her......and she doesn't even get a chance to clear her throat......After another long interval maybe she'll get another bit......Maybe this time with two or three words of dialogue......"By this time," Wood explains, "the studio is through shooting its leg art......and option time is here......More than likely she'll be dropped without so much as a line in the trades ......The studios don't like to publicize the fact that they drop someone......So she fruitlessly makes the rounds for several weeks ......until her money starts to get low......and then she jumps at a job as a carhop just so she can be where a producer might see her ....and discover her"......

▼ ▼ ▼

● ● ● *DIRECTOR Sam is one of the relatively few who tries to give the youngsters a break......He made little Betty Brewer a star via "Rangers of Fortune" when she was literally singing for pennies in front of the Brown Derby......Martha Scott was back in New York after being nixed for the role of Melanie in "GWTW" and the lead in "Our Town"......Wood brought her back to star in the latter......Yep, and James Craig and Dennis Morgan thank Sam for the stardom-boost he gave 'em via "Kitty Foyle".....Well, boys, some youngsters'll get a break pretty soon......'cause Sam is gonna direct "For Whom the Bells Toll" and "Miss Susie Slagle's" for Paramount......*

Ohio ITO Exec. Hits Harmful Pix Reviews

(Continued from Page 1)

Wood, secretary of the ITO of Ohio.

A particularly bad review of a picture which opened at the RKO-Palace, Cleveland, was the basis for the attack. In his letter to the distributors, Wood pointed out that the motors used in a new model of a well known car did not live up to the claims of the advertising and that the manufacturer called them all in for reconstruction and replacements.

"Notwithstanding this mistake," Wood wrote, "I defy anyone to produce any newspaper article setting forth the defectiveness of these . . . cars and warning readers not to purchase them."

When it comes to motion pictures, however, newspapers don't hesitate in telling their readers how "lousy" they consider certain "models of our merchandise," although they take the industry's money to advertise that the same piece of merchandise is "excellent, stupendous, outstanding and gigantic," Wood wrote.

Wood contended that before this condition can be corrected, "the industry will have to indicate, by some definite action, that it has acquired something it has always lacked in connection with these harmful newspaper reviews, viz:—GUTS."

A similar letter was written to the editor of the Plain Dealer. Wood asked how long the paper would retain the advertising business of some of its leading accounts if their products were condemned in the same manner as pictures.

Welles Sets Three Stories For Production for RKO

(Continued from Page 1)

cameras in mid-September, "Journey into Fear," adapted by Ben Hecht from Eric Ambler's novel, which will immediately follow, and "It's All True," a Welles original.

Also on the Welles-Mercury Productions schedule is an untitled film with a Mexican background in which Dolores Del Rio will star. Negotiations for its production are now under way with Mexico City interests.

STORKS!

Watertown, Conn.—Nicholas Del Rosso, operator of the Cameo, Watertown, is father of a 9-pound baby boy, Nicholas, Jr.

Chicago—Will DeVry, DeVry, Inc., prexy, is passing out the cigars. It's a third baby girl in the DeVry household.

Scranton, Pa.—Harold E. Bell, assistant manager of the Capitol Theater, and Mrs. Bell became the parents of their first child, a daughter.

May Drop Tradeshows In Up-State Michigan

Detroit—Attendance at screenings got off to a good start this week with 35 exhibitors at M-G-M's "Dr. Jekyll and Mr. Hyde," despite competition of Variety Club golf tourney on the same day.

Fewer screenings slated for this week was one big factor in the higher number attending. Representatives of all larger buying groups and circuits continue to attend practically every screening.

Talk along Film Row is to the effect that distributors are in favor of discontinuing upstate screenings, which are being held at Saginaw and Grand Rapids. Comparatively small attendance all down the line to date is assumed to indicate lack of interest in attending by exhibitors, and it is felt that economy of only one showing, and that in Detroit, will be important.

Warner Field Men to Aid General Industry Relations

(Continued from Page 1)

devote a certain amount of time and effort to public relations work of benefit to the industry in general, it was decided at yesterday's session of the four-day advertising conference being held at the home office.

With Mort Blumenstock presiding, the session was addressed by S. Charles Einfeld, Gradwell L. Sears, Joseph Bernhard; Francis S. Harmon, executive assistant to Will H. Hays; Roger Albright of the Hays Office, Harry Goldberg, and John L. Fortson of the Federal Council of Churches of Christ in America.

The importance of creating wider markets for pictures and the necessity of developing larger special audiences for particular films were among the topics discussed. Specific pictures and campaigns discussed included "Sergeant York," "One Foot in Heaven," "Dive Bomber," "The Bride Came C.O.D.", "Underground," "Manpower," "Highway West" and "Bad Men of Missouri."

The "York" campaign was gone into in greatest detail. This is expected to serve as a pattern for the handling of a large number of new season's films of equal caliber.

Bingo Candidacy On

Buffalo—Petitions to place former Mayor Frank X. Schwab in nomination for the mayoralty on both Democratic and Republican tickets were placed in circulation among Bingo players at Old Vienna Theater. Schwab, who calls himself the "Bingo candidate," is president of Old Vienna, Inc., under indictment in connection with Bingo games in the theater.

Tradeshows Out of Theaters?

General Shift to Projection Rooms Is Seen

(Continued from Page 1)

of "Sergeant York" in its home office projection room yesterday attracted exactly 31, seven of whom were women, it was learned. In view of the slim turnout, it is expected that Warners will shelve the mulled plan for hotel ballroom screenings and utilize projection rooms for tradeshows.

> *In practically every city in which tradeshows have been held, a large majority of the exhibitors declared that they intended to rely on trade paper reviews as their buying guide rather than attend the showings personally.*

It was pointed out that exhib. failure to turn out yesterday for the "York" tradeshow ran strongly counter to exhib. interest in acquiring the pic. As a possible explanation, it was suggested that the theater men in the New York area felt it was unnecessary to see the production before talking terms, the biz being currently done at the Astor b. o. speaking for itself as to the film's strength.

"York" will be tradeshown in all exchange centers on Aug. 4 with one exception, Portland, Ore., where screening is set for Aug. 6, Warners announced yesterday. With few exceptions, "York" tradeshows will be in branch projection rooms.

Shifting of tradeshows by M-G-M and RKO from theaters to screening rooms, as has been indicated, may create a problem hitherto not considered. It was learned yesterday that M-G-M has only four exchanges with projection rooms, while RKO has only a very few more.

This means that exchanges will have to double up with other companies in order to conduct screenings. Some cities have one central screening room which takes care of all local exchanges.

Summarized data on attendances and tradeshow reactions as gathered by THE FILM DAILY field correspondents in cities not covered in yesterday's report follows:

SAN FRANCISCO: Results of tradeshows here to date indicate that local exhibitors don't intend to use them as a buying guide. No exchange has drawn more than a handful of exhibitors, many of them admitting that they just dropped in because there was nothing else to do. Practically nobody who wouldn't have been in town anyway attended. Time and expense were reasons given. It is the consensus that many small town and neighborhood exhibitors who are in a position to wait before buying will delay picking up their blocks of five until the pictures actually open to test their box-office value.

PORTLAND, ORE.: Hot weather was blamed for low tradeshow attendance here. It was contended, however, that if screenings were held regionally, such as in Medford, Eugene, Salem and other cities, attendance would have been 25 per cent higher.

MEMPHIS: Not lack of interest but inability to stand the expense was given as the reason for low attendance here. As Monday is usually the out-of-town exhibitor's day, it is likely that only Monday showings will be well attended. Only local theater men are expected on other days.

OKLAHOMA CITY: Exhibitors in this territory apparently feel that they would have to live in Oklahoma City in order to see all the tradeshows, and there is little to indicate that state showmen plan to travel to the exchange center for the sole purpose of seeing a picture. Morris Loewenstein, head of the Theater Owners of Oklahoma, asked: "Why look at something you don't have cancellation on?"

ST. LOUIS: Many exhibitors here claim they tell the quality of a picture by the cast, director and producer without taking the time to see it. They indicated that it was the "in-between" pictures — those that are neither high nor low budgeted— that they want to see before buying. Attendance here last week was not considered bad and only slightly below expectations.

"Tom, Dick and Harry" May do $105,000 Week

An all-time record for July has been recorded at Radio City Music Hall where RKO's "Tom, Dick and Harry" attracted 141,252 patrons in six days. A gross of $105,000 for the week is anticipated. Previous July record was set in 1938 with "Algiers." Picture starts its second week tomorrow.

Carriers Picnic Aug. 10

Chicago—The annual picnic of the Film Chauffeurs and Carriers organization will be held at Riverview Park, Sunday, Aug. 10.

"Fantasia" to Open Today In Two London Theaters

Walt Disney's "Fantasia" opens today in London where it will play on a two-a-day basis at advanced admission prices in two theaters, the New Gallery and Marble Arch Pavillion.

A benefit performance is scheduled for today at the New Gallery where the "Fantasia" receipts will go to the British Red Cross.

Ted Lindenberg Dead

Columbus, O.—Theodore Lindenberg, 68, owner and operator of the Bexley theater at nearby Bexley, died recently.

PCC Com. Reviewing Tradeshown Pictures

Portland, Ore. — A committe, personnel of which changes at each screening, is reviewing tradeshown pictures for members of the Pacific Coast Conference of Independent Theater Owners. A new committee views each show.

Blanks are filled out by the committeemen who point out the good and bad points of the picture and make critical comment. Information is then forwarded to exhibitor-members in the field.

Oppose Re-election of Foes Of Mo. 150-Minute Measure

St. Louis—State legislators who opposed the 150-minute program bill backed by the Better Film Council of Greater St. Louis at the legislative session which closed recently at Jefferson City will face opposition in turn when they come up for re-election, it was learned here yesterday.

The bill will be tossed back into the hopper at the next regular session if the way is not cleared for consideration at the anticipated special session.

The Council has shelved a proposal to seek adoption of a special city ordinance here since its effect would be nullified by the nearby theaters in St. Louis County.

Milton F. Napier, attorney for the Council, said yesterday that the organization is prepared to keep offering the measure until it is enacted by the General Assembly, and that it hopes to defeat for re-election those solons who have refused to co-operate.

End Recording Royalties For Army Training Films

West Coast Bureau of THE FILM DAILY

Hollywood—RCA and Erpi will waive all sound recording royalties for Army Training Films produced by the Academy's Research Council for the War Department. Decision will result in a considerable saving in the cost of the Training Films to the Government.

Five of a Kind

Detroit—A record for five brothers all in show business here has been set by the Forest Brothers, with arrival of Dave Forest from West Virginia, to become assistant manager of the Algonac Theater at Algonac. His brother, Frank, who was lately doorman at the Midtown, Detroit, is the new manager of the Algonac. Nick Forest, who formerly ran the Park Theater, is new manager of the Belle, Detroit, for the Robinson Circuit, while Tony Forest is manager of the Virginia in Detroit, and Joe Forest is operator at the Midway in Dearborn.

Indie. Customers "Poor," Witness Says

(*Continued from Page* 1)

Wright, special assistant to the attorney general questioned J. F. Willingham, manager of Loew's Memphis exchange, and R. M. Avey, branch manager for Loew's at Atlanta. On cross-examination defense counsel drew from these witnesses that Loew's sold Crescent or its affiliates because competing independents were "poor" accounts of long standing and their theaters inferior in both housing and projection equipment.

Questioned about several situations, evidently counted on heavily by the Government, these branch executives offered testimony of unsatisfactory dealings with independents involved.

It was stated by Morgan that, while, not by any means its largest customer, "Crescent Amusement Co. is our best customer, fulfilling every contract to the letter." He explained a prolonged negotiation for Paramount's franchise to Crescent that "Sudekum is a close, cold-blooded buyer."

Office memorandums and letters exchanged by C. E. Kessnich, Loew's Southern district manager, and H. Postman, Loew's, New York, figured prominently in yesterday's hearing. A memorandum, dated Aug. 25, 1935, from Kessnich to Postman stated:

"Memphis has sold a contract for Brownsville, Tenn. you had better hold up approval of this contract until we get our negotiations with Sudekum for the reason that Sudekum has also gone into Brownsville with an opposition theater to our present account in Brownsville."

Testimony of Avey brought out the fact that a contract for Loew's product for 1937-38 was held up by Kessnich in New York until the unsatisfactory nature of W. F. Roth's account was brought to his attention.

A letter offered by D of J counsel, dated Aug. 20, 1935, from Postman in New York to Willingham in Memphis, explained headquarters disproved of applicants for contracts from C. G. Lawing for his Southland Theater in Brownsville and Strand Theater in Whiteville by saying: "This matter was discussed with Mr. Kessnich yesterday and he suggested that you hold these contracts on your desk until you hear from Mr. Sudekum regarding the 1935-36 deal at which time final disposition can be made of these applications." A letter from Willingham to Kessnich, dated July 1, stated in part: "You know Mr. Lawing personally and know this is the party Mr. Sudekum sat on top of in Brownsville, Tenn., and finally ran him out of town. Mr. Lawing is a very good theater operator but cannot buck such opposition as the Sudekum circuit."

On cross examination of Willingham by defense attorneys the witness made statements that indicated that Lawing's accounts were in a "poor condition" and that he was not fulfilling his contracts with M-G-M when the shift from his house to Sudekum's was made. Claims by Willingham, purported to be shown by a tabulation sheet he had made, that Loew's returns in Brownsville were larger than the Crescent contract than from the previous Lawing contract, were discounted when Federal Attorney Robert L. Wright pointed out discrepancies between this tabulation and playoff sheets secured from Loew's office under subpoena. Willingham explained the discrepancy by the statement that his figures were made up from film sales contracts which might or might not represent the amount actually received by the distributor.

Attorney for J. Myer Schine was back in Nashville yesterday to attend the hearing, stating that Schine himself was "too busy" to return with him.

TO THE COLORS!

McAdoo, Pa.—William Price of the Palace Theater was inducted into the Army.

PRC Entering Tradeshow Race in Philly; Will Show Five Features There Aug. 5-7

Philadelphia—Local PRC office announced yesterday that it will run its own trade screenings during the week of Aug. 5 with five shows to be exhibited in the local Vine St. projection room. Included are "Paper Bullets" and "Billy the Kid in Santa Fe," Aug. 5; "Gambling Daughters" and "Reg'lar Fellers," Aug. 6, and "Desperate Cargo" Aug. 7. Herb Given, manager, set up the tradeshow plan.

Exhib. Tradeshow Reactions

Western N. Y. Showmen Dubious of Benefits

By J. H. GARNISH
FILM DAILY Staff Correspondent

Buffalo—Western New York theater operators' reactions to the first week's tradeshows:

"I saw five in a week and I'm going blind. It's a physical impossibility to attend them all."

"About the only value of the screenings to us is if some of the films are clucks, seeing them will improve a house's dickering position."

"We have been looking more out of curiosity than expectancy. We've been wondering if we were going to get stronger pictures. As a group, the answer seems to be, no."

"You must know where you stand before you buy, because the exchanges can say that you had a chance to see what you were getting, so you have no grounds for an adjustment."

"These screenings are costing plenty. The distributor, you can bet, will be passing that along to the exhibitor to pay."

"It doesn't mean anything to look at them now. Public reaction in the first-run houses weighs heavily. Word-of-mouth advertising is important to all theaters, but particularly to ones like ours."

"We're going to buy 50 pictures in 10 groups of five. We'd rather look later and buy nearer our exhibition dates."

"One of the screenings I saw was 'Citizen Kane.' It was swell, but I hesitate to go out on a limb, because I don't know what the first-runs will do with it. First-runs will be buying ahead of us. It would mean more if we could look at a picture after they had played it."

Drive for Sneak Previews

West Coast Bureau of THE FILM DAILY

Hollywood—The Big Five yesterday opened a drive to win Government sanction for sneak previews apparently banned under the provisions of the N. Y. consent decree.

Technicolor Footage To Hit New High

(*Continued from Page* 1)

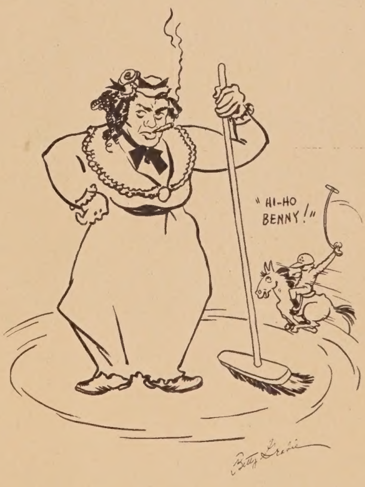
films for training and other purposes, Kalmus added, and pointed out that color presents many advantages for such work. He indicated that this practice may spread shortly to Hollywood, where so much is being done by producers to aid national defense.

Sturgess Takes Tourney Honors

Detroit—More than 300 attended the Variety Club golf tournament at Brooklands Club. William R. Sturgess, Republic salesman, won low gross with Harold Sandelman, Metro salesman, second. John Howard, chief barker and former national champion, won the driving contest.

Oscar Perrin to WB House

Albany — Oscar Perrin, veteran manager here was named manager of Warner Brothers new Delaware Theater here on its opening. Perrin resigned as manager of Fabian's Grand to take the position, being succeeded in turn by Joseph Saperstein, his assistant at the Grand for some time.



• BETTY GRABLE REVEALS HIDDEN TALENTS BY DRAFTING HER NONE-TOO-FRIENDLY IMPRESSION OF JACK BENNY AS "CHARLEY'S AUNT". POOR BENNY—RICH BOX-OFFICE.

First Dist. Appeal Filed by M-G-M

Fourth appeals case to be docketed with the motion picture appeals board has been filed by M-G-M against a decision rendered in Philadelphia. M-G-M, in a complaint filed by David Silver, owner of the Earle Theater, Newcastle, Del., was ordered by the arbitrator to offer product on some-run to the Earle, in compliance with Section Six of the consent decree.

According to M G-M's contentions, product was offered to the Earle and the decree was not violated. It is the first appeals case filed by a distributor.

Biordi Bros. Arbitration Hearing to Resume Sept. 11

Pittsburgh—Hearings on the arbitration complaint filed by Biordi Bros., owners of the Majestic Theater, Elwood City, Pa., have been adjourned until Sept. 11. At two previous hearings attorneys for Warner Bros. and 20th Century-Fox asked for dismissal on the grounds that the plaintiffs' charge of discrimination in favor of circuit was not subject for arbitration until after Aug. 31. Horace Baker is the arbitrator.

Hatboro Arbitration Hearing Deferred from July to Sept.

Philadelphia—Hearing in the Hatboro arbitration case, originally set for July 30, has been postponed to Sept. 10 at the request of counsel for one of the distributors named.

Aluminum Matinees for Minn.

Minneapolis—Eight theaters here, including the State Downtown, will stage morning aluminum matinees Friday with any single piece of aluminum kitchen ware serving as an admission ticket for any child. Theaters which announced the special shows yesterday are the State, Nile, Avalon, Varsity, Hollywood Broadway, Homewood and Edina. The regular screen program will be offered in each and aluminum articles collected will be turned over to the Minneapolis Aluminum Shower Committee.

Warner Featured List Doubled in 6 Months

West Coast Bur., THE FILM DAILY

Hollywood—Warners, since January, has doubled the number of featured players under contract on the Burbank lot. Total now stands at 72.

This is in addition to 21 stars, 55 writers, 18 directors, 15 associate producers and six composers, making a new record of 187 for contract personnel.

☆ REVIEWS OF THE NEW FILMS ☆

"Ringside Maisie"

with Ann Sothern, George Murphy, Robert Sterling

Metro 96 Mins.

PRIZEFIGHT STORY IS OKAY ENTERTAINMENT FOR POP TRADE.

Latest in Metro's "Maisie" series, this one comes up to the standard of its recent predecessors, although it is shaded by the first couple of releases. For the pop trade it is okay entertainment and should be well received, particularly by the fans that have helped to popularize the series. The cast is good, direction and story adequate and technical work is up to par.

Miss Sothern fits the "Maisie" role naturally. George Murphy and Robert Sterling share the male leads, with Murphy portraying a fight manager, Sterling appearing as his leather pusher. Virginia O'Brien, the dead pan singer, Natalie Thompson, Margaret Moffat, Maxie Rosenbloom, Jack La Rue and "Rags" Ragland are important adjuncts. Edward L. Marin directed from an original screenplay by Mary C. McCall, Jr.

Miss Sothern gets involved with Murphy and his prizefighter when Sterling gives her a lift as she walks along a country road to a promised job at a Summer resort. The job blows up and she accepts a job as companion to Sterling's mother, Miss Moffat. Murphy's antipathy to Miss Sothern disappears from fight to fight until he falls for her. Sterling, on the verge of the championship, wants to quit, but Murphy makes him fight. His eyes are hurt, misunderstandings ensue, but a satisfactory ending is contrived.

CAST: Ann Sothern, George Murphy, Robert Sterling, Virginia O'Brien, Natalie Thompson, Margaret Moffat, Maxie Rosenbloom, Jack La Rue, "Rags" Ragland, Oscar O'Shea, John Indrisano, Roy Lester, Eddie Simms, Jonathan Hale, Purnell Pratt.

CREDITS: Producer, J. Walter Ruben; Director, Edward L. Marin; Original Screenplay, Mary C. McCall, Jr.; Cameraman, Charles Lawton; Editor, F. Y. Smith.

DIRECTION, Okay. PHOTOGRAPHY, Good.

Releases Shifted by "U"; "Hellzapoppin" on Oct. 11

Universal has revised its release schedule for October, November and December. Among the changes is the advancing of "Hellzapoppin" from Oct. 31, as previously announced, to Oct. 10.

New release lineup is as follows for the three months:

"Moonlight in Hawaii," Oct. 3; "Hellzapoppin," Oct. 10; "Paris Calling," Oct. 17; "Burma Convoy," Oct. 24; "The Masked Rider," Oct. 24; "Appointment for Love," Oct. 31.

"Captive Wild Woman," Nov. 7; "The Great Man," Nov. 14; Johnny Mack Brown western No. 3, Nov. 14; "Melody Lane," Nov. 21; "Sonora Kid," Nov. 21; "Ride 'Em Cowboy," Nov. 28.

"Nobody's Fool," Dec. 5; "The Wolfman," Dec. 12; "Mermaid in Distress," Dec. 19; "They Lived Alone," Dec. 26, and an untitled picture with Dick Foran, Leo Carrillo and Andy Devine, Dec. 26.

"Charley's Aunt"

with Jack Benny, Kay Francis, James Ellison, Anne Baxter, Edmund Gwen

20th-Fox 81 Mins.

GREAT AUDIENCE PICTURE SHOULD BE ONE OF THE TOP GROSSERS FOR THE YEAR ON 20th-FOX SCHEDULE.

(*In 20th-Fox's First 5-Block*)

Despite the fact that "Charley's Aunt" has been made twice before and has undoubtedly been seen by a great many of the current crop of theatergoers, it should be one of the top grossers for the year on the Fox schedule. Jack Benny gets away from the old fast comeback routine and gives a good performance as the aged "belle of the campus."

Director Archie Mayo keeps the film moving at a fast clip. The now familiar chase routines and lace panty gags kept the preview audience in stitches—at some times to the point where it was impossible to catch all of the dialogue.

William Perlberg's production is tops. There is little that could have been used that wasn't taken full advantage of. James Ellison, Arleen Whelan and Anne Baxter give a good account of themselves as the boy and girls of the nineties. The rest of the cast including Edmund Gwen, Laird Cregar, Reginald Owen and Richard Haydn, enter into the spirit of slapstick and contribute merrily to the hilarious proceedings.

The fun is a little late in getting started—the only fault to be found—and it is a bit of a shock to find Benny playing this type of role, but audiences love it and that's what pays off.

Kay Francis as the real "Charley's Aunt" has never been lovelier.

A ten-year student at Oxford, Jack Benny is talked into impersonating a pal's aged Aunt from South America so that the friend can have his girl friend to lunch in his rooms for lunch—with Benny as chaperone. Complications follow when Laird Cregar and Edmund Gwen, fortune hunters, begin a campaign of violent lovemaking to win the hand of the "Aunt."

Most of the action is of the chase variety with plenty of laughs and clean suggestive humor that puts Benny in just about every kind of spot he could imagine—but it winds up with love blooming for all but the villains.

Definitely an audience picture, this one has names and everything it takes to pull 'em in.

CAST: Jack Benny, Kay Francis, James Ellison, Anne Baxter, Edmund Gwen, Reginald Owen, Laird Cregar, Arleen Whelan, Richard Haydn, Ernest Cossart, Morton Lowry, Lionel Pape, Will Stanton, Montague Shaw, Claude Allister, William Austin, Maurice Cass.

CREDITS: Producer, William Perlberg; Director, Archie Mayo; Screenplay, George Seaton; Author, Brandon Thomas; Music, Alfred Newman; Cameraman, Peverell Marley; Art Direction, Richard Day, Nathan Juran and Thomas Little; Editor, Robert Bischoff.

DIRECTION, Excellent. PHOTOGRAPHY, Good.

Vote Out Sunday Pic Shows

Grottoes, Va.—The Town Council by a vote of 5 to 1 has adopted an ordinance forbidding Sunday pix shows.

☆ SHORTS ☆

"Harvest For Tomorrow"

Warners and Loew's, Inc. 28 mins.

Highly Interesting Subject

Directed by Edgar Peterson, 2nd, for the Agricultural Adjustment Administration (wing of the Department of Agriculture), this subject is not only excellently conceived and presented, but packs a lot of interest for hosts of Americans whether they reside in urban or rural communities. It recounts how, for decade after decade, the farm lands of the nation (New England is taken as a section in point) have been yielding-up their natural chemical riches in repeatedly harvested crops until today when much acreage can no longer be productive unless the soil is revitalized through fertilization,—chiefly the addition to it of lime and superphosphate.

The footage traces how land has become worn-out, and illustrates how it can be rehabilitated. Peterson, who also collaborated with AAA officials on the script, has done his job with complete understanding, injecting into the film a high degree of popular appeal and showmanship, rarely found in this type of documentary. The narration is excellently handled by Frank Craven, while the music composed by John Alden Finckel, and rendered by the National Symphony Orchestra, provides fine atmosphere.

Many of the camera shots by George Ortlieb are eye-filling and always arresting.

This short is distributed gratis to theaters by Loew's, Inc., and Warner Bros. Pictures, Inc. for a span of some three months, after which, in keeping with the policy of the Government, it will be shown non-theatrically.

CIO Union Signs Pact With Comerford Houses

Hazleton, Pa. — United Theater Workers' Local 587, CIO, signed a new working agreement with the Comerford Circuit and Hersker Theaters here, it was announced by CIO Organizer Thomas Cann. The new pact provided 5-cent-an-hour wage increase, time-and-one-half for overtime and double time for midnight shows, Sundays and holidays, vacations with pay and seniority rights. The pact will run for a year from July 1.

Film Name Is Legalized

Wilmington, Del.—Gloria Weiman under contract with Warners, was permitted in an order signed here by Judge Richard S. Rodney and Frank L. Speakman in Superior Court to change her name to Gloria Warren.

Coast Will Start 11 Features This Week

West Coast Bureau of THE FILM DAILY

Hollywood—Eleven new pictures are scheduled to go into production this week. The studio roundup:

At Columbia: Six shooting including "Law of the Winchester," western, with Bill Elliott and Tex Ritter featured, Wallace Fox directing for Producer Leon Barsha; "Go West Young Lady," cowboy musical with Penny Singleton, Glenn Ford, Ann Miller, with Frank Strayer directing under Robert Sparks' producership.

At M-G-M: Ten shooting including "Panama Hattie," with Ann Sothern and George Murphy. Norman McLeod directing, Arthur Freed producing.

At Paramount: Eight shooting including "Twlight On the Trail," starring William Boyd, with Howard Bretherton directing the Harry Sherman production.

At Republic: Five now shooting including "Three Texas Rangers," featuring the 3 Mesquiteers, Tom Tyler, Bob Steele and Rufe Davis, with Les Orleback directing the Lou Grey opus.

At RKO: Four shooting including "Playmates," starring Kay Kyser, with John Barrymore, Ginny Simms and Kyser band. Produced and directed by Dave Butler.

At 20th-Fox: Eight shooting including "Hot Spot," with Betty Grable-Carole Landis, Victor Mature. Directed by H. Bruce Humberstone. Produced by Milton Sperling.

At Universal: Six shooting including "Appointment For Love," comedy drama with Charles Boyer and Margaret Sullavan. Director, William A. Seiter. Bruce Manning producer.

At Warners: Six shooting, including "The Man Who Came to Dinner," starring Bette Davis, Ann Sheridan and Monty Woolley. William Keighley directing.

At Monogram: Three shooting, including "Let's Go Collegiate," new title for "Li'l Louisiana Belle," musical, with Mary Ruth, Marian Marsh, Robert Kellard, Clarence Muse, Jack LaRue. Al Herman directing the Edward Finney production.

Edward Small: "The Corsican Brothers," drama, starring Douglas Fairbanks, Jr. Gregory Ratoff directing.

Walter Wanger: Shooting "Sundown."

Hal Roach: Shooting "All American Co-Ed."

Korda: Shooting "Jungle Book."

Selznick Signs Kelly; "Pal Joey" Will Close

Signing by David O. Selznick of Gene Kelly for a role in the next pic to be directed by Alfred Hitchcock will result in the closing of "Pal Joey" here Sept. 27, according to the George Abbott office. Proposed tour of the show has been canceled. Kelly, signed to a five-year pact, reports on the Coast Oct. 1. He plans to return here in January to direct and play in William Saroyan's fantasy, "Sweeney in the Trees."

Annie Oakleys for Defense Aluminum

New Orleans—The United Theaters, Inc., 19-house chain, is giving Annie Oakleys all this week, during the "aluminum drive for national defense," to children bringing pots, pans, etc. to the box offices. According to Manager M. H. Jacobs, receptacles for old metal are at every theater and adults are urged to search the kitchen for an old utensil.

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

MORE than 7,000 puppets were used in the making of George Pal's animated Puppetoon, "Hoola Boola," for Paramount. Every position of the "Model Madcaps" necessitated a new puppet for filming, with Jim Dandy, miniature hero of the shorts, being carved about 2,000 times. Leading lady to Hollywood's wooden actor is Sarong-Sarong, whose best features are copied from the captivating traits of Dorothy Lamour.

● ●

CLARENCE BROWN, who will direct Robert Donat in "Cargo of Innocence," in England, for M-G-M, is rushing preparations for his departure the end of the month. Much of the production work will be done in the zones, which have heretofore attracted plenty of attention from the Nazi bombers.

● ●

SCOTT R. DUNLAP, who is producing the "Rough Riders" series for Monogram, will place "Bad Man From Bodie" in production July 30. Buck Jones and Tim McCoy will be starred, with Raymond Hatton and "Silver" featured.

● ●

"FLIGHT SURGEON," 20th-Fox's Army medical research story, will be filmed largely at Wright Field, Dayton, O., next month. Pic will have George Montgomery and Jack Oakie in the leads, John Brahm will direct, William LeBaron, produce.

● ●

CAROL BRUCE gets the top femme spot in the Abbott-Costello "Keep 'Em Flying."

● ●

LOOKS like Herb Marshall opposite Hedy Lamarr in Metro's version of "H. M. Pulham, Esq." which King Vidor will direct.

● ●

IT'S the dye vat for "Saratoga Trunk" when Warners film Casey Robinson's adaptation of the Edna Ferber novel.

● ●

HAROLD CLURMAN, founder of New York's Group theater, switches from 20th-Fox to Columbia as a writer-director-producer.

● ●

ROBERT HARARI and George Carleton "Bugle" Brown will adapt "Yokel Boy" for Republic.

● ●

JERRY WALD has a new seven-year Warner producer contract.

● ●

A. W. HACKEL will produce "Man With Many Faces," and "Riot Squad" for Monogram.

● ●

ANOTHER sleuth series looms, via William Pine and William Thomas. They've optioned three more detective yarns by Geoffrey Homes and propose that Chester Morris carry on as Sleuth Humphrey Campbell.

● ●

PARE LORENTZ is talking a producing deal with RKO.

● ●

WILLIAM HAWKS may make "V for Victory" for RKO with Ronald Colman starring.

● ●

PAUL GALLICO will do the Lou Gehrig story for Sam Goldwyn.

● ●

WARNERS will team Jack Carson and Jackie C. Gleason; first vehicle will be "You're in the Army Now."

● ●

ANNE WORMSER has been assigned to write the script of "The Perfect Wife" for Associate Producer Lou Ostrow, at 20th-Fox.

● ●

OTTO BROWER will leave on July 31 for Hawaii with a location crew to film backgrounds for Darryl F. Zanuck's production of "Benjamin Blake" and for "Song of the Islands."

● ●

METRO has purchased "Odor of Violets," a story by Baynard Kendrick.

● ●

"DR. KILDARE'S WEDDING DAY" is the tentative title of the newest in M-G-M's Kildare series.

● ●

RALPH MURPHY, now directing Paramount's "Glamour Boy," will direct "Air Raid" as his next assignment.

Mohawk Sets Boston Deal

J. S. Berkson announces that a deal has been consummated with E. Kleine of Bay State Film Co. for the Boston territory, on the second group of sixteen Mohawk features.

100 First-Runs Take Rejected 'Aluminum'

(*Continued from Page* 1)

ment has been placing the nine-minute short made by the OEM film unit in New York by direct contact with the result that it is now playing in more than 100 theaters in key cities throughout the country.

Officials of the OPM here yesterday said the film was not rejected because of lack of entertainment, but rather because the Committee considered it too long. Whether cheered by the result of the direct contacts, they said there are no plans to cut the film, indicating they will continue to book it directly.

Approximately 200 prints of "Aluminum" are now available for bookings, it was said at the OEM offices at 1600 Broadway here yesterday. Exhibs. desiring to play the subject may obtain prints without charge by applying there.

NBC will televise the reel here tomorrow, and it is set as a first-run at the New York Roxy, the Paramount in Los Angeles, and leading houses in San Francisco and Chicago, among others, according to the OEM.

JOAN:
We can't let him die—for something he didn't do.
HARRIS:
If I could only find some bit of new evidence, I could get a stay.

HURRICANE SMITH
RAY MIDDLETON · JANE WYATT
Harry DAVENPORT · J. Edward BROMBERG
Henry BRANDON
BERNARD VORHAUS—Director
Screen play by ROBERT PRESNELL
Original story by CHARLES G. BOOTH
A Republic PICTURE

Emphasis on Comedy and Drama for Early '41-42

July's 92 Features Topped By 40 Dramas, 27 Comedies; Musicals In Third With 15

(Continued from Page 1)

three; Monogram and PRC each have two on the list, while Columbia, RKO Radio, Alexander Korda, Edward Small, and Walter Wanger will make one apiece.

Comedy schedule is topped by M-G-M with six; Columbia, RKO and Universal each list four; Paramount and 20th-Fox will make three; PRC, two, and Warners one.

Musicals are scattered as follows: Monogram, three; Columbia, M-G-M, Paramount, 20th-Fox and Republic, each two, and Warners and Hal Roach, one. Republic and Monogram schedule three westerns while one each will be made by Columbia, Paramount, Universal and PRC.

Warners list the heaviest July shooting schedule, 12 features. M-G-M and 20th-Fox will make 11; Paramount and Universal, 10; Columbia, Republic and Monogram, eight; RKO and PRC, five, while Korda, Small, Roach and Wanger will make one each.

Titles of the month's scheduled productions, by companies, are as follows:

COLUMBIA

"Bachelors' Babies," comedy; "Harmon of Michigan," football story; "You'll Never Get Rich," musical; "Three Girls About Town," comedy; "You Belong to Me," romantic comedy; "The Medico Hits the Trail," western; "The Gentleman Misbehaves," comedy-drama; "Go West, Young Lady," musical.

METRO-GOLDWYN-MAYER

"Female of the Species," comedy; "New York Story," drama; "Married Bachelor," comedy; an untitled Greta Garbo comedy; "Honky Tonk," melodrama; "When Ladies Meet," comedy; "The Chocolate Soldier," musical; "Whistling in the Dark," comedy-murder mystery; "Babes on Broadway," musical; "H. M. Pulham, Esquire," drama; "I'll Take Manila," comedy.

PARAMOUNT

"Louisiana Purchase," musical; "Sweater Girl," musical mystery; "The Remarkable Andrew," drama; "Stick To Your Guns," Sherman Hopalong western; "Reap the Wild Wind," drama; "Bahama Passage," drama; "Sullivan's Travels," drama; "Glamour Boy," comedy; "Take a Letter, Darling," romantic comedy; "Mr. Aldrich's Boy," comedy.

RKO RADIO

"Unexpected Uncle," romantic comedy; "Weekend for Three," romantic comedy; "Obliging Young Lady," romantic comedy; "Joan of Paris," drama; "Playmates," comedy.

TWENTIETH CENTURY-FOX

"Weekend in Havana," musical; "How Green Was My Valley," drama; "Small Town Deb," comedy romance; "Dangerous But Passable," comedy romance; "Swamp Water," drama; "A Yank in the RAF," drama; "Cadet Girl," musical; "Great Guns," Laurel and Hardy service comedy; "Confirm or Deny," melodrama; "Remember the Day," drama; "Between the Devil," drama.

UNIVERSAL

"This Woman is Mine," drama; "Almost an Angel," romantic comedy; "The Americanos," action; "Bombay Clipper," drama; "Hellzapoppin," comedy; "Ride 'Em Cowboy," Abbott and Costello comedy; "Badlands of Dakota," outdoor epic; "Terror of the South Seas," drama; "The Great Man," comedy; "Appointment for Love," romantic drama.

WARNER BROS.

"They Died With Their Boots On," drama; "Kings Row," drama; "New Orleans Blues," drama; "One Foot in Heaven," drama; "The Maltese Falcon," drama; "Captain of the Clouds," drama; "The Man Who Came to Dinner," comedy; "Across the Atlantic," drama; "High Towers," drama; "Sing, Baby, Sing," musical; "Black Widow," drama; "Background to Danger," drama.

REPUBLIC

"Doctors Don't Tell," drama; "Prairie Serenade," musical western; "Ice-Capades," extravaganza; "Kid Tinsel," drama; "The Bad Man of Deadwood," western; "Mercy Island," drama; "The Apache Kid," western; "The Texas Rangers," western.

MONOGRAM

"Saddle Mountain Roundup," Range Busters western; "Sweet Sixteen," college musical; "Sis, Boom, Bah," musical; "L'il Louisiana Lady," musical; "The Man With Many Faces," mystery drama; "Mr. Wise Guy," melodrama; "The Phantom Rider," western; "The Bad Man from Bodie," western.

ALEXANDER KORDA

"The Jungle Book," drama.

EDWARD SMALL

"The Corsican Brothers," drama.

HAL ROACH

"All-American Co-ed," streamlined musical.

WALTER WANGER

"Sundown," drama.

PRODUCERS RELEASING CORP.

"Reg'lar Fellers," comedy; "Mr. Celebrity," drama; "The Great Fib," comedy; an untitled jungle drama; a George Houston western.

Republic Pix Going Into Many Theaters for First Time as a Result of Consent Decree

San Francisco—Republic's 1941-42 product is set to go into many theaters for the first time as a result of the New York consent decree, according to Prexy James R. Grainger, here on circuit deals.

Grainger pointed out that for the first time, due to the decree's provisions, a large number of houses will not be over-bought with "Big Five" films, thus assuring a break for such companies as Republic.

First deal to be set locally by Grainger was closed yesterday with the Joseph Blumenfeld circuit.

Lansdowne Anti-Trust Suit in Philly Ended

(Continued from Page 1)

settled through the leasing of the Lansdowne Theater back to S-W which once operated it. Plaintiffs sought $10,000 damages, charging unfair discrimination against the theater in supplying product. Case was scheduled to come for trial in the Fall.

Stanley-Warner originally took over the Lansdowne and later returned it to the owners who claimed that circuit houses were being favored in obtaining pictures. Suit was filed Nov. 21, 1939.

Browne's Indictment Stands, Court Rules

(Continued from Page 1)

gave no reason for its ruling. William Bioff, second defendant in the suit, did not join with Browne in asking for a dismissal.

Browne unsuccessfully argued that the anti-racketeering law was vague, indefinite and unconstitutional. He made a further contention that the facts detailed in the indictment did not constitute the commission of a Federal crime.

The ruling removes the last obstacle in the way of the trial, which has been ordered to proceed on Aug. 17.

"The Parson" Into the Roxy

Harry Sherman's Paramount picture "The Parson of Panamint" opens at the Roxy Theater, Broadway, on Friday.

"Blossoms" Leads "Pride"

"Blossoms in the Dust" is topping "Pride and Prejudice" grosses in first key city openings, M-G-M reported yesterday.

"SHOWMEN

should have no trouble with

'THREE COCKEYED SAILORS'

save that occasioned by

hanging out the S.R.O. sign!"

said Motion Picture Herald.

"'THREE COCKEYED SAILORS'

should prove popular at the

box-office!" said Daily Variety.

"How right they were, folks! The Granby in Norfolk held us over for 2nd smash week and Wilmer & Vincent has spotted us in ace houses in ace playing time!"

THREE
COCKEYED
SAILORS

Released thru United Artists

METRO-GOLDWYN-MAYER
READING DEPT.
JUL 29 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 17 NEW YORK, THURSDAY, JULY 24, 1941 TEN CENTS

20TH-FOX WILL PLUNGE WITH CO-OP ADS

To Conclude Crescent Prosecution Tomorrow

Aug. 4 Closing Seen As Defense Estimates Week To Present Its Case

Nashville—With Federal attorneys presenting their final exhibitor witness and promising to conclude their case by 4:30 P.M. tomorrow and defense counsel estimating the time for presentation of their witnesses at a week, the end of the Government's suit against Crescent Amusement Co., and affiliates is predicted by Aug. 4. Presiding Judge Elmer D. Davies has promised a decision

(*Continued on Page 6*)

Waxmann Asks Writ In Fight for Films

Philadelphia — Hearing will be continued today before Federal Judge Guy K. Bard, on the application of Harry Waxmann, Atlantic City exhibitor, for a temporary injunction to restrain Columbia from delivering two pictures to the New

(*Continued on Page 7*)

Nominating Committees Set Ascap's Board Candidates

Nominating committees yesterday presented Ascap's Board with the names of the candidates for 12 places on the Society's directorate.

Ballots will be mailed out to all

(*Continued on Page 2*)

Cuba's Pic Industry To Honor UA Manager

Havana — Henry Weiner, United Artists' local manager, one of the pioneers of film distribution here, will be awarded a gold medal on the night of Aug. 2 at the America Theater by the Association of Motion Picture Writers in recognition of the outstanding contributions he has made to the local film business during the past 20 years. On the morning of that day in the Rio Cristal a banquet will be tendered in his honor by Cuba's distributors, exhibitors, the press, film associations, and his many friends.

Dominion Gov't May Rule "Service Charge" For Theater Giveaways as Taxable Admish

Ottawa—Dominion Government, according to reports here, may take a further tax potshot at Canadian exhibs, requiring theaters using giveaways to figure in the "service charge" as part of the admission price, with the over-all subject to the new 20 per cent levy.

Situation is muddled by the fact that some theaters levy no "service charge" for giveaways, while others absorb part of the cost of the premium offered.

Theater Authority Benefits Face Tax

Washington Bureau of THE FILM DAILY

Washington — Bureau of Internal Revenue has ruled that all benefits handled through the Theater Authority are no longer tax exempt. It is also reported here that decision may possibly be made which would nullify tax exemption on all benefits.

Theater Authority, while accepting the Government ruling, expects to move for revision of tax measure so that ruling would be lifted in the future whenever country is no longer in state of emergency.

"Life With Father" Set To Play RKO Theaters

Two touring companies of Oscar Serlin's hit play, "Life With Father," will be presented in a number of RKO film theaters under a contract signed by Serlin and George J. Schaefer, president of RKO. Initial

(*Continued on Page 6*)

20th-Fox to Employ Two Contract Forms

A master contract and a "short form of contract" will be used by 20th Century-Fox in the selling of product under the consent decree.

Under the plan, the first contract the exhibitor signs will contain all the necessary clauses and will be the master contract for the year. Subsequent contracts will be brief and will merely give the essential data as to town, state, theater, etc., terms of the sale of the individual pictures and playing arrangements. A clause will provide that all terms of the master contract will apply to the subsequent sales.

Defense Stamp Quiz Night Pioneered by Miami Exhib.

Tampa, Fla.—Norman Kirkconnel, manager of the Royal theater, has inaugurated "U. S. A. Defense Stamp Quiz Night," a variation of a quiz show which has been presented

(*Continued on Page 7*)

$7,206,466 Loew 40-Wk. Net

Earnings Off $789,928 from 1940's Figure

Net profit of Loew's, Inc., for the 40 weeks ended June 5, 1941, was $7,206,466, earning $52.98 per share on the preferred stock and $3.92 per share on the average common stock. For the same period last year, Loew's earnings were $7,996,394, or $789,928 in excess of the period just ended.

Loew's share of the operating

(*Continued on Page 7*)

GTE Second Quarter Net Increases to $258,014

General Theaters Equipment Corp. and subsidiaries, excluding Cinema Building Corp., report for the three months ended June 30, net profit of $258,014 after provision for depre-

(*Continued on Page 7*)

List of 582 Papers in 165 U. S. Cities Set; Company To Increase Outlay 50%

Twentieth-Fox will use co-op ads for 30 major 1941-42 productions in approximately 582 newspapers in 165 key cities in the 31 U. S. territories, it was learned yesterday with the return to New York of Charles E. McCarthy, company's ad-publicity director, from the Coast.

Co-op newspaper advertising will constitute the backbone of local key run campaigns on all percentage pix, and the budget employed by 20th-Fox will represent an increase of at least 50 per cent in what the company itself paid in co-op advertising this season.

McCarthy's 1941-42 plans, as out-

(*Continued on Page 6*)

Exhibitors Favor 3rd National Body

Endorsements of Harry Brandt's suggestion for a third national exhibitor association have been received by the ITOA from a large number of theater owners. Several

(*Continued on Page 7*)

Al Suchman Leaves CAE For Schine Executive Post

Al Suchman, who for some 14 years has served as head film buyer for Consolidated Amusement Enterprises, and as executive assistant

(*Continued on Page 2*)

20th-Fox Files Suit Against Minn. Law

Minneapolis—Twentieth Century-Fox, last of the companies affected by the N. Y. consent decree to take action against the Minnesota blocks-of-five law, yesterday filed a suit claiming the act is unconstitutional. Trial was set for July 31 but all five of the similar actions, are expected to be tried at the same time.

THE NEWSPAPER OF FILMDOM THE FILM DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 17 Thurs., July 24, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Wednesday, July 23)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	5¼	5¼	5¼	— ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10	9¾	9¾	— ¼
East. Kodak	139½	139	139	— 1
do pfd.	176	176	176	— 1¼
Gen. Th. Eq.	13⅞	13¾	13¾	— ¼
Loew's, Inc.	33⅝	32⅞	33	— ¼
do pfd.	109½	109½	109½	+ 2
Paramount	12	12	12	.....
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	....	....	....	.....
Pathe Film	13½	12⅞	13¼	+ 1⅛
RKO	3⅜	3⅜	3⅜	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	6⅞	6⅞	6⅞	— ⅛
20th Century-Fox pfd.	19½	19½	19½	+ ¼
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4½	4⅜	4⅜	— ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46	105	104⅝	104⅝	— ⅛
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	2	2	2	+ ⅛
Technicolor	9½	9⅜	9½	+ ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	6⅝	6⅝	6⅝	.....

N. Y. OVER-THE-COUNTER SECURITIES

	High	Low	Close	Net Chg.
Universal Picts.	....	....	....	.....

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	62¼	65¼
Roxy Thea. Bldg. 4s 1st '57	58½	62

IT'S A TREAT—
The NEW 65 cents and up LUNCHEON, under the new policy and new management of—
La HIFF'S TAVERN
The Industry's
MEETING and EATING PLACE
156 W. 48th St. CHickering 4-4200

ALONG THE RIALTO
with
Phil M. Daly

● ● ● JIMMIE Fidler......who to the surprise of Phil M...... and exhibs. generally......gave a columnar benediction......to the industry decision......to halt the reviewing of pictures......far ahead of release dates......touched upon one point......that in itself should be sufficient......to justify the industry's action......and silence those Coast correspondents......who have been muttering in their beards ......Jimmie, asking......"What possible advantage......can they gain from praise......that is forgotten by the time......the pictures reach theaters?"......goes on to say......"It's even possible...... that the public......vaguely remembering reviews......and the titles of pictures...... may think they are being shown old films......and, consequently, avoid seeing them"......Possible?......You bet! ! !

▼ ▼ ▼

● ● ● *CAPTAIN Barney Oldfield......one-time champ film seer for the Lincoln (Neb.) Journal......has been ordered radio publicity director......of the Second U. S. Army......with headquarters in Memphis......Job probably means the next 90 days in Southern maneuvers......under Lt. General Ben Lear......—author of the now famous "Yoo-Hoo" incident. . .* ● *No grass grows under the tootsies......of Arnold Berger......manager of the Drive-In Theater, St. Louis County......He watches the birth records......and then informs fond parents......that their babies will not annoy......other patrons at his pic house......where the cash customers sit in the family bus......and enjoy the show...... Fine publicity, that, for future results. . .* ● *Abe Gumbiner of the Gumbiner theater circuit......out Chi. way......has been named chairman of the Leo N. Levy Memorial Hospital Drive......*

Nominating Committees Set Ascap's Board Candidates

(Continued from Page 1)

members during the next week and results of the election will be announced at a general membership meeting next month. Nominations, with three to be elected in each group, are:

Standard Writers—Deems Taylor*, Oley Speaks*, Philip James, Clara Edwards, Horace Johnson, Geoffrey O'Hara, John Tasker Howard, Harvey Enders.

Popular Writers—Edgar Leslie*, John Mercer*, Otto Harbach*, L. Wolfe Gilbert, George Whiting, Stanley Adams, Lee David, Dorothy Fields, Richard Rodgers.

Standard Publishers—Walter Fischer*, Gustave Schirmer*, John Drain, Carl T. Fischer, A. Walter Kramer, W. Deane Preston, Jr.

Popular Publishers—J. J. Bregman*, J. J. Robbins*, Will von Tilzer*, Edwin H. Morris, R. F. Murray, Lester Santly.

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* Present incumbents.

Golden To Represent Industry in OPM

Washington Bureau of THE FILM DAILY

Washington—Nathan D. Golden, Department of Commerce industrial consultant, yesterday was named by the Department to represent it in matters in the Office of Production Management affecting the motion picture industry.

Al Suchman Leaves CAE For Schine Executive Post

(Continued from Page 1)

to Laurence S. Bolognino, circuit's vice-president, has resigned his post to join the Schine circuit in an executive capacity, effective on Monday, next.

Since 1919, Suchman has been associated with the exhibition field, both in sales and booking. His former affiliations include Universal, Columbia, Selznick, and American Releasing Corp.

He will headquarter in Gloversville, N. Y., hub of the Schine interests.

No Paramount Stock Held By the British Government

Although the British Government has been a relatively large stockholder in Paramount Pictures Inc. in the recent past, no Paramount securities were involved as collateral in the current $425,000,000 loan to Great Britain because Paramount over a year ago re-purchased $600,000 of the company's first preferred stock from the British government, Stanton Griffis, chairman of Para.'s executive committee, pointed out yesterday.

COMING and GOING

HERMAN WOBBER and other 20th-Fox executives returned yesterday from the Coast after attending the annual convention.

HARRY MANDEL, Warner exchange head in Chicago, has been spending a vacation in Wisconsin.

SONJA HENIE is at the Waldorf.

JAMES COSTON, Warner zone manager in the Chicago area, and ROBERT KENNEDY, HARRY TURRELL, L. H. BARRON and CHARLEY RYAN, also Warner executives in the Chicago area, are vacationing in different parts of the country.

ERNST SCHOEDSACK, cameraman, has arrived in England to film material for "The Eagle Squadron," being produced by Merian C. Cooper.

DR. A. J. CRONIN is expected here shortly from Maine.

FRANK LIBERMAN of the Warner Bros. publicity department left yesterday for Chicago. He returns in about a week.

BILL BRUMBERG, Warner field man in Washington, has returned to that city following home office conferences.

G. R. KEYER, foreign publicity manager in the Warner Bros. home office, will spend a week in Hollywood starting Aug. 4.

EMERY HUSE, SMPE prexy, arrived in New York yesterday from the Coast to attend organization's directors meeting today.

M. E. MOREY, Republic's Boston branch manager, and SAM SELETSKY, branch manager in New Haven, have returned to their respective headquarters, following a business trip this week to New York.

ROSEMARY PATTERSON, president of the New Haven Metro Pep Club, is vacationing at Virginia Beach.

FRANKLYN FERGUSON, manager of the Whitney, Hamden, is on leave and touring Canada and Nova Scotia.

DECHANTEL SMITH, chief accountant of the Paramount exchange, New Haven, is taking the Great Lakes boat trip.

LOU WEINBERG, Columbia sales executive, left yesterday on business for New Orleans. He will be away for a week or ten days.

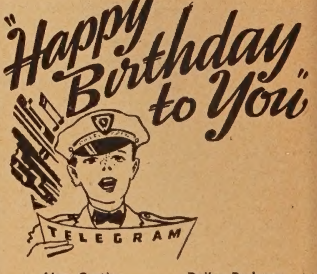
M. O. Reilly Funeral Held

Virginia, Ill. — Funeral services were held here for Melvin Oliver Reilly, 68, veteran theater operator who died suddenly. Reilly, who formerly operated several houses at Waterloo, Ia., moved to Virginia a year ago and operated a string of houses near Virginia. He is survived by his widow, Mrs. Ida Reilly and a stepson, Joseph Detellens of Virginia.

Gus M. Greenebaum Dead

Chicago—Gus M. Greenebaum, 77, former Chicago theater owner, died at his home, after a long illness.

"Happy Birthday to You"

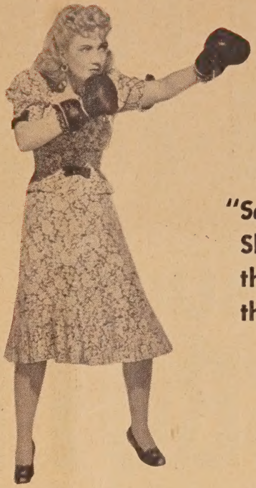


Alan Curtis Dailey Paskman
Nick Tronolone

AT THE PREVIEW OF "RINGSIDE MAISIE"

(California Theatre, Huntington Park, Cal.)

"From the opening gong they cheered her."



"Sock! She's got them on the ropes!"

"She's wading in for a knockout!"

"The winnah!"

"All my other romances were preliminaries. Boys, this is the main event!"

M-G-M's Great Summer Shows pack one wallop after another. Here's a new honey to sweeten the gate receipts! And as we go to press, the wires are sizzling with reports of still another M-G-M hit just previewed. Watch for "WHISTLING IN THE DARK"!

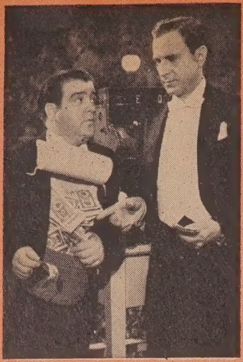
RINGSIDE MAISIE

starring

ANN SOTHERN

with **GEORGE MURPHY**
ROBERT STERLING

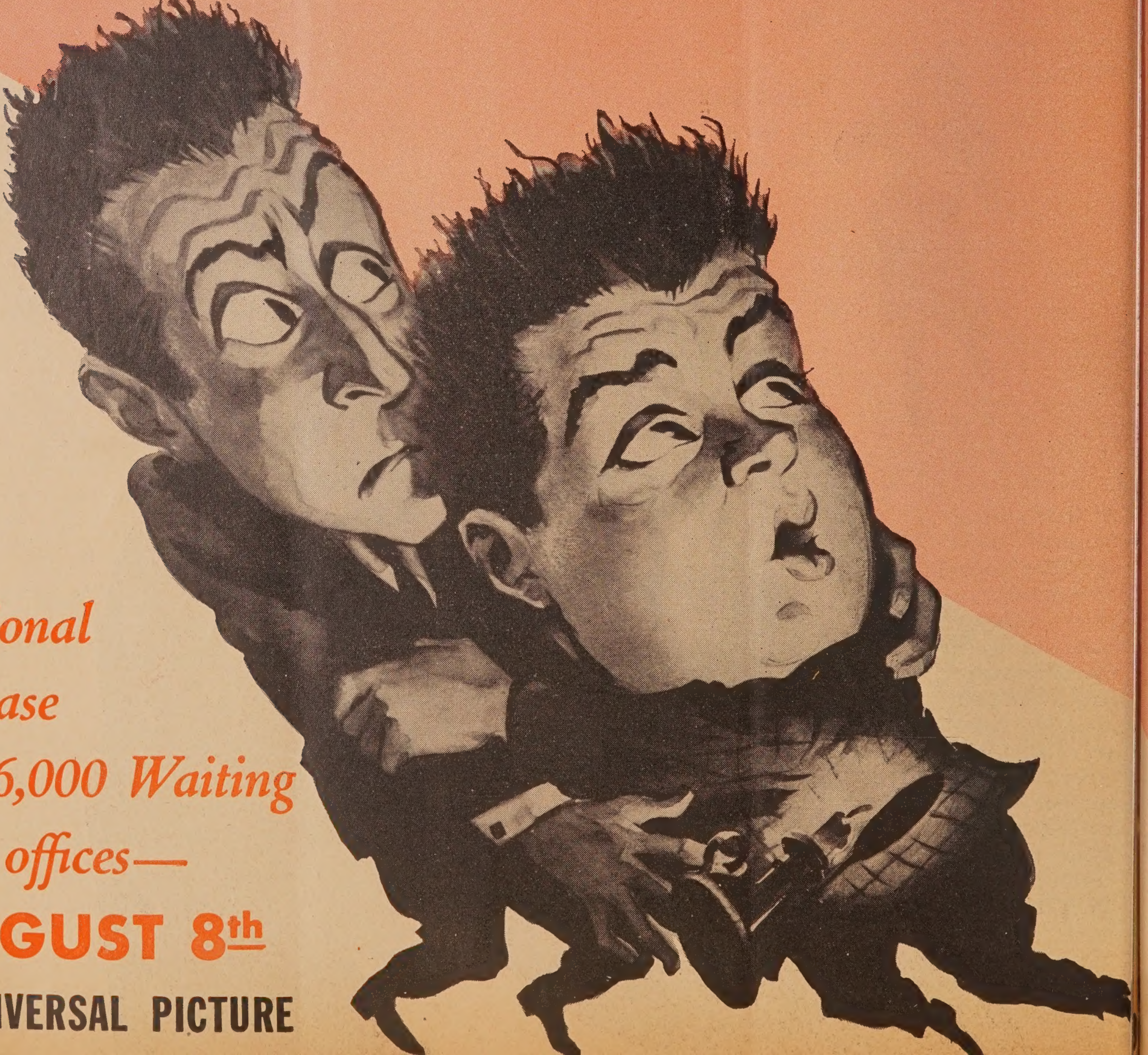
Virginia O'Brien • Natalie Thompson • Original Screen Play by Mary C. McCall, Jr. • A Metro-Goldwyn-Mayer Picture • Directed by Edwin L. Marin • Produced by J. Walter Ruben



THE FOUNTAIN OF PLENTY—Flows on *From* ***UNIVERSAL***

WITH

BUD ABBOTT and **LOU COSTELLO** *in*



National Release to 16,000 Waiting Box offices—

AUGUST 8th

A UNIVERSAL PICTURE

"HOLD THAT GHOST"

with

RICHARD CARLSON **JOAN DAVIS** **MISCHA AUER**

The ANDREWS SISTERS

TED LEWIS AND HIS ENTERTAINERS

Screen Play by Robert Lees • Fred Rinaldo • John Grant
Original Story by Robert Lees • Fred Rinaldo

Directed by
ARTHUR LUBIN

Associate Producers:
BURT KELLY • GLENN TRYON

Crescent Action Seen Finished by Aug. 4

(Continued from Page 1)

within 24 hours after close of arguments.

Max Buchanan, in 1939 proprietor of Buchanan Amusement Co., Athens, Ga., considered one of the Government's "ace" witnesses, told of competition between his theater, the Bama, with two theaters (later three) owned and operated by Louis Rosenbaum, of Muscle Shoals Theaters, Inc. Buchanan claimed that Rosenbaum cut admission prices until the take at the Bama was not sufficient to meet expenses. He also charged that he was unable to obtain sufficient films.

Cross-examined by Edward J. Raftery, on behalf of United Artists, Universal, and Columbia, concerning rejection of his application for renewal of a contract with United Artists, the unsatisfactory character of Buchanan's account was revealed as the reason for rejection of the application, not a conspiracy with competing theaters.

Letters and other items of communication were introduced to show that the witness was well supplied with Little Three product. The testimony also brought out that when Buchanan opened the Bama he contracted for 21 Paramount pictures, but placed only one.

After opening the Bama in May, in July, 1939, Buchanan sued both Louie Rosenbaum and Tony Sudekum in Alabama Federal Court, asking $100,000 damages . When he sold the Bama to Rosenbaum, in January 1940, settlement of this suit was included in an $8,000 payment for the house.

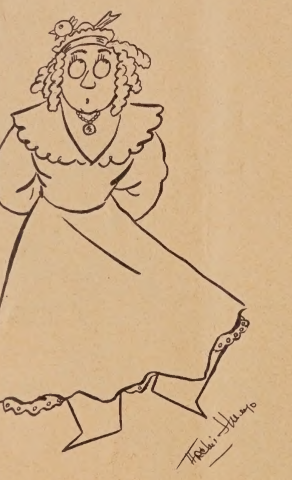
Buchanan testified to writing the Department of Justice and explained registered letters to certain distributors as efforts on his part to secure "written evidence."

It is contended by Louie Rosenbaum and Mrs. Tony Sudekum, owners and operators, that Muscle Shoals Theaters, Inc. has no connection with Crescent Amusement Co.

Beat Pans Off Nazis

Merle Oberon, star of UA's "Lydia," was guest of honor at an Aluminum Drive Breakfast held at noon yesterday in Sherman Billingsley's Stork Club in the interests of collecting the metal in the Greater New York area for National Defense. Representing UA were Monroe Greenthal, and Albert Margolies. Theme of the breakfast was "Beat the Pans Off the Nazis."

Later, Miss Oberon rang Manhattan doorbells in a block-to-block canvass to raise funds for the USO.



• ARCHIE MAYO TAKES A BRIEF RESPITE FROM THE MEGAPHONE TO TAKE A PEN AND INK SOCK AT JACK BENNY WHO AS "CHARLEY'S AUNT" IS A BOX-OFFICE SOCKEROO.

20th-Fox to Plunge With Co-op Ads

(Continued from Page 1)

lined at the Coast convention last week, are comprehensive. Twentieth-Fox will use radio whenever its use will serve box-office purposes or whenever a production adapts itself to etherizing.

A Radio Bureau has been set up for the purpose of weekly keeping radio commentators and radio editors of newspapers with news of the company's screen offerings and personalities. This material will be distributed in the form of a weekly Broadcasting News-Letter which will be mailed from the Home Office.

Spot-news will be telegraphically made available to radio commentators, as well as the radio and motion picture editors whenever it develops, according to McCarthy's plans.

Radio transcriptions of musical numbers will be made available to indie stations, so long as the Ascap-BMI controversy exists. In addition, Decca, Victor, Columbia and Brunswick records tieups will be available on all musical productions.

A tieup, whereby picture credit is audibly given, has been negotiated with makers of records featured by the thousands of "juke" boxes in use throughout the U. S.

McCarthy intends to concentrate on 170 key cities as permanent bally points, with the Home Office handling five in the metropolitan area and the company's nine field promotion men the other 165.

"Life With Father" Set To Play RKO Theaters

(Continued from Page 1)

bookings include RKO houses in Columbus, Rochester, Providence and several smaller theaters. Other engagements will follow.

Completion of the agreement brings to a head Serlin's long-standing desire for closer collaboration between film and legitimate theater interests

Schaefer declared that "Life With Father" would have the full co-operation of the RKO organization, but pointed out that the bookings do not mean that RKO embarks on a general policy of playing road attractions indiscriminately. It was said, however, that Serlin and others predicted similar arrangements would be established between booking executives and theater circuits in subsequent seasons.

Serlin for some time has been at odds with the United Booking Office.

Syracuse, N. Y.—RKO-Schine Empire here is expected to reopen in the Fall with stage shows.

Rites for Dick Hill

West Orange, N. J.—Funeral services were held for Richard W. Hill, 34, of this city, Essex County district manager for Warner theaters.

» REVIEWS »

"Sun Valley Serenade"

with Sonja Henie, John Payne, Glenn Miller
and his Orchestra
(HOLLYWOOD PREVIEW)

20th-Fox 86 Mins.

OUTSTANDING ENTERTAINMENT IS RICH IN LAUGHS, DRAMA AND ACTION IS CERTAIN TO HIT THE BOX OFFICE BULL'S EYE.

(In 20th-Fox's First 5-Block)

The reaction of three hundred and fifty Fox salesmen and a Glendale preview audience certainly proved to Darryl Zanuck's satisfaction that the formula used in all the Henie pictures is still good stuff. All of the elements are there. The cast, excellently placed in their roles by Producer Milton Sperling, give fine performances, and Megger H. Bruce Humberstone adds another feather to his cap with his sterling direction of this cute yarn.

Former reaction to pictures of this type—that there was too much spectacle and not enough story—will never be mentioned by those who see "Valley." There is everything needed in this, laughs, action, drama, cute new twists and that superb Milton Berle humor.

The skating scenes are lovely. The much-touted new discovery black ice is a real innovation, and the scenes of Miss Henie and John Payne skiing are breathtaking.

You can also chalk up Milton Berle on you "Must" list. He should gain a lot of following after this one. Lynn Bari is another member of the cast who makes a hit. She does a lot to earn herself a name comparable to Oomph or ping.

There are whistling tunes here too. Mack Gordon and Harry Revel have done as good a job as they ever have done with the clefting of this opus.

John Payne, with the assistance of his hot-spot press agent Milton Berle, adopts a Norwegian refugee who turns out to be—to the consternation of everyone concerned—a beautiful girl, Sonja Henie. The band Payne belongs to, because of Lynn Bari's liking for Payne, is booked into the hotel at Sun Valley.

Miss Henie smuggles herself aboard the train taking the troupe West and shows up at Sun Valley to break up the Payne-Bari romance because she has decided to marry Payne.

She does her best to break up the romance but despite her efforts Payne and Miss Bari announce their engagement. Strong measures are necessary so Sonja tricks John into staying with her in a mountain cabin and they are discovered by his affianced who promptly breaks the engagement and Payne and Sonja take over.

CAST: Sonja Henie, John Payne, Glenn Miller, Milton Berle, Lynn Bari, Joan Davis Nicholas Brothers, William Davidson, Dorothy Dandridge, Almira Sessions, Mel Ruick Forbes Murray, Ralph Dunn, and Chester Clute.

CREDITS: Producer, Milton Sperling; Director, H. Bruce Humberstone; Screenplay Robert Ellis and Helen Hogan; Authors Art Arthur and Robert Harari; Lyrics an Music, Mack Gordon and Harry Revel; Danc Direction, Hermes Pan; Cameraman, Edwar Cronjager; Art Direction, Richard Day an Lewis Creber; Film Editor, James B. Clark Technical Direction (skiing), Otto Lang Musical Direction, Emil Newman.

DIRECTION, Superb. PHOTOGRAPHY Excellent.

Waxmann Asks Writ In Fight for Films

(*Continued from Page* 1)

Embassy, Atlantic City. Other defendants are Warner Brothers Circuit Management Corp. and Wielland Theater Company. D. Ben Kresch is attorney for Warners, Morris Wexler for Columbia, Milton Kamsler for Wielland, George T. Steeley, Carr and Krauss office, and George P. Aarons represents Waxmann.

The Waxmann claim is that his Astor and Hollywood, Atlantic City, bought successive runs after first-run Atlantic Ave., Atlantic City, but with the opening of the New Embassy recently, after the old Embassy was closed, the former was made a first-run under the Warners-Wielland and Lewis pool.

Waxmann claims his contract gives him clearance over any new houses built in the area, and that the Columbia pictures could not be put into the New Embassy under his contract. Hearing began yesterday, but was continued to allow the Judge to study contracts.

Macklin Arbitration Case Settled and Withdrawn

Milwaukee—Lee Macklin, operator of the Grand, New London, has withdrawn his complaint against Loew's, Paramount, 20th-Fox, RKO, Warner Bros., following settlement yesterday. Arbitration action charged companies with giving unreasonable clearance to Rio and Appleton theaters in Appleton.

Arbitrator Holds Technicality Defeats Arbitration Purpose

Washington Bureau of THE FILM DAILY

Washington—"Splitting hairs over legal technicalities would defeat the purpose of the arbitration agreement," Arbitrator Louis M. Denit held yesterday in denying motion by defendants' attorney that a portion of the K-B Amusement Co. case be dismissed on a technicality.

K-B is complaining against clearance granted Uptown and Calvert over its Apex. Defendants contended that since there is no lapse of time betwen end of run at the Uptown and time it is available to Apex, there is no clearance under the meaning of the consent decree and that therefore, the portion of the complaint applying to Uptown should be dismissed

WEDDING BELLS

Engagement is announced of Eileen Creelman, motion picture critic of the New York Sun, and Frederick Morgan Davenport, Jr. Wedding will take place in mid-August in St. Luke's Episcopal Church, Marietta, O.

400 20th-Fox Men Now Wear Uniforms

Twentieth-Fox now has more than 400 employes here and abroad in uniform. Total includes 130 at U. S. training camps. Highest ratio of men in the service to total number of employes is claimed by Terry-Toons, which has seven serving Uncle Sam.

Defense Stamp Quiz Night Pioneered by Miami Exhib.

(*Continued from Page* 1)

weekly for four years. Questions for which defense stamps are paid, are mailed in by the audience. The contest is conducted much like the old fashioned spelling bee,—a contestant remaining on the stage as long as he answers questions correctly. Contestants are taken from the audience, and each receives a book containing a certain amount of defense stamps. More stamps are awarded for each question answered. The climax comes at the conclusion of the program when anyone in the audience is allowed to take a chance at answering a special question for a bonus award. If the question is not answered the stamp award is added to next week's prize.

Treasury to Permit Defense Bonds as Bank Night Awards

Washington Bureau of THE FILM DAILY

Washington — If movie theaters want to use defense savings bonds as prizes for Bank Night and Bingo games, the Treasury Department will not interfere, it was indicated here yesterday following reports that theaters in Chicago and other cities have made plans for such use of the bonds.

On the other hand, while the Treasury will do nothing to halt such use of the bonds it will do nothing, certainly in an official sense at least, to encourage this method of selling. This will be left entirely up to the theater owners themselves and local authorities.

New War Dept. Training Film

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth-Fox is making "The Articles of War," War Dept. training film, for the Research Council. Eugene Forde directs.

Saybrook Theater Complaint Dismissed Following Hearing

New Haven — Complaint of the Saybrook Theater asking national release date availability for the house was dismissed by A. G. Gulliver, arbitrator, following a hearing on Tuesday. The Saybrook protested against having to follow the Garde Theater, New London.

Defendants, RKO, Warner Bros. and Loew's, contended that under Section VIII of the consent decree, under which the complaint was brought, a clearance change could be granted but not a change of run.

GTE Second Quarter Net Increases to $258,014

(*Continued from Page* 1)

ciation and for estimated Federal income and excess profits taxes. This compares with net profit of $195,637 reported for the corresponding quarter last year.

The deduction for Federal taxes in the second quarter includes provision for estimated normal tax of $111,825 and for excess profits tax of $19,428, both at the prevailing rates, and a reserve for possible additional normal and excess profits taxes of $100,000.

As of June 30, the corporation had 585,752 shares of capital stock outstanding compared with 592,497 shares a year ago.

2½% of Weekly Salary for USO

Chicago—Warners Theaters here, participating in the USO drive, is suggesting that employes give "at least 2½ per cent of one week's salary." Warner Theaters quota in the campaign is $700.

Exhibitors Favor 3rd National Body

(*Continued from Page* 1)

of the letters sent in, it is reported, were from prominent operators, one of whom is a national figure.

Consensus of the letters assert that neither of the present national bodies are fitted to the times and that an organization with "new blood" is necessary.

Whether Brandt intends to launch a new national organization has not been determined but it is understood that the ITOA will go along with any movement in that direction. Apparent willingness of exhibitors to co-operate may result in the formation of another association, according to reports here.

Loew 40-Week Net Off From 1940 Period

(*Continued from Page* 1)

profit after subsidiaries' preferred dividends was $15,120,462. Reserve for contingencies was $3,100,000 and reserve for depreciation was listed at $2,628,270. Reserve for Federal income taxes was put down at $2,275,726.

PROSECUTING ATTORNEY:
And I say to you, Gentlemen of the Jury, that this man is guilty of one of the most despicable murders ever committed.

HURRICANE SMITH
RAY MIDDLETON · JANE WYATT
Harry DAVENPORT · J. Edward BROMBERG
Henry BRANDON
BERNARD VORHAUS–Director
Screen play by ROBERT PRESNELL
Original story by CHARLES G. BOOTH
A Republic PICTURE

THE GREATEST COMEDIAN OF OUR TIME IN BRANDON THOMAS' IMMORTAL COMEDY!

This is Benny!

JACK BENNY

in

CHARLEY'S AUNT

with

KAY FRANCIS • JAMES ELLISON

and Edmund Gwenn • Anne Baxter
Reginald Owen • Laird Cregar • Arleen
Whelan • Ernest Cossart • Richard Haydn

Directed by Archie Mayo • Produced by William Perlberg • Screen Play by George Seaton

20th Century Fox

METRO-GOLDWYN-MAYER
READING DEPT.
JUL 2 '41
L 2 9 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 18 NEW YORK, FRIDAY, JULY 25, 1941 TEN CENTS

GAS RATIONING PLAN WILL AFFECT B. O.

Judge Excludes Crescent Data Since Suit Filing

Government Fails in Effort To Introduce Agreements Dated Since Aug. 11, 1939

Nashville — Federal counsel, directed by Robert L. Wright, special assistant to the attorney general, made a determined effort yesterday to get into the records sufficient evidence to convict 20th Century-Fox of conspiracy with Crescent Amusement Co. and affiliates in withholding its product from independent distributors in Crescent towns. Four witnesses were H. G. Ballance, Southern district manager, Paul S.

(Continued on Page 8)

See Indie Victory In K-B Decision

Washington Bureau of THE FILM DAILY

Washington—A major victory for independent exhibitors was seen here in the arbitration case decision between K-B Amusement Company and Loew's with Warners as intervenor. Following the long drawn out hearing, the arbitrator yesterday handed down a decision favoring K-B.

K-B complained against seven days clearance of the Calvert and run prefernce of the Uptown over its

(Continued on Page 8)

U. S. Assigns Mediator To Disney Studio Strike

West Coast Bureau of THE FILM DAILY

Hollywood — Commissioner James F. Dewey of the Department of Labor's conciliation service, crack Governmental trouble-shooter, will arrive here Monday to attempt to mediate the Walt Disney studio

(Continued on Page 8)

"Bingo for Defense" With $25,000 Prizes

Chicago — "Bingo for Defense," new pix stimulant, is catching on with local indies, according to Harry Smythe. Already signed is the entire Essaness circuit. When in full operation, Smythe expects to utilize $25,000 weekly in Defense Savings Stamps and Bonds as prizes.

"FOR SALE TO THE LOWEST BIDDER"

Ohio ITO, Via Pete Wood, Suggests Distributors Bid for Playdates of Its Members

Columbus, O. — Distributors are given the opportunity to bid for playdates in theaters of the ITO of Ohio, according to a gag poster sent out by Pete Wood, secretary of the organization. The card, measuring 22 by 14 inches, presumably will be on display in the managers' offices when the salesmen come around to make deals.

Reversing the order of things, the card leads off with "For Sale to the Lowest Bidder." It then goes on to announce that: "This theater offers to the lowest bidders among the distributors of motion pictures three hundred sixty-five (365) new-and-never-before-used playdates during the 1941-42 season.

"All bids for these valuable and unused playdates (or designated fractions thereof) must be submitted in writing and should specifically de-

(Continued on Page 7)

Advance Guard Off For Warner Parley

Advance guard of delegates to Warners national sales convention is on its way today to Chicago, where the sessions will be held at the Blackstone Hotel, July 28-Aug. 1 with General Sales Manager Gradwell L. Sears presiding, and Jack

(Continued on Page 7)

Two Subsidiaries Merged With Nat'l Screen Service

National Screen Service Corp. yesterday announced that its subsidiaries, National Screen Accessories, Inc. and Advertising Accessories, Inc., have been merged into Na-

(Continued on Page 3)

Conn. Allied Wants 5 Screenings Daily

New Haven—Allied Theater Owners of Connecticut will petition each of the five consenting companies to hold five screenings in one day, thereby enabling exhibitors to set aside a day for the output of one company and minimize the expense of travel and loss of time. Action

(Continued on Page 8)

Mexican Prospects Bright, Reports Urbina, UA Mgr.

Steady improvement in business conditions in Mexico has been of benefit to the picture business and prospects are even brighter for the

(Continued on Page 7)

Warners Sign Frank Capra

Will Make "Arsenic and Old Lace" as Film

Frank Capra yesterday signed on the dotted line with Warners to produce and direct the company's screen version of the Broadway hit, "Arsenic and Old Lace," rights to which cost Warners approximately $175,000 early in the year.

Deal was disclosed in a wire to the home office from Jack L. Warner on the Coast.

The Warners-Capra deal was al-

(Continued on Page 3)

Pa. Censors Halt Private Preview of 2 Soviet Pix

Philadelphia — Scheduled private preview of two Russian pictures, "Soviet Border" and "Red Army," was called off Wednesday night when the Pennsylvania State Board of Censors asked the owners of the film not to show them as such screen-

(Continued on Page 8)

Small Town Biz Seen Badly Hit by Proposal; Nabes in Large Cities Might Benefit

Gasoline rationing plan for the East and possibly other sections reported taking shape in Washington contemplates a maximum annual allotment of 300 gallons, according to information reaching trade circles here. That would mean a possible weekly ration of about six gallons.

Plan, if it materializes, would cut deeply into theater biz in small towns where exhibs. count on drawing rural patronage from up to a 40 or 50 mile radius, and, to a somewhat lesser extent, would curtail urban grosses. Downtown houses in the cities, it is felt, would be hit, with nabes, of course, benefiting.

The Federal Government, it is

(Continued on Page 3)

Goldwyn to Produce "Spitfire" in U. K.

West Coast Bureau of THE FILM DAILY

Hollywood—Sam Goldwyn will enter British production via "Spitfire," co-starring Leslie Howard and David Niven, with Howard directing, it was announced here yesterday.

Pic will be biographical being based on the life of R. J. Mitchell,

(Continued on Page 7)

Pathe Film Will Sell Interest In DuPont Film

Sale of Pathe Film Corp.'s interest in DuPont Film Manufacturing Corp. to the E. I. du Pont de

(Continued on Page 7)

KRS Fewer Prints Plan Nixed by CEA

London (By Cable) — CEA and KRS joint talks on film economies yesterday had stalled, with exhibitors contending that the distributor organization's proposal to reduce the number of copies means unscreenable prints. The KRS is re-examining this exhib. viewpoint.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 18 Fri., July 25, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Thursday, July 24)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9¼	9¼	9¼	— ⅛
Col. Picts. vtc. (2½%)	5⅜	5⅜	5⅜	+ ⅛
Columbia Picts. pfd.	....	....	....	....
Con. Fm. Ind.	....	....	....	....
Con. Fm. Ind. pfd.	9⅝	9⅝	9⅝	— ⅛
East. Kodak	139½	139½	139½	+ ½
do pfd.	....	....	....	....
Gen. Th. Eq.	13¾	13¼	13¼	— ½
Loew's, Inc.	33⅜	32⅝	32⅝	— ⅜
do pfd.	110	110	110	+ ½
Paramount	12	11¾	11⅞	— ⅛
Para. 1st pfd.	....	....	....	....
Para. 2nd pfd.	11¼	11⅛	11¼	....
Pathe Film	14⅛	13½	13½	+ ¼
RKO	....	....	....	....
RKO $6 pfd.	52	52	52	....
20th Century-Fox	6⅞	6¾	6¾	— ⅛
20th Century-Fox pfd.	19¼	19¼	19¼	— ¼
Univ. Pict. pfd.	....	....	....	....
Warner Bros.	4½	4⅜	4⅜	....
do pfd.	....	....	....	....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	....
Loew's deb. 3½s46	105	105	105	+ ⅜
Para. B'way 3s55	....	....	....	....
Para. Picts. cv. 3¼s47	95½	95½	95½	— ½
Warner Bros.' dbs. 6s48	94¼	93¾	93¾	— ¾

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	....
Radio-Keith cvs.	7-32	3-16	7-32	....
Sonotone Corp.	2⅛	2⅛	2⅛	+ ⅛
Technicolor	9½	9½	9½	....
Trans-Lux	⅞	13-16	13-16	—1-16
Universal Corp. vtc.	....	....	....	....
Universal Picts.	....	....	....	....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	62¼	65¼
Roxy Thea. Bldg. 4s 1st '57	59	63

Brooks Named Warners' Mexican General Manager

Mexico City (By Air Mail)—Oscar J. Brooks is Warners' new general manager here, succeeding J. G. Muhlen, resigned. Brooks until recently has been the local office's sales manager. He is a native of Mexico.

House to Tackle Tax Bill Next Wk. Under 'Gag Rule'

Washington Bureau of THE FILM DAILY

Washington—The House next week will start consideration of the defense tax bill under a tight "gag rule." Measure, estimated to yield $3,529,200,000, provides for reduction in admission tax exemption from 20 cents to nine cents, the abolition of existing exemptions to charitable institutions, churches and all other exemptions except to U. S. service men in uniform, and the imposition of a tax on billboards and on radio broadcasting.

The new billboards tax, a late addition to the bill, is estimated to yield $7,000,000. The rates are $5 on boards of less than 300 square feet; $8 on boards of from 300 to 600 square feet; and $11 on boards over 600 square feet.

Just before completing the bill, the House Ways and Means Committee struck out proposed excise taxes on candy and chewing gum, which would have yielded $18,200,000, and taxes on electric signs.

House passage of the measure next week in approximately its present form was virtually assured, leaders said.

Dance Carnival to Benefit Employes of London's NSS

Proceeds of tonight's dance carnival given by National Screen Service employes at the Hotel Edison will go to the men and women working for National Screen Service, Ltd., in London, many of whose homes have been destroyed by Nazi air raiders. Carnival program, a varied one, includes dancing, a concert, games, contests and p.a.'s by Gilbert Russell, Patricia Carroll, Marybelle Sharbut, Jacques Dallin and a half dozen "name" radio announcers who have appeared in NSS trailers.

SMPE Nominates; Roster Waits Upon Acceptances

SMPE's board met here yesterday and nominated officers for 1941-42, but there will be no announcement of nominees until formal acceptances have been received. Emery Huse, Prexy, here from the Coast, presided.

Kennahan Joins Warners

Hollis Kennahan, editorial staff writer and film critic on THE FILM DAILY for the past three and a half years, has resigned effective tomorrow to join Warners, where he will handle trade paper contacts. He succeeds Don Carle Gillette, who moves up to an editorial post under Mitchell Rawson, Eastern publicity manager.

Allan Forest Ill

Detroit—Allan Forest, star of silent days, and director for commercial film companies here for 10 years, is ill in Grace Hospital.

N'Orleans Branch Leads With RKO 5-Block Deals

At least 100 deals for RKO's first blocks-of-five pictures were negotiated on the last day of screening, it was announced yesterday. Leading the country was the New Orleans exchange, headed by P. M. Baker, which sent in 20 contracts for the initial group.

Twenty-eight deals were signed within an hour after the last of the first five screenings, it was reported. Branch managers air-mailed their first transactions to the home office along with photographs of the principals.

Warner Ad Conferences To be Held Periodically

Warners advertising field men will be called in for periodic home office confabs, probably every three months, it was learned yesterday. First huddle of its kind closes today after a five-day run at the h.o. with Mort Blumenstock presiding.

Hays Invites U. S. Army Champ

West Coast Bureau of THE FILM DAILY

Hollywood — Will H. Hays has wired Private Kenneth Wilkinson of Fort Lewis, Wash., champion movie goer of the U. S. Army to be guest of industry from July 27 to Aug. 1.

COMING and GOING

JOAN LESLIE, feminine lead opposite Gary Cooper in Warners' "Sergeant York" arrives in New York from the Coast on Aug. 11.

JERRY LEWIS of the Warner Bros. publicity staff leaves tonight for Chicago to meet **JESSE L. LASKY** and accompany him to Alexandria, Va., where they will pick up **SERGEANT ALVIN C. YORK** and escort him to Washington, D. C.

JOSEPH HUMMEL, Warner Bros. foreign department executive, is back from a South American tour.

MAX MILDER, Warner Bros. chief in England, has returned to London.

GEORGE LOUKIDES, formerly at the Poli, Waterbury, stopped in on the Loew-Poli circuit managers on his vacation from the Loew's, Wilmington.

MORRIS PERLSTEIN and wife, of Brockton and Randolph, Mass., spent several days with the Ben Louries, Columbia salesman at New Haven.

GEORGE FREEMAN, manager of Poli, Springfield is vacationing in Hyannis on Cape Cod.

HERBERT WILCOX and **ANNA NEAGLE** arrive here Tuesday from the Coast.

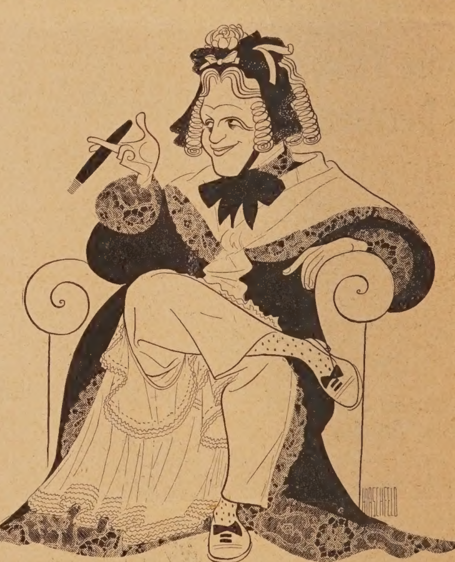
BEN GOETZ and **CLARENCE BROWN** will leave the Coast Sept. 9 for England.

DORIS WEINBERG, daughter of Lou Weinberg, Columbia sales executive, has arrived on the Coast for a six-weeks stay. She will be stopping with her father's sister, Mrs. Lillian Langley.

J. B. URBINA, United Artists Mexican manager, returned to Mexico yesterday via plane.

Col. Pic In Loew's State

Columbia's "Adventures In Washington" opens at Loew's State next Thursday.



• THAT CONNOISSEUR OF BEAUTY AND GLAMOR, BROADWAY'S FAMED MR. HIRSCHFELD, DOES AN INSPIRED CARICATURE OF JACK BENNY AS "CHARLEY'S AUNT".

Frank Capra Signed By Warner Bros.

(Continued from Page 1)

ways a possibility, discussions dating back to the delivery of Capra's "Meet John Doe" to WB.

"Arsenic and Old Lace" will be one of Warners' top pix for 1941-42 and is expected to be sold singly.

Production will start in eight or 10 weeks. Understood Capra will have a free hand in casting.

West Coast Bureau of THE FILM DAILY

Hollywood—Frank Capra was unavailable for comment last night but authentic sources believe his new arrangements with Warner Bros. does not mean that his deal with United Artists is off.

Ballet Russe in Technicolor Three Reelers for Warners

West Coast Bureau of THE FILM DAILY

Hollywood — Warners 1941-42 shorts lineup will include a series of Technicolor three reelers to be made by the Ballet Russe de Monte Carlo as a result of a deal signed with S. Hurok. First will be "Gaite Parisienne."

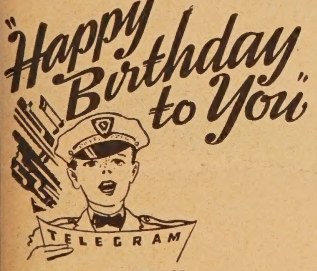
Two Subsidiaries Merged With Nat'l Screen Service

(Continued from Page 1)

tional Screen Service Corp. Business of the latter will be divided into three divisions, Trailer, Specialty Accessory and Standard Accessory.

Essaness Returns Duals To Five Chi. Houses

Chicago—Essaness Circuit has returned double feature programs to five houses, leaving singles in the Lamar, Oak Park only. Vice-prexy Emil Stern, says other theater double feature program competition was too strong.



JULY 25

William C. DeMille
Harry H. Zehner
Arthur Lubin
Mortimer D. Sikawitt
Bob Wolff
Phillipe De Lacey
Lila Lee
Al Pearce
Johnny Hines

JULY 26

Emil Jannings
C. L. Yearsley
Charles Butterworth
Nat Levine

JULY 27

Charles Vidor
Natalie Moorhead
Joseph Quillan
Lawrence Gray
Albert Wetzel

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● **ONE of the lads who covers the studio front......for a metropolitan daily......typed the other day that as a result......of the industry edict......ending the preview priority......heretofore enjoyed,.....by Coast syndicate critics and columnists......there was some talk by the latter......of "getting hunk"......through the publication of material......not exactly intended......to add lustre...... to the trade's reputation......**

▼ ▼ ▼

● ● ● *WHICH in the light of what......appeared in Paul Harrison's by-line Hollywood column.....in the New York World-Telegram Tuesday night......has Phil M. wondering....Harrison whose column is syndicated by NEA Service......devoted a paragraph to "aluminum admission days" at theaters......and had this to say......"Idea is that people......especially kids......will collect and turn in aluminum pans......and such......instead of money......at box-offices......Then the theaters will sell the scrap metal"......*

▼ ▼ ▼

● ● ● **READ over that last sentence a couple of times......and consider the effect upon the public......of the inference......that theaters across the country......are cashing in......and Phil M. means it literally......on the desire of the average American...... to do his bit......by turning over aluminum pots and pans, trim and whatnot......for the nation's defense......**

▼ ▼ ▼

● ● ● *SUCH a statement......whether written through ignorance......due to inadequate reportorial research......or any reason......is not only a gross libel......upon the showmen of America at large......but can prove damning and damaging ......to a degree Phil M. does not like to consider......*

▼ ▼ ▼

● ● ● **THE theater operators of these United States......are not engaged......in the scrap aluminum business......nor are they patrioteers......Loyal Americans, they are attesting that loyalty actively......in many ways......from the presentation of......selected informative Government films on some 11,000 screens......to reduced admissions for service men in uniform......from enthusiastic support of the USO......to participation in other campaigns......including the collection of old aluminum......all of which promptly is turned over to municipal committees......authorized to collect it......**

▼ ▼ ▼

● ● ● *THE service man in uniform today......can step up to thousands of theater box-offices......and purchase tickets ......at prices cut up to 50 per cent......and in some instances, still more......Contrast that......with reports brought back ......from training camps......of higher, not lower prices...... charged soldiers......by some restaurants......and some merchants......That's why......such statements as......"Then the theaters will sell the scrap metal"......(and presumably pocket the proceeds)......make Phil M. burn......and burn......and burn......*

▼ ▼ ▼

● ● ● **IT takes something like this......to cool him off...... Down in Miami......Paramount Enterprises......distributed 2,000 special tickets......among civic and other organizations......to be sold at a uniform price of 35 cents......and to be accepted......for any show......in any of the circuit's houses......Proceeds to go to the USO......And that's the sort of spirit......that today prevails ......among the theater men of America......**

Gas Rationing Plan Will Affect B. O.

(Continued from Page 1)

understood, would not directly issue the rationing cards; car owners rather would obtain them from the State Motor Vehicle Bureaus.

The proposed 300-gallon limit obviously would put a crimp in recreational motoring, particularly on week-ends, and theaters conceivably might find their Saturday and Sunday business aided to some extent as a result. But in this connection, it was pointed out that radio also stands to gain, and, according to the Gallup poll recently made for RKO, radio has a marked lead on films.

Voluntary curtailment of gas consumption in response to the recent Ickes request is reported as disappointing. The Wall St. Journal Wednesday declared that it is "increasingly evident" that more drastic measures will be necessary on the Eastern seaboard. The financial paper asserted that thus far in July demand for gas has been running about 12 per cent higher than a year ago throughout the U. S., while the demand for the first six and a half months was about 9 per cent up.

(Oil Coordinator Harold Ickes Tuesday asked the industry to build a $70 million pipeline to carry crude from Texas to New York. Ickes also recommended 40 to 50 new large high speed tanker ships and suggested immediate consideration of a products pipeline project to serve the Atlantic Seaboard. Neither these moves nor voluntary curtailment will prevent gasoline rationing in the East coast markets, however, defense officials believe.).

Al Pearce in Republic Pic

West Coast Bureau of THE FILM DAILY

Los Angeles—Al Pearce and his Gang will be starred in "Marines on Parade" at Republic. Fanchon & Marco, who have Pearce under contract, will act as associate producers. Arty Auerbach, Tizzie Lish, and Arline Harris have been signed for the film.

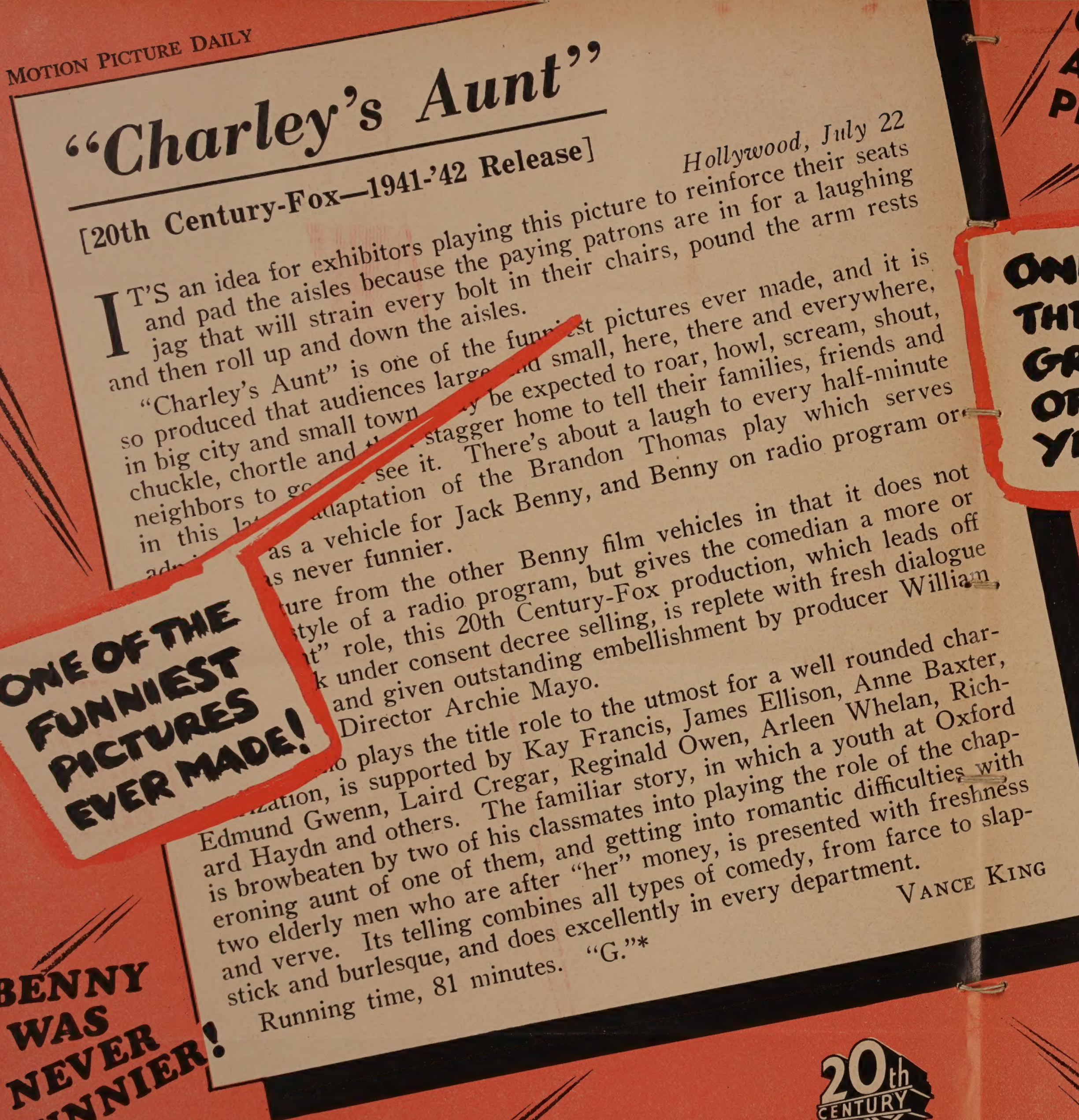
Porter In New Mono. Berth

Philadelphia—William C. Porter, booker at Monogram here and president of the local exchange union, is leaving to become a traveling auditor for the company. He is succeeded by Norris Rosen.

"York" to Open Aug. 8 In Asbury Park, N. J.

Asbury Park, N. J. — "Sergeant York" opens at the Mayfair Theater on Aug. 8 for a continuous run at advanced prices of 75 cents to $1.10.

Lee Blumberg will come here from the Warner home office to handle the opening, with Phil Engel and Mort Brill already in town on advance work.



MOTION PICTURE DAILY

"Charley's Aunt"

[20th Century-Fox—1941-'42 Release]

Hollywood, July 22

IT'S an idea for exhibitors playing this picture to reinforce their seats and pad the aisles because the paying patrons are in for a laughing jag that will strain every bolt in their chairs, pound the arm rests and then roll up and down the aisles.

"Charley's Aunt" is one of the fun[illegible]st pictures ever made, and it is so produced that audiences larg[illegible]d small, here, there and everywhere, in big city and small town [illegible]y be expected to roar, howl, scream, shout, chuckle, chortle and th[illegible] stagger home to tell their families, friends and neighbors to go [illegible] see it. There's about a laugh to every half-minute in this la[illegible]adaptation of the Brandon Thomas play which serves ad[illegible] as a vehicle for Jack Benny, and Benny on radio program or [illegible]s never funnier.

[illegible]ure from the other Benny film vehicles in that it does not [illegible]style of a radio program, but gives the comedian a more or [illegible]t" role, this 20th Century-Fox production, which leads off [illegible]k under consent decree selling, is replete with fresh dialogue [illegible] and given outstanding embellishment by producer William [illegible] Director Archie Mayo.

[illegible]o plays the title role to the utmost for a well rounded char[illegible]zation, is supported by Kay Francis, James Ellison, Anne Baxter, Edmund Gwenn, Laird Cregar, Reginald Owen, Arleen Whelan, Richard Haydn and others. The familiar story, in which a youth at Oxford is browbeaten by two of his classmates into playing the role of the chaperoning aunt of one of them, and getting into romantic difficulties with two elderly men who are after "her" money, is presented with freshness and verve. Its telling combines all types of comedy, from farce to slapstick and burlesque, and does excellently in every department.

VANCE KING

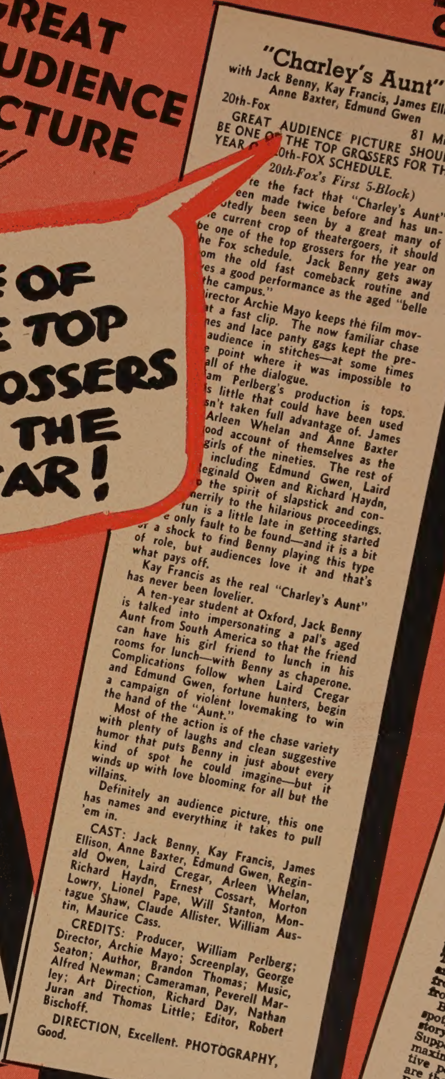
Running time, 81 minutes. "G."*

ONE OF THE FUNNIEST PICTURES EVER MADE!

BENNY WAS NEVER FUNNIER!

GREAT AUDIENCE PICTURE

ONE OF THE TOP GROSSERS OF THE YEAR!



THE Film DAILY

"Charley's Aunt"

with Jack Benny, Kay Francis, James Ellison, Anne Baxter, Edmund Gwen

20th-Fox 81 Mins.

GREAT AUDIENCE PICTURE SHOULD BE ONE O[illegible] THE TOP GROSSERS FOR THE YEAR [illegible]0th-FOX SCHEDULE.

[illegible] *20th-Fox's First 5-Block)*

[illegible]te the fact that "Charley's Aunt" [illegible]een made twice before and has un[illegible]tedly been seen by a great many of [illegible]e current crop of theatergoers, it should be one of the top grossers for the year on [illegible]he Fox schedule. Jack Benny gets away [illegible]om the old fast comeback routine and [illegible]es a good performance as the aged "belle [illegible]the campus."

[illegible]irector Archie Mayo keeps the film mov[illegible] at a fast clip. The now familiar chase [illegible]es and lace panty gags kept the pre[illegible] audience in stitches—at some times [illegible]e point where it was impossible to [illegible]all of the dialogue.

[illegible]am Perlberg's production is tops. [illegible]s little that could have been used [illegible]sn't taken full advantage of. James [illegible] Arleen Whelan and Anne Baxter [illegible]ood account of themselves as the [illegible] girls of the nineties. The rest of [illegible] including Edmund Gwen, Laird [illegible]eginald Owen and Richard Haydn, [illegible] the spirit of slapstick and con[illegible]errily to the hilarious proceedings. [illegible]fun is a little late in getting started [illegible]e only fault to be found—and it is a bit [illegible] a shock to find Benny playing this type of role, but audiences love it and that's what pays off.

Kay Francis as the real "Charley's Aunt" has never been lovelier.

A ten-year student at Oxford, Jack Benny is talked into impersonating a pal's aged Aunt from South America so that the friend can have his girl friend to lunch in his rooms for lunch—with Benny as chaperone. Complications follow when Laird Cregar and Edmund Gwen, fortune hunters, begin a campaign of violent lovemaking to win the hand of the "Aunt."

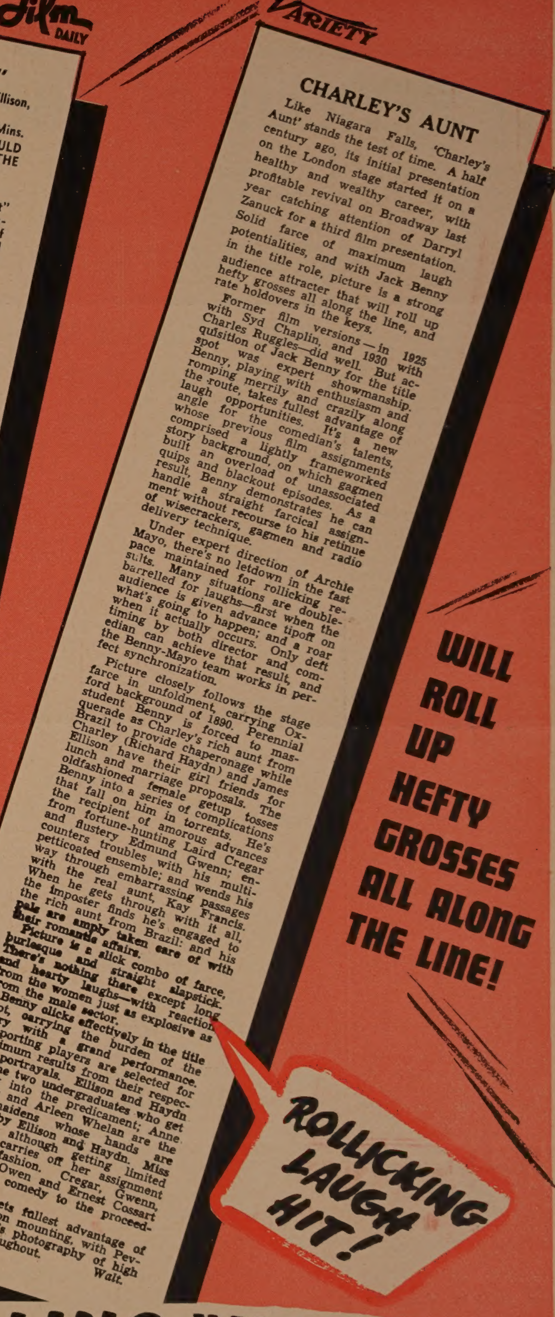
Most of the action is of the chase variety with plenty of laughs and clean suggestive humor that puts Benny in just about every kind of spot he could imagine—but it winds up with love blooming for all but the villains.

Definitely an audience picture, this one has names and everything it takes to pull 'em in.

CAST: Jack Benny, Kay Francis, James Ellison, Anne Baxter, Edmund Gwen, Reginald Owen, Laird Cregar, Arleen Whelan, Richard Haydn, Ernest Cossart, Morton Lowry, Lionel Pape, Will Stanton, Montague Shaw, Claude Allister. William Austin, Maurice Cass.

CREDITS: Producer, William Perlberg; Director, Archie Mayo; Screenplay, George Seaton; Author, Brandon Thomas; Music, Alfred Newman; Cameraman, Peverell Marley; Art Direction, Richard Day, Nathan Juran and Thomas Little; Editor, Robert Bischoff.

DIRECTION, Excellent. PHOTOGRAPHY, Good.



VARIETY

CHARLEY'S AUNT

Like Niagara Falls, 'Charley's Aunt' stands the test of time. A half century ago, its initial presentation on the London stage started it on a healthy and wealthy career, with profitable revival on Broadway last year catching attention of Darryl Zanuck for a third film presentation. Solid farce of maximum laugh potentialities, and with Jack Benny in the title role, picture is a strong audience attracter that will roll up hefty grosses all along the line, and rate holdovers in the keys.

Former film versions — in 1925 with Syd Chaplin, and 1930 with Charles Ruggles—did well. But acquisition of Jack Benny for the title spot was expert showmanship. Benny, playing with enthusiasm and romping merrily and crazily along the route, takes fullest advantage of laugh opportunities. It's a new angle for the comedian's talents, whose previous film assignments comprised a lightly frameworked story background, on which gagmen built an overload of unassociated quips and blackout episodes. As a result, Benny demonstrates he can handle a straight farcical assignment without recourse to his retinue of wisecrackers, gagmen and radio delivery technique.

Under expert direction of Archie Mayo, there's no letdown in the fast pace maintained for rollicking results. Many situations are double-barrelled for laughs—first when the audience is given advance tipoff on what's going to happen; and a roar when it actually occurs. Only deft timing by both director and comedian can achieve that result, and the Benny-Mayo team works in perfect synchronization.

Picture closely follows the stage farce in unfoldment, carrying Oxford background of 1890. Perennial student Benny is forced to masquerade as Charley's rich aunt from Brazil to provide chaperonage while Charley (Richard Haydn) and James Ellison have their girl friends for lunch and marriage proposals. The oldfashioned female getup tosses Benny into a series of complications that fall on him in torrents. He's the recipient of amorous advances from fortune-hunting Laird Cregar and flustery Edmund Gwenn; encounters troubles with his multi-petticoated ensemble; and wends his way through embarrassing passages with the real aunt, Kay Francis. When he gets through with it all, the imposter finds he's engaged to the rich aunt from Brazil: and his pals are amply taken care of with their romantic affairs.

Picture is a slick combo of farce, burlesque and straight slapstick. There's nothing there except long and hearty laughs—with reaction from the women just as explosive as from the male sector.

Benny clicks effectively in the title spot, carrying the burden of the story with a grand performance. Supporting players are selected for maximum results from their respective portrayals. Ellison and Haydn are the two undergraduates who get Benny into the predicament; Anne Baxter and Arleen Whelan are the coy maidens whose hands are sought by Ellison and Haydn. Miss Francis, although getting limited footage, carries off her assignment in top fashion. Cregar, Gwenn, Reginald Owen and Ernest Cossart add much comedy to the proceedings.

Picture gets fullest advantage of 'A' production mounting, with Peverell Marley's photography of high standard throughout.

Walt.

WILL ROLL UP HEFTY GROSSES ALL ALONG THE LINE!

ROLLICKING LAUGH HIT!

20th CENTURY FOX

JACK BENNY IN "CHARLEY'S AUNT" HAS 'EM YELLING "UNCLE"!

LISTEN IN...WITH THE MILLIONS! JACK BENNY ON THE "MILLIONS FOR DEFENSE" PROGRAM...WEDNESDAY NIGHT, JULY 30th AT 9 P. M., EDST...OVER CBS FROM COAST-TO-COAST!

REVIEWS OF THE NEW FILMS

"Wild Geese Calling"

with Henry Fonda, Joan Bennett, Warren William

20th-Fox 77 Mins.

ADVENTURE STORY SET IN NORTHWEST IS ENTERTAINING SCREENFARE FOR AVERAGE AUDIENCES.

(*In 20th-Fox's First 5-Block*)

General audiences should get a full measure of entertainment from this new 20th-Fox release, one of their first block-of-five. Laid in the Northwest at the turn of the century, there is a good combination of adventure, romance and skullduggery. There are two strong "names" at the head of the cast, the Stewart Edward White novel from which the picture was made is well known, and the average audience always likes a story of this type. Locations are fine, direction is good, photography is fine and the story is okay.

Heading the cast as the wandering lumberjack is Henry Fonda. He gives the characterization a full measure of realism, imparting the thought in many a man's mind, that it would be swell to follow the geese when they fly North to new and greener lands. Joan Bennett is an attractive and capable feminine lead. Warren William is a suave addition to the cast as an adventuring gambler, and Barton MacLane provides the menace. A fine supporting cast, including Ona Munson and Russell Simpson, is helpful. A thoughtful directorial job is turned in by John Brahm, and Horace McCoy's screenplay is smooth, although it could have been stepped up in pace and contained more action.

Story concerns Fonda principally, and his desire to see all the country to the North where the geese fly in the Spring. He quits a lumberjack job to meet William, an old friend in Seattle. There he meets and marries Miss Bennett, a dance hall girl, not knowing that she used to be William's girl. William shows up, appreciates the situation and keeps his mouth shut, and the three of them set sail for Alaska to take over a hotel William has won from MacLane, in what MacLane charges was a crooked dice game.

MacLane follows them and Miss Bennett is caught in William's room by Fonda while she is warning him about MacLane being in town. Misunderstandings ensue, but a baby brings about a reconciliation after a hectic stretch of action.

CAST: Henry Fonda, Joan Bennett, Warren William, Ona Munson, Barton MacLane, Russell Simpson, Iris Adrian, James C. Morton, Paul Sutton, Mary Field, Stanley Andrews, Jody Gilbert, Robert Emmett Keane, Michael Morris, George Watts, Charles Middleton.

CREDITS: Producer, Harry Joe Brown; Director, John Brahm; Screenplay, Horace McCoy; Based on a novel by Stewart Edward White; Cameraman, Lucien Ballard; Editor, Walter Thompson.

DIRECTION, Good. PHOTOGRAPHY, Good.

Van Schmus, Host to Oberon

W. G. Van Schmus, managing director of the Radio City Music Hall, was host at a luncheon for Merle Oberon and a group of UA execs. yesterday in the Hall's studio apartment.

"Dressed to Kill"

with Lloyd Nolan, Mary Beth Hughes, William Demarest

20th-Fox 72 Mins.

BEST IN "SHAYNE" SERIES TO DATE; FIRST-RATE WHO-DUN-IT FOR POP TRADE.

(*In 20th-Fox's First 5-Block*)

The third and latest in the 20th-Fox series about Michael Shayne, private investigator, this is the best to date. It is a first-rate who-dun-it for the pop trade. It is well-paced, the killer is smartly covered up until the climax while suspicion plausibly centers on a number of people, and plenty of action and suspense are incorporated. The cast is good, direction clever and technical work first-rate.

Lloyd Nolan competently fills the lead role and Mary Beth Hughes is a complement to the picture as his fiancee. William Demarest will get laughs as the police inspector. Sheila Ryan attractively fills a bit role and a number of able players are in the supporting cast. Eugene Forde directed from a screenplay by Stanley Rauh and Manning O'Connor.

Nolan and Miss Hughes are about to be married when Nolan stumbles into a double murder, which eventually becomes a triple murder. With his customary ethics he lifts evidence, tips a newspaper before the police and sets out to grab the murderer and capitalize on the situation. He gets the murderer in a good climax, but loses his girl.

CAST: Lloyd Nolan, Mary Beth Hughes, Sheila Ryan, William Demarest, Ben Carter, Virginia Brissac, Erwin Kalser, Henry Daniel, Dick Rich, Milton Parsons, Charles Arnt, Charles Trowbridge, Hamilton MacFadden, May Beatty, Charles Wilson, Mantan Moreland.

CREDITS: Executive Producer, Sol M. Wurtzel; Director, Eugene Forde; Screenplay, Stanley Rauh and Manning O'Connor; Based on a novel by Richard Burke and a character created by Brett Halliday; Cameraman, Glen MacWilliams; Editor, Fred Allen.

DIRECTION, Good. PHOTOGRAPHY, Good.

No Indie Help in Decree, Harry Brandt Tells Arnold

A reminder to Thurman W. Arnold of his reported promise to help change the consent decree if it proved to be not workable was sent to the Assistant Attorney General last week by Harry Brandt, president of the ITOA.

In his letter, Brandt pointed out that the trade screenings were being poorly attended and declared that "we feel sure that we will be able to send you, in the very near future, further proof of the inability of the consent decree, as presently drawn, to cope with the problems of the independent exhibitors."

Brandt contended that further proof would show Arnold that the distributors will not be able to sell, and exhibitors will not be able to buy, pictures in blocks of five.

"Private Nurse"

with Jane Darwell, Brenda Joyce, Sheldon Leonard

20th-Fox 60 Mins.

STRICTLY A PROGRAM OFFERING AND NOT ON THE PLUS SIDE IN THIS CATEGORY.

(*In 20th-Fox's First 5-Block*)

Mark this one as an unimportant offering that will serve only as a supporting feature. Story is hackneyed, dialogue is trite and the cast with a few exceptions is just adequate. Technical work on the picture is okay.

Miss Darwell competently fills the bill in one of the lead roles as a nurse. Miss Joyce is pulchritudinous, but doesn't register too strongly. Sheldon Leonard overplays the part of a reformed gangster, and Robert Lowery is only adequate as a drunken playboy. Ann Todd, a promising child actress, is a bright spot, as is capable Frank Sully. Kay Linaker has a small part. David Burton directed and Samuel G. Engel wrote the original screenplay.

Miss Joyce is stranded in New York when her fiance doesn't show up. She registers with a nursing service and "steals" a call, which brings her reprimands and friendship from Miss Darwell. A drunken playboy, a reformed gangster, his young daughter and estranged wife occupy the spotlight from then on. With a hearts and flowers touch the two nurses readjust the lives of most of the people concerned. There are a couple of good laughs provided with messenger gags.

CAST: Jane Darwell, Brenda Joyce, Sheldon Leonard, Robert Lowery, Ann Todd, Kay Linaker, Frank Sully, Ferike Boros, Claire Du Brey, Leonard Carey, Clara Blandick, Myra Marsh, George Chandler, Steve O'Brien.

CREDITS: Executive Producer, Sol M. Wurtzel; Director, David Burton; Original Screenplay, Samuel G. Engel; Cameraman, Virgil Miller; Editor, Al De Gaetano.

DIRECTION, Adequate. PHOTOGRAPHY, Good.

"Tom, Dick and Harry" May Stay 3d at Music Hall

First week of RKO's "Tom, Dick and Harry" at Radio City Music Hall grossed $105,000 and pic started its second week yesterday with an intake practically equal to that of the opening day, it was reported last night. Present indications point to a third week. Columbia's "Here Comes Mr. Jordan" is set to follow.

Rogers pic is reported to have rolled up a gross bettering any RKO film to play the house in the last four years, with exception of "Snow White."

Waxmann Argument Continues

Philadelphia—Hearing on the application of Harry Waxmann, Atlantic City theater operator, for a temporary injunction to restrain Columbia from delivering two pix to the New Embassy there is expected to conclude before Federal Judge Guy K. Bard today.

"Sunset in Wyoming"

with Gene Autry, Smiley Burnette

Republic 65 Mins.

LIVELY WESTERN YARN FORTIFIED BY COMEDY AND MUSIC. WILL SCORE WITH STAR'S FANS.

As characteristic of all Autry starring vehicles, "Sunset In Wyoming" has solid production values, plenty of catchy melodies, action, and comedy relief. Latter, in this instance, is supplied by Smiley Burnette, and perhaps the best of the humorous sequences shows him as a butler in the mansion of a lumber millionaire.

At times, the story goes off on a merry tangent to supply laughs, but such occasions are less extraneous than the film's title itself, which has little association with the yarn itself, other than the fact that the locale is labeled Wyoming. On the two most important counts, this film commends itself to outlets,—entertainment worth and the marquee name of Autry.

Tale's authors,—Joe Blair who penned the original, and Ivan Goff and Anne Morrison Chapin the screenplay,—have provided an excellent finale which depicts dramatically the storm which sweeps through the valley, washing away the homes of the ranchers because the mountain hard-by has been stripped of trees by a lumber company. Footage recounts Autry's efforts to get the lumber interests to abandon the forest destruction.

During his campaign, he even launches a drive for the State to establish the mountain as an official park, but that proves unnecessary in view of the change in heart of the lumber baron's daughter when she and the members of a commission witness the results the storm inflicts. At the windup, she severs her engagement to the lumber company's general manager, and transfers affection to Autry who has saved her father's life in the raging flood. Cast is capable, William Morgan's direction tiptop, as is Reggie Lanning's photography.

CAST: Gene Autry, Smiley Burnette, George Cleveland, Maris Wrixon, Robert Kent, Sarah Edwards, Monte Blue, Dick Elliott, John Dilson, Stanley Blystone.

CREDITS: Associate Producer, Harry Grey; Director, William Morgan; Screenplay, Ivan Goff, Anne Morrison Chapin; Original Story, Joe Blair; Production Manager, Al Wilson; Photography, Reggie Lanning; Film Editor, Tony Martinelli; Musical Supervisor, Raoul Kraushaar.

DIRECTION, Tip-Top. PHOTOGRAPHY, Expert.

Arthur Young Leaves "U"

Cleveland — Arthur Young, with Universal for 20 years and local office manager for the past nine years, has resigned. He is succeeded by Herbert Horstemeier, who has been operating a local booking agency. This is being taken over by Carl Hohage.

Pascal Co. Files in New York

Albany—Pascal Film Productions, Ltd., of London, has filed a certificate here to distribute motion pictures in New York State. Capital was listed at 100 pounds in one-pound shares. Gabriel Pascal is managing director.

"For Sale To The Lowest Bidder"

(*Continued from Page* 1)

scribe what pictures will be delivered and the amount of rentals to be paid therefor.

"All bids will be given serious consideration but we urge that prospective purchasers take into consideration the fact that each and every one of these playdates is absolutely new and will be offered but once during the 1941-42 season; therefore, all those interested in purchasing these playdates should submit their best and LOWEST bids as quickly as possible.

"This theater reserves the right of 15 days refusal on all bids for these playdates and, if at the end of this period the undersigned has not accepted, the bids will be considered rejected."

Pathe Film Will Sell Interest in DuPont Film

(*Continued from Page* 1)

Nemours & Co. is expected to be completed shortly, according to Kenneth M. Young, Pathe president.

A tentative agreement has been reached, it was said, and under its terms Pathe common stockholders will receive an amount of E. I. du Pont common which at current market values is the equivalent of in excess of $15 per share. Agreement is subject to the approval by the directors of the two companies.

Du Pont Film Manufacturing Corp. is jointly owned by Pathe and du Pont & Co.

Four Foreign Mgrs. Mark 20th Anniversary With UA

Four of UA foreign managers are rounding out 20 years of service, it was disclosed yesterday by Walter Gould, foreign chief. Veteran quartet includes, Enrique Baez, general manager in Brazil; Henry Weiner, manager in Cuba; Harald Astrom, manager in Sweden; and Emilio Betran, manager of the exchange in Bilboa, Spain.

Manager Pan-Handles To Salvage Stew Pot

The bin in Broadway's Capitol Theater lobby became repeatedly loaded with contributions of aluminum at mid-week, but the house had to make a "refund." A woman anxiously inquired for a certain stewpan which her son had inadvertently donated. It was the only possession the woman and her husband had when they got married. "It's the symbol of the happiest period of our lives," she explained to Manager Herman Landwehr. Understandingly, the latter returned it to her, after patient search requiring plenty of pan-handling.

Capitol Theater Staff and Stage Crew Sign Up to Serve as Air Raid Wardens

Roster of New York's volunteer air-raid wardens to aid the police department was increased yesterday when almost the entire management staff and stage-crew of the Capitol Theater signed up for active duty when needed. Manager Herman Landwehr, with Assistant Managers James Kolbeck, Edward Pitts, Richards Collins, Frank Hanley; Personnel Chiefs Jack Perl and Harry Myers; Chief Stage Electrician William Mulligan; Stage Electricians Frank Reilly, William Epstein; Chief Projectionist Milton Berkowitz; Head Carpenter John Riggs; Chief Engineer George O'Day and Joe Dwyer, William Donovan, Mike O'Brien, George O'Day, Jr., James Bell, Sam McQuade, Frank Sabotka and George Sandford, all signed up for service in the Capitol Theater area.

WB Parley Calls Sales Force

Sears to Preside at Chicago Meet Monday

(*Continued from Page* 1)

L. Warner, vice-president in charge of production, flying in from the Coast to talk on the new season's lineup of pictures.

Prexy Harry M. Warner may attend, along with Maj. Albert Warner, vice-president, and Hal B. Wallis, executive producer, who is at present in Ottawa, Canada, with the "Captains of the Clouds" unit.

Personnel attending, by divisions and branches, is announced by Sears as follows:

HOME OFFICE

Gradwell L. Sears, Carl Leserman, Roy Haines, Ben Kalmenson, A. W. Schwalberg, Arthur Sachson, Stanley Hatch, I. F. Dolid, Norman Moray, Sam Schneider, Joseph Hummel, Mort Blumenstock, Mitchell Rawson, Lee Blumberg, Paul Lazarus, Gil Golden, Don Gillette.

HOLLYWOOD

Jack L. Warner, S. Charles Einfeld, Bob Taplinger.

EASTERN DIVISION

ALBANY—P. Krumenacker, George Goldberg, R. Struwe. BOSTON—N. J. Ayers, B. Abrams, Carl Goe, William Horan, R. S. Smith, Franklin R. Meadow, M. B. Orr, E. Leavitt. BUFFALO—M. Roth, L. Astrachan, George Lefko, J. Zurich, John Strauss. NEW HAVEN—J. Roger Mahan, Peter De Fazio. NEW YORK METROPOLITAN—Ed M. Schnitzer, Sam Lefkowitz, L. Jacobi, I. Rothenberg, H. P. Decker, G. Solomon, L. Mayer, J. C. Vergesslich. CINCINNATI—R. H. Dunbar, R. Burns, J. P. Eifert, B. Sayler, William Kerr. CLEVELAND— Charles Rich, W. J. Brandt, Edw. Catlin, J. Kaliski. DETROIT—James Winn, S. D. Chapman, W. B. Collins, S. L. Gilbert, Frank Jene. PHILADELPHIA—Wm. G. Mansell, Charles Beilan, H. Bachman, T. W. Noble, Wm. Quinlivan. PITTSBURGH—H. A. Seed, Charles Dortic, F. D. Moore, J. Wechsler, H. Minsky. WASHINGTON—Robert Smeltzer, F. W. Beiersdorf, G. F. Contee, Gerald F. Price, Sterling Wilson, Eddie Phillips.

WESTERN DIVISION

ATLANTA—R. L. McCoy, T. R. Gilliam, J. H. Black, H. R. Kistler, F. H. Rudolph, B. C. Weil, W. Haimes. CHARLOTTE—John Bachman, Dean S. House, H. H. Jordan, H. Keeter, C. Ogburn. MEMPHIS—W. O. Williamson, Jr., J. A. Carruth, A. E. Moore, E. Williamson. DALLAS—F. H. Jack, Doak Roberts, Byron Adams, Paul M. Backus, Henry G. Krumm, Hiram Parks, W. O. Williamson, Jr., R. V. Lissey. NEW ORLEANS—Luke Conner, J. D. Jernigan, P. L. Spindler. OKLAHOMA—J. O. Rohde, W. C. Blackstone, J. W. Lowe, W. Dolin. CHICAGO—Rud Lohrenz, Sid Rose, B. Allen, R. C. Herman, George Weinberg, H. Goldman, Harry Mandell, Art Patslaff. INDIANAPOLIS—Fred Greenberg, C. W. McKean, R. S. Shrader, G. J. Black, W. Watmough. MILWAUKEE—R. T. Smith, N. S. Bieringer, Frank Reimer, Ben Schwenke. MINNEAPOLIS—Art Anderson, Myron D. Adcock, William Grant, Ernie Hill, Charles Jackson, E. D. Perkins, Leon Dixon, Herb Blass. DES MOINES—E. J. Tilton, J. M. Beatty, Wm. Warner, L. L. Wells. KANSAS CITY—R. C. Berg, E. M. Block, W. Don Woods, R. H. McConnell, H. Gaffney. OMAHA—Jack Shumow, F. J. Hannon, Leon Mendelson, Harry Schiffrin. ST. LOUIS—Hall Walsh, Lester J. Bona, W. K. Gleason, James Hill, D. J. Edele. DENVER—Earl Bell, W. A. Haefliger, R. P. Jamison, J. R. Neal, L. E. Hobson. LOS ANGELES—Henry Herbel, W. E. Callaway, J. N. Burden, J. N. Howland, C. T. Charack, W. R. Walsh. PORTLAND—Vete Stewart, M. F. Keller, T. M. McDougald. SALT LAKE CITY—Wm. Gordon, Keith K. Pack, Chas. Saphro; James D. Griffin, A. Baron. SAN FRANCISCO—Al Shmitkin, W. C. Wheeler, Al Oxtoby, Al Grubstick, J. Hanley. SEATTLE—William Shartin, C. W. Young, Jean Spear.

FIELD ADVERTISING MEN

NEW YORK—Phil Engel. CHICAGO—Monroe Rubinger, Jack Yergin. LOS ANGELES—Sam Clark, Martin Weiser. WASHINGTON—Bill Brumberg. DALLAS—Bill Lewis. ATLANTA—Jack Goldsmith.

Photographer Jimmy Sileo.

Mexican Prospects Bright, Reports Urbina, UA Mgr.

(*Continued from Page* 1)

future, according to J. B. Urbina, United Artists' manager in Mexico City, who has been in New York for conferences with Walter Gould, head of the foreign department. Urbina was scheduled to return to Mexico last night by plane.

Urbina said that there is more money in circulation in Mexico than there has been for several years and that there appears to be a great deal of confidence in the present administration. New theaters have given a greater outlet for product and United Artists is having one of its best years, he said.

Special Early Show Draws 57% Defense Workers

New Haven—Early Bird defense show survey at the Poli, Hartford, one of the five Loew-Poli houses to adopt the policy, shows 57 per cent of those attending a typical show to be defense workers, 17 per cent housewives, 12 per cent children, and smaller percentages of students, nurses, unemployed, bus drivers, salesmen, and "private individuals."

Herb Ellisberg Recovering

Chicago — Herb Ellisberg, owner of the Studio theater, is recovering from his long illness and expects to leave the Michael Reese Hospital next week.

Goldwyn to Produce "Spitfire" in U. K.

(*Continued from Page* 1)

inventor of the Spitfire fighting plane. Percentage of the profits of the film will go to the widow of Mitchell: latter died since the outbreak of the present war. Shooting will start in 10 days.

Niven will be given leave from British service to fill the assignment. Howard recently completed "Pimpernel Smith" which Anglo-American will distribute.

Understood Goldwyn will utilize funds "frozen" in England in financing.

Wilcox and Neagle Leaving Coast for N. Y. and London

West Coast Bureau of THE FILM DAILY

Hollywood — Herbert Wilcox and Anna Neagle leave here Sunday for New York on the first leg of their trip to England, but before taking the clipper, will go to Canada for Government conferences both with reference to production and to an across-Canada p.a. tour. Latter will be part of a trans-Canadian festival of entertainment to be arranged in aid of Air Marshal Bishop's Fund for the Air Cadet League of Canada.

Next Neagle pic, to be produced and directed at Denham by Wilcox for RKO, will be based on the life of Amy Johnson, famous British aviatrix, story being written by Lord Castlerosse in collaboration with the late flier's husband, James Mollison. Wilcox wants Laurence Olivier to play opposite Miss Neagle.

Wilcox and the star train to Chicago and then fly to New York, arriving Tuesday.

Goetz and Brown Will Fly To London in Early Sept.

West Coast Bureau of THE FILM DAILY

Hollywood—Ben Goetz and Clarence Brown leave here Sept. 9 for London to resume Metro production there. Pix lined up are James Hilton's "Random House," Lawrence Kirt's "Cargo of Innocence" and Clyde Fitch's "Beau Brummel." Robert Donat will appear in all three.

Defense SS Giveaway Makes Bow in N. J.

Newark, N. J.—Go to the movies and aid defense! That's the slogan at this city's West End Theater, first in the state to adopt the policy of giving Defense Savings Stamps to patrons The house will present a 10c stamp each Wednesday to adult patrons, according to Managers Paul Josephs and Stanley Sobelson. Each patron is also given a card with space for 24 stamps.

Judge Excludes Late Crescent Documents

(*Continued from Page* 1)

Wilson, branch manager Fox Atlanta exchange, Roland H. Fairchild, Tennessee representative for Fox, out of the Atlanta office, and T. W. Young, Jr., branch manager Fox Memphis exchange.

High points of the day's testimony and proceedings came just before noon when Wright proposed to enter as evidence 20th-Fox franchises with Crescent, and with Muscle Shoals Theaters, and a series of contracts between Fox and Cumberland Amusement Co., an affiliate of Crescent's, all dated since Aug. 11, 1939, when the Government anti-trust suit was filed.

On objection of defense counsel, Judge Elmer D. Davies moved to exclude any matter occurring or dated since the suit was filed. Wright contended that this later evidence was necessary to prove a "continuing conspiracy," but Judge Davies ruled that anything later than the date of the original filing would have to be brought in by filing of supplemental charges.

In the handling of this case by D of J attorneys, the eight distributors are considered as "conspirators." The Fox representatives on the witness stand were there largely to legalize introduction of letters and contract documents in support of the contention that Fox conspired with defendants in numerous situations.

Ballance, cross-examined by William Waller for the defense, explained that the handling of the Fox contracts in certain "free towns" in Kentucky as leverage to gain the advantage of business of the adjacent Crescent Amusement Circuit.

Waller drew from Wilson on cross-examination, the usual information that in October, 1937, 20th Century-Fox refused to sell Cumberland Amusement Co., a Crescent affiliate, a deal for Rogersville, Tenn., because their circuit refused to take the deal for its other towns. The deal was sold to an independent.

T. W. Young, Jr., Memphis, was excused from appearing at the trial, but was introduced by stipulated agreement of counsel for both sides and numerous letters from his office were introduced as evidence.

Wright revealed in statements to Judge Davies some important theories that will form a part of the Government's argument at the close of the hearing, that the action is aimed at "circuits sufficiently strong to influence distributors to grant privileges not customarily granted to exhibitors," and that "all franchises are made to allow distributors to handle pictures in given situations as leverage against competition." Defense counsel, by frequent objections to introduction of interoffice communications, are combatting charges of complainants that there existed "a ninth conspiracy" among Crescent and affiliates among themselves to violate the anti-trust act.

The Government is expected to complete its case today.

WEDDING BELLS

Oklahoma City — Madeline Lee Parmeter, State Theater cashier, and Rex Graham, local fight promoter, will wed in August. Bob Pfotenhauer, State's manager, will marry Carole Gayle Wattson, of the State staff, Aug. 3.

Richmond, Va.—Walter Thompson, National Theater staff man, and Della Wynne were married.

Ohio Exhibs. to Exchange Ratings of Pix Tradeshown Through Confidential Bulletin

Columbus, O.—Members of the ITO of Ohio are being asked to send in reports on pictures seen at the tradeshowingsto Pete Wood, secretary, so that an exchange of opinions can be obtained on the merit of each picture. Results will be compiled by Wood who will send out a confidential bulletin to the members.

Every member is being supplied with blanks on which he can make his report and register his own valuation of the product seen.

Indie Victory Seen In K-B Clearance Decision

(*Continued from Page* 1)

Apex Theater. The arbitrator in his decision removed all clearance, and left open to be negotiated the question of whether run preference should also be wiped out. Independents hailed the victory, expressing belief the decision would make distributors easier to negotiate with in the future.

Abram F. Myers, counsel for Allied, saw in the decision additional evidence that the arbitration system affords independents a remedy they never had before. "This award and others in the last two weeks indicates that the arbitration system does afford a remedy for the independent exhibitors such as they never had before," he said. He said he referred specifically to decisions in the Papayanakos case in Albany and the Campus Theater case in Dallas.

The case attracted considerable interest partly because two former D of J attorneys, James V. Hays and Robert Sher, represented the complainant. Both worked on the consent decree. Loew's was represented by Stanley Thompson, while Warners was represented by Howard Levinson and Harold Berkowitz.

Squire Case Arbitrator Will Give Theaters O-O

George Spiegelberg, arbitrator in the Squire Theater case, Great Neck, L. I., today will make an inspection of the theaters involved in the clearance complaint. Accompanied by the interested parties, Spiegelberg will visit the Squire and Playhouse, Great Neck, and one theater in Little Neck in order to substantiate some of the evidence presented at the hearings which ended Wednesday night.

Following the inspection tour Spiegelberg is expected to make a decision as soon as possible as he plans to be away from the city during the entire month of August.

Pa. Censors Halt Private Preview of 2 Soviet Pix

(*Continued from Page* 1)

ing would have been a violation. Although the Censor Board declares it has not banned the pictures which are up for consideration, Jack Jaslow, local distributor, claims that they have been banned. Pictures have been passed by other censor boards. This is first time the Penn. Censor Board has figured in the daily news since the "World in Flames," and "Ramparts We Watch" arguments.

The State censors are understood to have banned the Nazi propaganda pix, "Victory in the West," last week.

Jacocks Buys Theater Co.

East Haven, Conn.—Irving C. Jacocks, Jr. operator of the Branford Theater, Branford, and president of Connecticut MPTO, has acquired the common stock of Capitol Theater of East Haven, Inc., lessee of the 748-seat Capitol, East Haven, as of Aug. 3. The corporation has eight years remaining on its lease of the house, which William Hoyt and Herbert Herr have operated for the past two years.

To Appeal "Tom, Dick" Action

Chicago—Winton & Laird, attorneys for Tom, Dick and Harry will appeal the injunction and damages case against RKO to higher courts. RKO won a verdict in Judge Barnes' Court last week.

Sosna Files Second Complaint Charging Refusal to Sell

St. Louis—Louis M. Sosna, operator of the Sosna Theater, Mexico, Mo., has filed a second complaint with the arbitration tribunal against M-G-M and naming the Frisina Theater Circuit, operator of the Liberty and Rex Theaters as interested parties. Sosna charges that M-G-M has refused to sell him pictures on any run.

First complaint filed by Sosna on March 11 named the five consenting companies plus Columbia, United Artists, Universal and Republic, charging that he had been encouraged to erect a theater in Mexico and then was unable to obtain product. The case later was withdrawn for re-filing after Sept. 1.

Conn. Allied Wants 5 Screenings Daily

(*Continued from Page* 1)

was voted at a meeting of the association Wednesday.

Twentieth Century-Fox was the first company in this territory to show two pictures a day and in its own screening room. About 19 theater representatives were present and they appeared to approve the central location and the doubling up. Some objections were expressed, however, to the conflicting M-G-M screening in the afternoon when approximately the same number of exhibitors were on hand.

U. S. Assigns Mediator To Disney Studio Strike

(*Continued from Page* 1)

strike, it was announced here yesterday.

Dewey's trip Westward results from agreement by the Disney studio and the Screen Cartoonists Guild to arbitrate, it was stated. Agreement was said to have been reached at a meeting at which were represented the Disney studio, Los Angeles Central Labor Council, SCG and other Hollywood studio crafts.

The Labor Council has removed the Disney studio from its "We do not patronize" list.

Conciliation Service Hopeful Of Settling Disney Dispute

Washington Bureau of THE FILM DAILY

Washington—The U. S. Conciliation Service yesterday was moving toward settlement of the dispute between Walt Disney Productions and the Screen Cartoonists Guild. Federal officials are hopeful that points in differences may be worked out by negotiation, thereby removing necessity of appointing an arbitration board to force an agreement.

Picket Parade Marks Opening Of "Reluctant Dragon" Here

Disney's "The Reluctant Dragon" opened at the N. Y. Palace yesterday to the accompaniment of pickets assigned by the New York Disney Strike Committee, organized at the instigation of the SPG here. Final decision to picket the opening was made following a special SPG meeting Wednesday night, with reports there at variance as to the arbitration agreement status.

STORKS!

It's a boy, John Joseph McKeon 3rd, at the home of the J. J. McKeons of Altec Service's accounting dept.

Oklahoma City—Bob Smith, service manager for National Screen Service branch here is the father of a baby boy, named Bruce O'Dell.

METRO-GOLDWYN-MAYER
READING DEPT.

AUG 1 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 19 NEW YORK, MONDAY, JULY 28, 1941 TEN CENTS

D OF J SEES TRADES "DOING GOOD JOB"

Selznick Deal With UA Calls for Ten Pictures

THE WEEK IN REVIEW

Hays Statement

By WINFIELD ANDRUS

HAYS STATEMENT: "Those who demand that the screen subordinate its wholesome function of recreation for any cause, however sincere, are sadly mistaken," said Will H. Hays in a statement from the Coast. Pointing out that motion pictures are designed for entertainment, the MPPDA prexy continued, "Significance is not achieved at the expense of entertainment; it is the result of entertainment."

* * *

CRESCENT SUIT: As the prosecution drew to a close, defense attorneys estimated a week to present their side of the D of J action against Crescent Amusement Co. and affiliates, and Aug. 4 is looked for as the last day of the trial. Judge Davies has promised a decision within 24 hours of closing.

* * *

MINNESOTA LAW: With the filing of suits attacking the constitutionality of the anti-blocks-of-five law by M-G-M and 20th-Fox, all five of the signers of the N. Y. consent decree have entered the fight against the law.

* * *

TRADESHOWS: Time and cost were indicated as the chief factors keeping exhibs. from attending tradeshows as attendance continued small. RKO and M-G-M are believed ready to shift their future screenings into projection rooms.

* * *

ARBITRATION: A major victory for indie exhibitors was seen in the decision of the Washington tribunal removing all clearance over K-B's Apex, in the exhibitor's complaint against Loew's. Abram F. Myers, Allied prexy commented: "This award and others in the last two weeks indicate that the arbitration system does afford a remedy for the independent exhibitors such as they never had before." James V. Hays and Robert Sher, former D of J attorneys, represented the plaintiff, K-B Amusement Co. Warners was an intervenor.

Contract To Be Signed by Aug. 15; Capra Deal for Three Due at Same Time

West Coast Bureau of THE FILM DAILY

Hollywood—David O. Selznick's deal with United Artists, which is expected to be signed by the middle of August, provides that he deliver 10 pictures with a minimum of four in first two years. He still has two pictures to deliver on his old UA contract.

The Frank Capra deal, which is also expected to be signed by August 15, provides that he deliver a minimum of three in two years with Capra directing one and producing another in first year.

Argentine Product Gaining in Quality

"A steady increase in production in Argentina and steadily increasing quality evidenced in the product will require U. S. distributing companies operating there to give more serious consideration to selection of product to be sold in the future,"

(*Continued on Page 7*)

Pittsburgh Drivers Strike Fails to Hurt Deliveries

Pittsburgh — Comparatively few missouts in delivery of features marked the first week of the Exhibitors Service Co.'s drivers' strike,

(*Continued on Page 6*)

UPPED PRICES, "YORK" POLICY

Warners to Insist on 75c to $1.10 B. O. Scale

GRAD SEARS

Chicago — Following its national tradeshowing on Aug. 4, "Sergeant York" will be released single as the first Warner attraction of the 1941-42 season, for showing on a grind basis at the advanced scale of 75 cents to $1.10, it is announced by Gradwell L. Sears, general sales manager, on his arrival to preside over the company's annual sales convention.

This policy means that the pic

(*Continued on Page 7*)

Important Warner Pictures To Get Several Test Runs

Warner Bros. will give each of its important pictures two or three "test runs" before it becomes available for national release. It is reported that the company will not even prepare a press book on such pictures until the campaigns on the test runs have been studied for de-

(*Continued on Page 6*)

Reviews Guiding Buying; Considers Tradeshows as Simply "Added Protection"

By OSCAR HUME

Washington Bureau of THE FILM DAILY

Washington—The Department of Justice feels that the poor attendance at tradeshows indicates that THE FILM DAILY and other trade publications are doing a "good reviewing job," it was learned unofficially here over the week-end.

It was pointed out that before the New York consent decree, exhibitors were obliged to buy pictures before they were even filmed, whereas now they are given the benefit of previews of the finished product as well as the opportunity of viewing them in person if they wish.

The tradeshowings are simply an added protection, it was said D of J

(*Continued on Page 6*)

Crescent Must Show Files, Court Rules

Nashville—Things began to happen in the Crescent suit 30 minutes before the close of the days and the week's session Friday when Allan A. Dobey, of Government counsel,

(*Continued on Page 7*)

Weist Wins Clearance Cut For Elizabethtown House

Philadelphia—Seven-day clearance of the Theatorium, Elizabethville, Pa., over the Hollywood Theater was

(*Continued on Page 7*)

W. F. Rodgers to Head UA "If"

Release from Metro Contract is Essential

West Coast Bureau of THE FILM DAILY

Hollywood—Whether W. F. Rodgers, M-G-M general sales manager, will become president of United Artists depends partially on the willingness of Nicholas M. Schenck, president of Loew's, Inc., to release him from his contract, it was indicated here in UA circles at the week-end.

Rodgers is said to have been ap-

(*Continued on Page 7*)

Metro Promotes 28 More To Bring Total to 119

Twenty-eight additional promotions among M-G-M's field personnel were disclosed over the week-end, bringing the total of recent advancements to 119.

Eight men have been added to the sales staff. They are Thomas Aspell,

(*Continued on Page 6*)

Arbitration Squawk Preceded Contract

San Francisco — First arbitration hearing here was tossed out when the Rita Theater, Vallejo, withdrew its complaint which charged that the house could get no product until it had cleared all other Vallejo houses. However, it was learned that the Rita, which recently was completed, had filed the complaint before any contract had been made with a distributor, leaving nothing to arbitrate.

THE NEWSPAPER OF FILMDOM THE FILM DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(July 25)

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	5½	5½	5½	+ ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind. pfd.	⅞	13-16	13-16	— ⅛
Con. Fm. Ind. pfd.	10	10	10	+ ⅜
East. Kodak	139½	139	139½	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	13¼	13¼	13¼	.....
Loew's, Inc.	32¾	32½	32⅝	.....
do pfd.	....	....	....	.....
Paramount	11⅞	11⅝	11¾	— ⅛
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	....	....	....	.....
Pathe Film	13¾	13⅜	13⅝	+ ⅛
RKO	3⅜	3⅜	3⅜	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	6¾	6½	6½	— ¼
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅜	4¼	4¼	— ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	95¾	95¾	95¾	.....
Warner Bros.' dbs. 6s48	94½	94½	94½	+ ½

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	7-32	7-32	7-32	.....
Sonotone Corp.	2⅛	2⅛	2⅛	.....
Technicolor	9½	9⅜	9⅜	— ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45.	62¼	65¼
Roxy Thea. Bldg. 4s 1st '57	60	64

Under the New Management of
La HIFF'S TAVERN
you will find the old Policy of GOOD FOOD and GOOD SERVICE.
The Industry's
MEETING and EATING PLACE
156 W. 48th St. CHickering 4-4200

▣ The Broadway Parade ▣

Picture and Distributor	Theater
I Was a Prisoner on Devil's Island (Columbia Pictures)	Rialto
Caught in the Draft (Paramount Pictures)—5th week	Paramount
The Stars Look Down (Metro-Goldwyn-Mayer)	Criterion
Bullets for O'Hara (Warner Bros.)	Globe
The Bride Came C.O.D. (Warner Bros.)	Strand
Barnacle Bill (Metro-Goldwyn-Mayer)	Capitol
The Parson of Panamint (Paramount Pictures)	Roxy
Tom, Dick and Harry (RKO Radio Pictures)—2nd week	Music Hall
The Reluctant Dragon (RKO Radio Pictures)	Palace
The King of the Zombies (Monogram Pictures) (a)	New York
Desert Bandit (Republic Pictures) (a)	New York
I Stole a Million (Universal Pictures) (a-b)	Central
Lancer Spy (Twentieth Century-Fox) (a-b)	Central
Ku-Kan (Adventure Epics, Inc.)—6th week	World

♦ TWO-A-DAY RUNS ♦

Fantasia (Walt Disney Productions)—37th week	Broadway
Sergeant York (Warner Bros.-Jesse Lasky)—4th week	Astor

♦ FUTURE OPENINGS . ♦

Lady Scarface (RKO Radio Pictures)—Aug. 2	Rialto
The Shepherd of the Hills (Paramount Pictures)—July 30	Paramount
Bad Man of Missouri (Warner Bros.)—Aug. 15	Strand
Ringside Maisie (Metro-Goldwyn-Mayer)—July 31	Capitol
Charlie's Aunt (Twentieth Century-Fox)—Aug. 1	Roxy
The Terror (Alliance Films) (a)—tomorrow	New York
The Medico of Painted Springs (Columbia) (a)—tomorrow	New York
Here Comes Mr. Jordan (Columbia Pictures) (c)	Music Hall

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Detroit Exhibs. Considering Plans to Revive Attendance

Detroit — A conference was held Friday by Co-operative Theaters and leaders of other local exhibitor groups to attack problem of restoring business. Method is expected to be an "all out" promotional and educational campaign with contests and other features to make the public movie minded again.

An important move to restore single bills on, at least a partial basis, for first time in five years is under way. Plans may be announced early this week following another meeting today.

Lou Rydell Resigns Post As Boxoffice Ad Manager

Lou Rydell has resigned as advertising manager of Boxoffice, effective Aug. 9. He has been with the trade paper three years and had 10 months to go on his contract. Rydell formerly was advertising manager of Variety and had been with that paper 20 years. He will take a brief vacation before announcing future plans.

Spot Plugs for "Shepherd"

For the opening of "Shepherd of the Hills" at the Paramount Theater here Wednesday, Paramount Pictures, Inc., has placed a series of one-minute spot announcements on four local stations, WNEW, WMCA, WHN and WINS. Spots will be aired tomorrow and Wednesday only. Buchanan & Co. is the Paramount Agency.

Golding with FILM DAILY

Dave Golding today joins the editorial staff of THE FILM DAILY. Formerly with Boxoffice, Golding more recently has been with Ascap as a publicist and with Universal as an exploitation man.

W. A. Wolff, WE and Erpi Information Manager, Dies

W. A. Wolff, 58, information manager for Western Electric and Erpi, died on Thursday night while on a vacation trip to Maine, it was learned on the week-end. He had been ill for several months at his home in Woodmere, L. I. Surviving are his wife, Dr. Harriette Hart Wolff, and three children, John Carl, Catherine and Dorothy.

Wolff was advertising manager of WE and Erpi from 1929 until he became information manager in 1940. Advertising and publicity for WE sound motion picture equipment were under his supervision from the time talkies were first introduced.

Four PRC Regional Sales Meetings Set for August

Producers Releasing Corp. will hold four regional sales meetings in August, first of which in Cleveland Aug. 2-3. Second huddle will be held in Atlanta Aug. 9-10, to be followed by another in Dallas Aug. 16-17 and a fourth meeting in Kansas City Aug. 23-24. Subsequent meetings covering the other territories will be held at intervals of one week.

Executives who will attend the meetings include O. Henry Briggs, president; Leon Fromkess, vice-president, and Arthur Greenblatt, general sales manager, who will preside.

Warner 1941-42 Shorts 75% Sold Already in Chi. Area

Chicago — Sidney Rose, Warner branch manager, reports 75 per cent of the accounts in the Chicago exchange area have signed for Warners' shorts for 1941-42.

COMING and GOING

NICHOLAS M. SCHENCK arrived in Hollywood Saturday.

ALEXANDER KORDA is in town on a short visit from the Coast.

WILLIAM A. SCULLY is back at his desk after a visit throughout the South and the Coast.

JOAN LESLIE, 16-year-old Warner star, is slated to arrive in New York Aug. 11 for a one-week holiday.

A. L. PRATCHETT, Paramount manager for Central America, has returned to Mexico City by plane and is expected back within three weeks.

CARL LESERMAN, ROY HAINES, BEN KALMENSON, SAM SCHNEIDER, JOSEPH HUMMEL, A. W. SCHWALBERG and **ARTHUR SACHSON** are in Chicago attending the Warner convention.

CHARLES W. KOERNER, head of RKO theaters, arrives from the Coast today aboard the Twentieth Century.

MORT BLUMENSTOCK flew to Chicago Saturday for the Warner convention.

MRS. HARRY BOTWICH, wife of the manager of the State, Portland, Me., together with her daughter **LENNYE**, is visiting her father, I. Levine, indie distributor in New Haven.

FREDDIE FOX, business manager for William LeBaron productions at 20th Century-Fox is en route to Honolulu from the Coast.

JOHN HARKINS of Warners' publicity department returned Friday from the "Captains of the Clouds" location in Ottawa, and left Saturday for Washington, D. C.

DAVE CARSON of the Warner Bros. advertising department returns today from New England vacation.

HARRY A. KALMINE of Warner theaters was in town from Pittsburgh over the week-end.

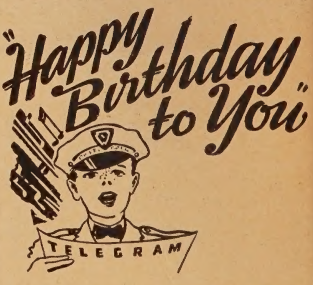
CRESSON E. SMITH, Western Sales Manager of RKO Radio returned Friday from the Far West where he attended tradeshowings of the company's first five at Chicago, Des Moines, Denver and Los Angeles.

EDDIE GOLDEN, president of University Pictures, left Saturday for Chicago on a business trip, returning Thursday.

CHARLES EINFELD, who flew to Washington, Friday to supervise preparations for the "Sergeant York" premiere there planes to Chicago today.

Koerner, RKO Thea. Head, Back from Circuit Swing

Charles Koerner, head of RKO theaters, returns this morning from the Coast on the Twentieth Century. During his three-week absence from the home office, Koerner visited 39 cities in his initial inspection trip as operating chief of the RKO circuit.



Rudy Vallee
Skeets Gallagher
Joe E. Brown
Edward Martindel
Blanche Mehaffey

TODAY IN CHICAGO, THE MEN OF WARNER BROS. MEET IN CONVENTION TO ESTABLISH THE INDUSTRY'S MOST IMPORTANT SALES POLICY FOR 1941-1942

MARK OF SHOWMANSHIP

Each Warner exchange, however, is prepared this week—as always—to

1. Arrange additional hold-overs of "The Bride Came C.O.D."

2. Accommodate the rush for early dates on "Manpower"

3. Induct new members into the E. W. L. U. (Exhibitors Who Love "Underground")

4. Listen to praise about "Sergeant York"

IN OTHER WORDS... **BUSINESS AS USUAL** IS GREAT!

HOLLYWOOD REVIEWERS

✓ "Most entertaining of all motion pictures since the first 'Thin Man'!"

Thornton Delehanty, **NEW YORK HERALD TRIBUNE**

✓ "A picture completely off the beaten track. A refreshing, delightful movie. Incongruity of the best laugh-getting quality!"

Neil Rau, **LOS ANGELES EXAMINER**

✓ ". . . Hilariously, sympathetically, fascinatingly wonderful!"

Harry Crocker, **LOS ANGELES EXAMINER**

HERE COMES

NEXT ATTRACTION RADIO CITY

RAVE . . . . RAVE . . . . RAVE!

✓ "An enormous novelty among pictures. Both to amuse and bemuse. Rates as one of the most amazing offered by the movies in several years . . . practically a continuous sequence of laughs!"

Edwin Schallert, **LOS ANGELES TIMES**

✓ "The neatest, most comical handling . . . in years. Like nothing you have seen before. Hilarious!"

Virginia Wright, **LOS ANGELES DAILY NEWS**

MR. JORDAN

USIC HALL

HERE COMES MR. JORDAN
Starring
ROBERT MONTGOMERY
with
Claude RAINS · Evelyn KEYES · Rita JOHNSON
Edward Everett HORTON · James GLEASON · John EMERY
Screen play by Sidney Buchman and Seton I. Miller
Directed by ALEXANDER HALL · Produced by EVERETT RISKIN
A COLUMBIA PICTURE

Dow-Jones Sees Pix Earning Power Up

An upswing in earning power of the motion picture industry is noted by a Dow-Jones survey for investors appearing in The Wall Street Journal on Friday.

The survey points out that the film business normally lags six to eight months behind general business trends and that current gains in consumer income have begun to be reflected sharply at the box-office.

The big business reported over the July 4 week-end is regarded as the turning point of the so-called slump. Adjustments of operations to conform with war conditions have been applied so efficiently that the loss from foreign markets has been considerably lessened.

The report declares that British income, while blocked by exchange restrictions, is holding up close to normal and negotiations are on to persuade Britain to release more income on blocked balances. According to the survey, the producers have reduced inventories materially and built up large cash balances so that they are in the strongest financial position in their history, with debts down, the reverse of their situation ten years ago.

Metro Promotes 28 More To Bring Total to 119

(*Continued from Page* 1)

Jr., San Francisco, formerly office manager; Arthur O'Toole, Chicago, from booker; William Potts, Chicago, from checking supervisor; Ralph Amacher, Portland, from second booker; Harry Blatt, Seattle, from first booker; Albert Adler, Kansas City, from student salesman; Edwin Moriarty, Pittsburgh, from office manager, and Thomas J. Connors, Jr., Pittsburgh, from student salesman.

Jay H. Zimmerman, former auditor, replaces Aspell as San Francisco office manager. John Zonmir, Pittsburgh, former first booker, is advanced to office manager at that exchange. Oliver Broughton, formerly checking supervisor at Milwaukee, is advanced to supervisor at Chicago, and Ken Vought, Milwaukee checker, replaces Broughton there.

With O'Toole's promotion to sales at Chicago, bookers Walter Bennin, Harry A. Hopkins and Clarence Keim all were advanced in that department. Another new Chicago booker is Frank L. Michels, formerly bookers' clerk.

At Kansas City, Roger Leaton, former shipper, becomes fourth booker. Replacing Leaton is his former assistant, Clyde Cox, and the latter's position has been assigned to Bernard Knight, who was a member of the shipping department.

Don Hiatt succeeds Blatt as first booker at Seattle, moving up from second booker, and is himself succeeded by Patrick & Madigan, formerly a clerk.

At Portland, Barry Carpenter, former head shipper, is promoted to second booker. Pittsburgh advancements include Max Shabason, from second booker to first booker; Irvin Jacobs, from third booker to second booker; Edward Micinski, from bookers' clerk to third booker, and Anthony Semplice, from clerk to fourth booker.

Mollye Davis is advanced from bookkeeper to assistant cashier at Cleveland, and at the same office Rose Silverman, formerly film inspector, becomes bookkeeper.

ALONG THE RIALTO

WITH

Phil M. Daly

● ● ● SAID Journalist John Chapman......in a yarn dated Hollywood, July 18: "Hollywood has thought of a new phrase......'the hemisphere premiere'......which sounds cozier and more in keeping with the times......than 'world premiere'"......and points out that the first hemisphere premiere will be the Ottawa showing......of Warners' London-made, "The Prime Minister," on Aug. 13...... Countered the Washington Times-Herald's pic editor, Bernie Harrison: ......"Dear John,—For the sake of the record......we wish you'd credit one Raymond Bell......former p.a. for Loew Theaters (Phil M's note: Ray is with Metro's h.o. staff)......with promoting the phrase 'hemisphere premiere'"......Ray coined it as long ago as Nov. 25, last......—and that's that......

▼ ▼ ▼

● ● ● *ANENT well-turned-phrase-coining:......Until some Bernie Harrison comes along to correct us......we'll aver that Sarah Newmeyer......publicity director of the Museum of Modern Art......has a brand new one......—the phrase, "review preview"......One is gonna be held this afternoon......of "Male and Female"......in the Museum......and immediately thereafter a cocktail party will be tendered to its star, Gloria Swanson......by John E. Abbott, director of the Museum's Film Library. . . ● Also this afternoon......the Australian News and Information Bureau will preview......in the Waldorf-Astoria's Perroquet Suite......the film "Forty Thousand Horsemen"......which opens at Broadway's Globe Theater on Saturday, next......A cocktail party will accompany the preview...... and the scribes will personally meet The Hon. Richard G. Casey, Australian Minister to the U. S.......The picture was made with the co-op of the Australian Government......as a tribute to the Anzacs......*

Pittsburgh Drivers Strike Fails to Hurt Deliveries

(*Continued from Page* 1)

it was reported at the week-end. Showing is regarded as remarkable inasmuch as the company services approximately 50 per cent of out-of-town exhibs. in the local territory.

While negotiations looking to a settlement are under way as of Friday it was said little progress had been made. Drivers are asking contract changes and 10 cent hourly raises for night employes.

Curtis With Sally Rand

Syracuse, N. Y.—Gee Curtis, RKO Schine house manager here under City Manager Harry Unterfort, has resigned to become general manager of Sally Rand's Town and Country Productions, Inc., with headquarters in New York. Richard Feldman takes over at the Paramount temporarily.

McGrath Succeeds Axelrod

Chicago—Tom McGrath has been named head of the contract department of the Chicago Warner Exchange, succeeding Ray Axelrod who is named city booker. Si Lax is named country booker.

Important Warner Pictures To Get Several Test Runs

(*Continued from Page* 1)

fects or effectiveness so that press books will contain only material of proven value.

National release dates in the general sense will be eliminated, it is understood. An important picture will be made available when the test runs have been completed and all "wrinkles" have been removed from the campaigns.

Blumenstock Adds Two More

Mort Blumenstock, in charge of advertising and publicity for Warners in the East, has engaged Lou Davidson and Henry Sember to work under Mitchell Rawson, Eastern publicity manager, with immediate assignments in the home office, to be followed later by duties in the field.

Metro Play in Rehearsal

Metro-backed production of "Mr. Wookey," new Frederick Hazlitt Brennan play, goes into rehearsal this week, with Edgar Selwyn in charge. Broadway sees it at the Plymouth Sept. 8.

D of J Sees Trades "Doing Good Job"

(*Continued from Page* 1)

officials feel, but as long as the trade magazines do as good a job as they have been doing, most of the exhibitors probably will continue content to make their purchases on this basis.

Reaction of the Department of Justice thus indicated tends to establish that the Government anticipated the scant exhibitor interest in tradeshows, plus the fact that it has been keeping close watch on what has been transpiring during the first two weeks that tradeshows have been under way.

The series of tradeshows continue this week, with Metro tradeshowing "Down in San Diego," completing its first block, and Paramount starting to screen its first five-block, embracing "Buy Me That Town," "Nothing But the Truth," "New York Town," "Hold Back the Dawn" and "Henry Aldrich for President."

The industry had awaited with keen interest first hint of the Government's reactions in view of some exhibitor criticism that the tradeshow schedules made effective by distributors made attendance at all of them virtually impossible.

Look Magazine Polling Exhibs. on Pix, Players

Results of a poll of exhibitors on trade problems will be printed by Look Magazine on Sept. 9. Among the questions asked of theater men concern the best box-office picture in 1941, best draws of male and feminine players, type of pictures best appreciated by patrons, aptitude on duals and opinions on future drawing power of the younger players.

Full Program for Tourney

New Haven — Herman M. Levy, executive secretary of Connecticut MPTO, and chairman of the sixth annual film golf tournament, reports plans are going ahead full speed for a full day at Racebrook Country Club Aug. 19, with activities scheduled from 10 a.m. to midnight. Golf and non-golfers' events will be interrupted for luncheon and dinner at the clubhouse. Harry F. Shaw will emcee.

Para. Drops Tax Refund Suits

Paramount Pictures on Friday dropped its two suits which sought refunds on taxes in the Federal Court of $69,600 for 1934 and $36,500 for 1933. No explanation for the move was disclosed. The suits against the Government claimed that capital stock tax laws for these two years were illegal on a number of grounds and that the company and some of its predecessors had made the payments under protest.

Crescent Must Show Files, Court Rules

(*Continued from Page* 1)

called for action of the Court on a subpoena duces tecum against Crescent Amusement Co. and affiliates, calling for their correspondence and other files to be brought into court, the motion this time being restricted to correspondence between co-defendants and inter-office correspondence.

After lengthy discussion by counsel on both sides, particularly as to the time required to comply with this subpoena and as to the "exploratory" motive of the Government in asking for it, Judge Davies ruled that defendants must comply with it. At first he announced a recess of the hearing until Aug. 4, but on appeal of out-of-town counsel for distributors that the suit continue, the recess ruling was withdrawn. However, earlier in the day Judge Davies had announced that the Crescent hearing would be discontinued until Wednesday morning, the court being required to look after other matters. The defense counsel agreed that a considerable part of the subpoenaed files could be in court by Wednesday.

As a result of the new move by the Government counsel, the plaintiff's case cannot be completed before Friday of next week, probably not then in view of the vast amount of correspondence to be examined. At this time, the end of the case appears indefinitely deferred.

W. F. Ruffin, Covington, Tenn., president of Ruffin Amusement Co., was questioned for several hours by Robert L. Wright, special assistant to the Attorney Genral in regard to his experience as an independent exhibitor and later as a unit in the Crescent organization. J. W. Baird, operator of Newport Amusement Co., Newport, Tenn., also testified.

Exhibs. Still Want Duals Indie Association Believes

West Coast Bureau of THE FILM DAILY

Hollywood — Independent circuits are continuing to espouse double bills, President I. E. Chadwick said Friday at a meeting of Independent Motion Picture Producers Ass'n. which is campaigning for duals. The proposal that directors working on pictures costing $15,000 or less be paid $600, and $800 for pictures costing $15,000 to $25,000 was broached. The association is seeking a reduction in the cost of viewing-fees from Hays office, which is charging $100 a picture.

Association members will be charged $10 a picture as their dues with a $100 initiation fee for new members joining after Aug. 1.

Lieut. Costello Finishes

Chicago—Lieut. Harry Costello, director at the Chicago Film Censor Bureau, retired last week after 37 years service. He will live in Miami Beach.

W. F. Rodgers to Head UA "If"

Release from Metro Contract is Essential

(*Continued from Page* 1)

proached several weeks ago to head the company and it is understood that negotiations are still pending. His existing contract with Loew's has about three years to run, it was said.

Following Schenck's arrival on the Coast Saturday, efforts to enduce him to release Rodgers from his present contract were renewed. It is understood that Schenck had previously rejected requests. If Rodgers' release is granted, it is believed that he will not ask a long-term contract with UA.

W. F. Rodgers said on Friday that he "was flattered" by the reported offer to head United Artists but declined to make further comment. Rumors that UA was desirous of annexing Rodgers to fill its top spot had been circulating in New York for more than a week.

Argentine Product Said To be Gaining in Quality

(*Continued from Page* 1)

in the opinion of Sydney S. Horen, 20th-Fox manager in Argentina, currently here for home office confabs.

Horen stated that theater business in Argentine cities is maintaining a good level and is strong over week-ends, but he pointed out that the war has caused serious dislocation of the export trade which has hurt the agricultural interior districts.

He praised Argentina censorship, stating that it had been eminently fair up to the present time.

Horen said that the film managers there had made a number of recommendations in regard to the currently discussed trade agreement, but had no knowledge of what would be embodied in the pact in its final form.

Ufa, said Horen, is supplying Nazi newsreels free to some 45 Argentine exhibs. In a counter propaganda move, prices of British newsreels have been radically cut.

Paramount Enterprises Cuts Service Men's Prices

Miami—All 13 houses in the Miami area operated by Paramount Enterprises have adopted a policy of admitting any service man in uniform to any performance for 20 cents. This covers houses in Miami Beach, Hialeah and other places as well as Miami. These houses also have converted all lobbies into receiving stations for aluminum and tinfoil.

Hawaiian Circuit Donates Ambulance to Red Cross

Honolulu (By Air Mail)—As its contribution to community defense, the Consolidated Amusement Co. has donated an ambulance to the Hawaii Chapter, American Red Cross. The ambulance will be used for training purposes in the civilian defense program and will be available for active service in the event of an emergency.

Armstrong in Conn Pic.

West Coast Bureau of THE FILM DAILY

Hollywood — Republic has signed Henry Armstrong for its Billy Conn pic and is also seeking Mike Jacobs.

Weist Wins Clearance Cut For Elizabethtown House

(*Continued from Page* 1)

reduced to five days following hearings on the arbitration complaint brought by Bryant Weist, operator of the Hollywood. Case was filed against M-G-M and named the Theatorium as the interested party. Costs were assessed against M-G-M and R. J. Budd, owner of the Theatorium.

20% Canadian War Tax Aids Portland Exhibs.

Portland, Me.—Favorable reaction on film theater business in this territory is noted as a result of the 20 per cent war tax on theater tickets now in force in Canada. Principal reaction of the levy has been to keep filmgoers residing on the U. S. side of the border from crossing over into Canada for their entertainment because of the saving on tickets which was made possible by the 10 per cent difference in U. S. and Canadian currency.

American residents no longer find it feasible to patronize the Canadian houses which exact from patrons an admission charge which includes both the Dominion tax and the provincial amusement tax, the latter imposed by Quebec.

Cuban Daily and Censors Tangle Over Soviet Films

Havana (By Air Mail)—Stories in two issues of THE FILM DAILY were used as arguments in a controversy between the local newspaper Hoy and the Cuban Film Censor Board.

The Hoy pointed out that the censors had banned Soviet pictures as the result of a news story in THE FILM DAILY to the effect that the ITOA had asked that the ban against axis pictures be extended to include Russian pictures on the grounds that they were used as instruments of propaganda

If that were the cause of the Cuban ban, the Hoy asserts, then the censor board should read THE FILM DAILY of July 2 which stated that the exhibitors who asked for the Soviet ban were reported to be rushing to book Russian product.

"York" At Advanced Prices, Warner Plan

(*Continued from Page* 1)

will not be shown at any lower prices for the remainder of this year, at least.

(In New York at the week-end, it was reported that Warners may ask percentage terms approaching those which prevailed for GWTW).

"In all my 25 years in the film business," Sears commented, "I have never known a picture to arouse interest and catch on so fast, so widely and so solidly. I think this is due to its red-hot timeliness, the national admiration for Sergeant York and the brand of Americanism that he stands for, and likewise to the fact that its entertainment values have been pretty thoroughly broadcast through the papers, magazines and radio."

In New York, the only place where "Sergeant York" has opened to date, the picture has played to capacity at $2.20 top since its world premiere. Picture there has only a fair advance, but daily window sale early exhausts the pasteboards. On Aug. 11 it moves to a larger Broadway theater, the Hollywood.

It is understood that Warners already have some 300 contracts for "York."

Sears to Sound Keynote As Warner Parley Opens

Chicago — Warners annual sales parley opens at the Blackstone here today with Grad Sears, presiding, delivering the keynote address. Others slated for early talks are Carl Leserman and Charles Einfeld. Screenings will follow.

Shorts program will be outlined tomorrow by Norman H. Moray, while the feature product will be detailed Wednesday by Jack Warner. On Thursday, company's extensive merchandising plans will be disclosed by Einfeld, with Mort Blumenstock assisting.

With talks by Roy Haines, Eastern and Canadian sales manager; Ben Kalmenson, Southern and Western sales manager; A. W. Schwalberg, supervisor of exchanges, and other company executives, the meeting will close on Friday.

Atlantic City Opening Set for "Sergeant York"

Atlantic City — Harry Goldberg, advertising manager for Warner Bros. Theaters, and Lee Blumberg, of Mort Blumenstock's staff in Warner Bros. home office, are here setting up the local opening of "Sergeant York" at the Warner Theater, Aug. 8. The Asbury Park opening has been advanced a week to July 31.

"Name" Bands In Hammond

Chicago—Warner circuit is using "name" bands, each week-end at their Paramount, Hammond.

HUGE GROSSES KEEP PILING UP!

Small town America goes for "SHEPHERD OF THE HILLS" in a BIG way! That makes it unanimous!

(You saw those terrific returns from key city engagements!)

MARYVILLE, MO.
"Shepherd of the Hills" runs even with "N. W. M. P."... 33% ahead of "Zanzibar"... 53% ahead of "Love Thy Neighbor"!

•

CARROLLTON, MO.
"Shepherd of the Hills" beats "N. W. M. P." by 13%!

RUSSELL, KANSAS
"Shepherd of the Hills" races 20% ahead of "N. W. M. P."...30% ahead of "Zanzibar"... 20% ahead of "Love Thy Neighbor"!

ELKIN, N. C.
"Shepherd of the Hills" runs ahead of "Virginia"!

•

NORTH WILKESBORO, N. C.
"Shepherd of the Hills" beats the take of "Virginia" by 31%!

THE SHEPHERD OF THE HILLS

"The SHEPHERD of the HILLS" starring **John Wayne • Betty Field • Harry Carey**
with Beulah Bondi • James Barton • Samuel S. Hinds • Marjorie Main • Marc Lawrence • Directed by HENRY HATHAWAY
Screen Play by Grover Jones and Stuart Anthony • Based on the Novel by Harold Bell Wright • A Paramount Picture

in Technicolor!

METRO-GOLDWYN-MAYER
[illegible] DEPT.
AUG 2 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 20 NEW YORK, TUESDAY, JULY 29, 1941 TEN CENTS

DISTRIBS. WILL ASK MORE BRITISH COIN

More Playing Time, Higher Admissions Urged

Charles Skouras Makes Plea in Wire to Sears at Warner Bros. Sales Meet

Chicago—Extended playing time and increased admission prices were advocated yesterday by Charles P. Skouras, Fox West Coast Theaters head, in a congratulatory wire to Gradwell Sears, Warner general sales manager, at the Warner sales convention. Skouras urged that "one of the keynotes of the convention be the advocacy of extended playing time and increased admission prices as this is the only way your com-

(*Continued on Page 7*)

Nazis Would Close Europe to U. S. Pix

Convened by Nazi propaganda experts in Berlin last week, an "international motion picture congress" paved the way for "a campaign to eliminate American and British motion pictures from European markets," the N. Y. Herald Tribune declared yesterday in a copyrighted London cable.

The story asserted London film

(*Continued on Page 7*)

Louis C. Hehl Dead at 83; St. Louis Funeral Today

St. Louis—Funeral services will be held here today for Louis C. Hehl, 83, for 21 years secretary of the

(*Continued on Page 7*)

St. Louis Army MPS Office is Picketed

St. Louis—Army Motion Picture Service office here is being picketed by Local 39, Tent and Awning Workers, following the refusal of the Service to remove an awning installed by an allegedly non-union company. Awning had been installed at a cost of $200. Union gave the Service 10 days to remove it or face picketing. Service headquarters advised the local office to ignore the ultimatum. Picket on sentry duty carries an umbrella in lieu of a sandwichboard.

Famous Players Canadian to Set Operating Policies at Four-Day Toronto Convention

Toronto—A four-day meeting of executives, division and district managers and partners of Famous Players Canadian Corp. has been called by J. J. Fitzgibbons for Aug. 1-4 at the Chateau Frontenac, Quebec. Operating policies for the coming season will be discussed. Convention will be the first since the passing of the N. L. Nathanson regime, and, with the Nathanson interests entering the exhibition field in opposition through Odeon, unusual importance attaches to the Toronto parley.

Metro Hikes Shorts Budget 20 Per Cent

While not increasing the number of its short subjects, M-G-M will spend 20 per cent more on their production for the new season, according to W. F. Rodgers, general sales manager. The 1941-42 program calls for 78 subjects in 84 reels in addition to 104 issues of News of the Day.

Anticipating greater competition in the shorts field, Rodgers said he expected M-G-M would be pressed

(*Continued on Page 6*)

Sergt. York to See FDR As Prelude to Premiere

Washington Bureau of THE FILM DAILY

Washington — An interview arranged for tomorrow at the White House with President Roosevelt is among the highlights of the campaign for "Sergeant York" which opens at the Earle Thursday night. Sergeant York, Gov. Prentiss Coo-

(*Continued on Page 6*)

Decree Upping Sales Cost by $1,800,000

Five majors affected by the N. Y. consent decree will have additional sales expense of approximately $1,800,000 plus $552,600 for the operation of the arbitration system, according to a N. Y. Journal of Commerce survey.

The added direct costs, according to the Journal of Commerce, include $300,000 for tradeshowings, $500,000 for advertising to the trade and

(*Continued on Page 6*)

Prosperity Club Decision Stands, Neb. Court Rules

Omaha—The State Supreme Court refused to reconsider its previous decision assessing fines against six Omaha independent and circuit exhibs. for conducting Prosperity Club, a weekly giveaway. The fines were $100 each. Prosperity Club, started about a year ago, gave away up to

(*Continued on Page 6*)

To Ask Release of Jap Pix Coin

U. S. Distribs. to Place Case Before Gov't

American film companies, individually or collectively, are expected to appeal to the Government to release the money due them from Japan.

Under a previous agreement, the Japanese government, over a period of time, has been depositing revenue derived from rentals in the Yokohama Specie Bank in San Francisco and first payments from an

(*Continued on Page 6*)

James V. Ritchey Dead; Interment Services Today

Interment services for James Ver Planck Ritchey, 67, a founder of Monogram and secretary-treasurer of Ritchey International Corp., will be held today at Kensico Cemetery in Westchester. The veteran film

(*Continued on Page 7*)

Full Remittances Will Be Proposed; Attache Sees Only Slight Advance

With departure of Alan Steyne, First Secretary of the American Embassy in London over the weekend on the Excambian, went the major companies' request for the full return of approximately $35,000,000 in the third remittance agreement to be negotiated, THE FILM DAILY learned yesterday.

Discussions, it is revealed, will get under way late in August. In-

(*Continued on Page 6*)

Disney Workers Back Pending Arbitration

West Coast Bureau of THE FILM DAILY

Hollywood—Four hundred Disney Studio workers have won a closed shop and union recognition and will return to work today, pending arbitration of wages and working conditions. Commissioner Dewey, representing th Government, Walt Disney and Screen Cartoonists Guild representatives will continue to meet on these points.

Picket lines will be withdrawn and the boycott on Disney pictures lifted.

200 Attend Paramount's First N'York Tradeshow

Paramount yesterday inaugurated its tradeshows with the screening of "Buy Me That Town" and "Nothing But the Truth." In New York, more than 200 independent and circuit film buyers and their guests

(*Continued on Page 6*)

Minn. Anti-5 Suits Hearings on Aug. 8

Minneapolis — Hearings on five suits by majors to invalidate the Minnesota anti-block-of-five law were deferred in Ramsey County District Court yesterday to Aug. 8. Majors will then seek a temporary injunction to permit sales of new season's product under block-of-five system.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, July 28)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat	9½	9½	9½	+ ½
Col. Picts. vtc. (2½%)	5¾	5½	5¾	+ ¼
Columbia Picts. pfd.	26⅝	26½	26½	— ¼
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	9¾	9¾	9¾	— ¼
East. Kodak	141¼	141¼	141¼	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	13½	13	13½	+ ½
Loew's, Inc.	33⅞	33⅜	33⅞	+ ¾
do pfd.	....	....	....	.....
Paramount	12⅝	11⅞	12⅝	+ ⅞
Para. 1st pfd.	99¼	99	99¼	+ 1½
Para. 2nd pfd.	11½	11⅛	11½	+ ¼
Pathe Film	14	13¾	13⅞	+ ⅛
RKO	3⅜	3⅜	3⅜	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7	6½	7	+ ½
20th Century-Fox pfd.	19¾	19½	19¾	+ ½
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅝	4¼	4⅝	+ ⅜
do pfd.	69½	69½	69½	+ ¾

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	95½	95½	95½	.....
Warner Bros.' dbs. 6s48	94	94	94	— ¼

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	2	2	2	— ¼
Technicolor	9½	9½	9½	+ ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	6⅝	6½	6½	— ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	62½	65½
Roxy Thea. Bldg. 4s 1st '57	60	63

Sergt. Healy, New Chi. Censor

Chicago—Sergt. Joseph Healy has been named acting film censor of the Chicago police department, succeeding Lieut. Harry Costello, retired.

Grainger in Sterling Deal

Seattle, Wash. — John Danz's Sterling string of 18 has closed with Prexy James R. Grainger for Republic's 1941-42 lineup.

Vacation Trips as Prizes In "Sun Valley" Contest

Ten all-expenses-paid vacation trips of two weeks each to Sun Valley will be awarded by 20th-Fox as prizes for the best local promotion campaigns on "Sun Valley Serenade," it was announced yesterday by Charles E. McCarthy.

Contest begins on Aug. 29 and continues through to Nov. 15. Vacations may be taken during the winter or next summer as winners desire.

Entries will be judged by a committee consisting of Jack Alicoate, Maurice Kann, Chick Lewis, Jay Emanuel, A-Mike Vogel, John Flinn, and Sam Shain.

Lawn Arbitration Case Postponed to Aug. 12

Chicago — Arbitrator Richard Kuhns, has postponed the Lawn Theater case from July 29, to Aug. 12.

Irving Theater Co., of Essaness Circuit, has filed an intervention and submission in the Portage Park case, claiming they preferred single feature programs, but competition compelled twin bills.

Avaloe Amusement Corp. have also intervened in the Portage case and it's reported other theaters in same territory are planning similar interventions.

Aluminum Matinees Bring 145 Truckloads for U. S.

St. Louis — Aluminum matinees staged by 68 film theaters in St. Louis and vicinity raised 145 truckloads of old aluminum for national defense.

In New Metro Unit

West Coast Bureau of THE FILM DAILY

Hollywood—Dore Schary and Harry Rapf head a new production unit at M-G-M with the stage property "Mr. and Mrs. North" and the Paul Gallico story "Joe Smith, American," slated to get under way. Associate producers Jack Chertok, Sam Marx and Irving Asher will work with the unit.

Laughton Vehicle Set

West Coast Bureau of THE FILM DAILY

Hollywood—Charles Laughton will star in the screen version of "No More Gas," the Charles Nordhoff and James Norman Hall novel which RKO acquired from Warner at a reported $55,000.

Waxmann Decision Reserved

Philadelphia—Federal Judge Guy K. Bard reserved decision on the application of Harry Waxmann, Atlantic City exhib., for a writ to enjoin Columbia from delivering two pictures to the New Embassy, A.C.

Metro H. O. Bows to Heat

Metro's home office closed at 4 p. m. yesterday, due to the heat and the humidity.

"Dive Bomber's" Premiere Set for San Diego Aug. 12

West Coast Bureau of THE FILM DAILY

Hollywood — World premiere of Warners' "Dive Bomber" will be held in San Diego on Tuesday, Aug. 12. Three Fox West Coast houses, the Fox, State and Plaza Theaters, will hold simuleaneous premieres on that night, and then the Warner Technicolor production will start runs in all three houses, on a single bill policy. Errol Flynn, Fred MacMurray, Ralph Bellamy, Regis Toomey and Alexis Smith will make the trip to San Diego for the triple premiere.

Waxman, Goldberg Direct USO Drive in Pix Theaters

Joseph Bernhard, chairman of the USO Drive's Motion Picture Theater Division, has appointed A. P. Waxman as campaign director. Harry Goldberg, advertising manager of Warners theater circuit will serve as associate director.

The drive is set for Labor Day Week and will be featured as USO Theater Week.

Documentary for Belmont

The Belmont will open on Sept. 9 with the world premiere of "Forgotten Village," the John Steinbeck and Herbert Kline Mexican documentary, on a two-a-day reserved seat policy. Burgess Meredith speaks the commentary written by Steinbeck and Hanns Eisler composed the musical score. Release is being handled by Mayer & Burstyn.

Rites for George Ranshaw

Detroit—George A. Ranshaw, 47, manager of the Nortown Theater, was buried Saturday at Evergreen Cemetery. Death was caused by a heart attack. Ranshaw started with Casino Feature Film Co. as salesman here in 1914, and had been a local filmite ever since, except for a brief period in Chicago as city salesman for Paramount. His widow survives.

Feted on Silver Anniversary

Cincinnati—Allan Moritz, Columbia branch manager, and Mrs. Moritz celebrated their silver wedding anniversary Sunday. A group of Variety Club friends headed by Chief Barker William Onie and Mrs. Onie entertained them at a surprise dinner at the Variety Club.

Gehrig Biog. for Cosmopolitan

West Coast Bureau of THE FILM DAILY

Hollywood—Paul Gallico has concluded negotiations with Cosmopolitan Magazine whereby he will serialize "Life of Lou Gehrig," which Sam Goldwyn recently engaged Gallico to prepare for screen.

Sharkey Resigns from RKO

Detroit—James F. Sharkey resigned yesterday as RKO branch manager. No appointment of a successor is expected before next week, leaving Harry Levinson, office manager, temporarily in charge.

COMING and GOING

HERBERT WILCOX and **ANNA NEAGLE** are booked to take the Clipper Aug. 17.

ALAN STEYNE, first secretary of the American Embassy in London, is en route to Lisbon aboard the Excambion.

ALEXANDER KORDA departs for the Coast today by plane.

CLYDE FILLMORE will plane to the Coast to appear in M-G-M's "New York Story."

CHARLIE EINFELD flies to Washington tomorrow and returns to Chicago for the Warner convention on Thursday.

WILLIAM WALDHOLZ, who is in charge of distribution for the Federal Housing Administration, has returned to his New York office after a five-week business trip through the Midwest.

ARTHUR DONOVAN, fight referee, leaves for the Coast Friday to appear as the third man in the ring in Republic's "The Pittsburgh Kid."

JUNE HAVOC, singing and dancing star of "Pal Joey," is on her way to Hollywood for her film debut in RKO's "Four Jacks and a Queen."

J. A. McCONVILLE, Columbia foreign manager left yesterday on a two-week business trip by plane in Puerto Rico, British West Indies, Venezuela and Panama.

LOU SCHUESSLER, manager of Warners' Sheboygan Theater, Sheboygan, Wis., is vacationing in Michigan.

FRANK SMITH, managing director of RKO Palace, Chicago, is vacationing at South Haven, Mich.

SYLVAN GOLDFINGER of the Chicago Telenews theaters will vacation on the Coast.

S. J. GREGORY, managing director of the Alliance circuit, has returned to Chicago from the Coast.

R. H. BRANDT, Alliance circuit auditor, is vacationing in Wisconsin.

JESSE L. LASKY and **SERGT. ALVIN YORK** arrive in Washington tomorrow.

JOSEPH HUMMEL, Warner foreign department executive, and **PAUL LAZARUS, JR.**, **GIL GOLDEN** and **BOB WILLIAM**, of Mort Blumenstock's department, left last night for Chicago.

FRANK N. PHELPS, of Warners' theater department, returned to the home office yesterday after a week's trip through the Ohio territory.

VAN NOMIKOS, vice-president of Illinois Allied, and prexy of Ahepa, National Greek Society, is in Washington.

JULES RUBENS, Great States executive, has returned to Chicago from New York.

POLA NEGRI arrived yesterday on the American Export Liner Excalibur from Lisbon.

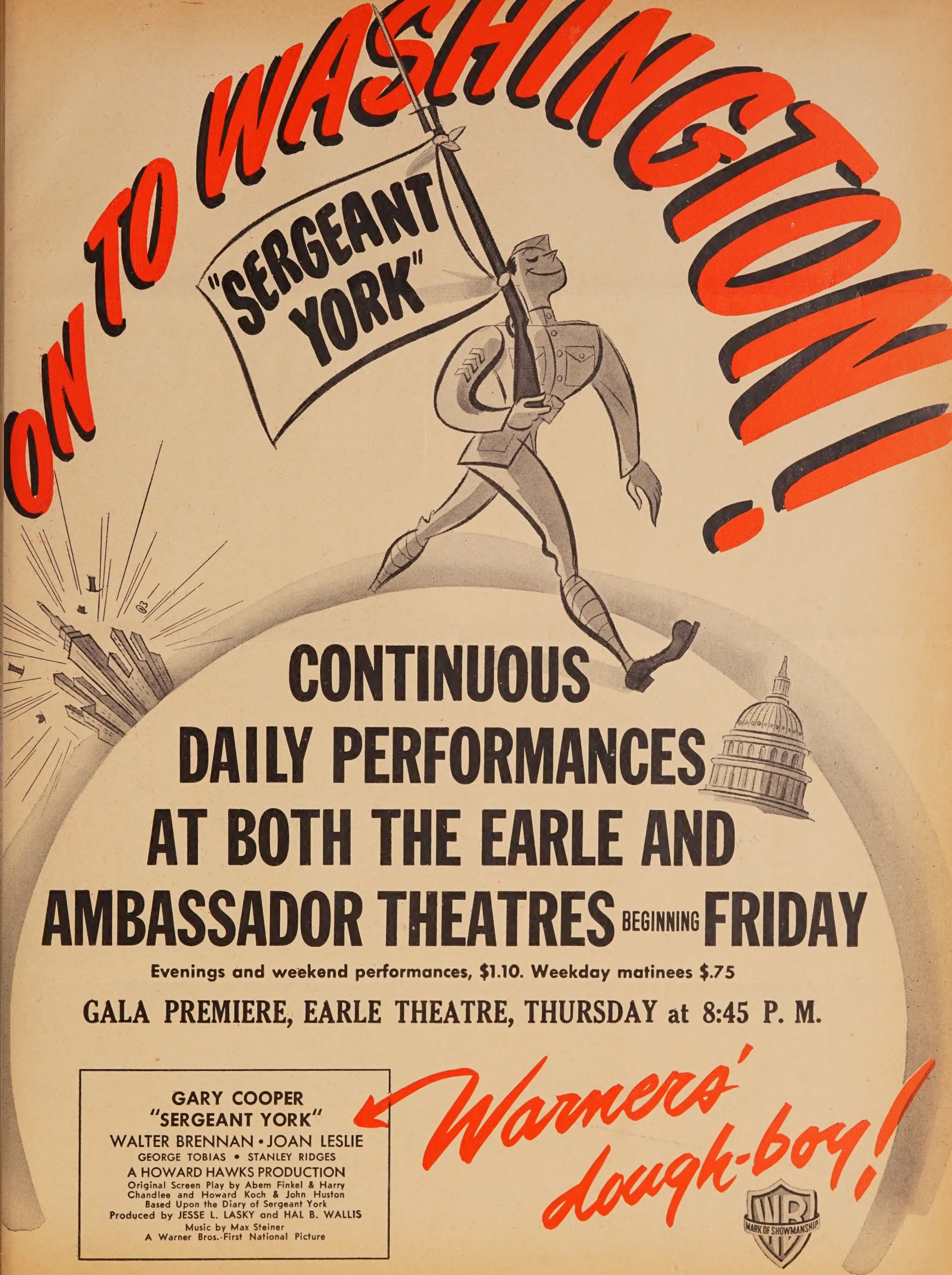
Lima Named Brazilian Head

Rio de Janeiro (By Cable)—Promotion of Ary Lima, Warners sales manager here, to the post of general manager for Brazil, is announced. Lima succeeds Arthur S. Abeles, resigned.

"Happy Birthday to You"
TELEGRAM

Clara Bow William Powell

ON TO WASHINGTON!



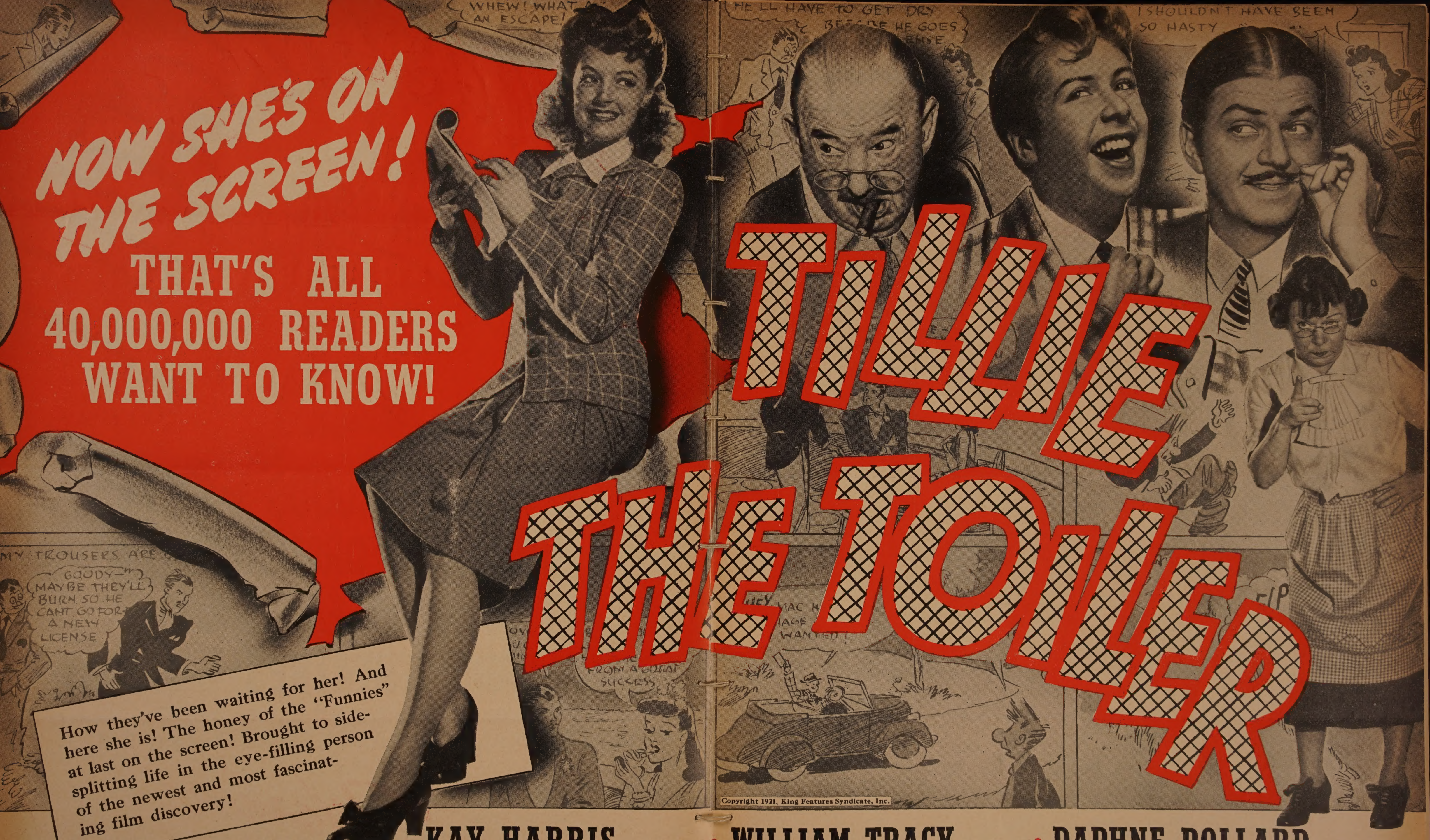
CONTINUOUS DAILY PERFORMANCES AT BOTH THE EARLE AND AMBASSADOR THEATRES BEGINNING FRIDAY

Evenings and weekend performances, $1.10. Weekday matinees $.75

GALA PREMIERE, EARLE THEATRE, THURSDAY at 8:45 P. M.

GARY COOPER
"SERGEANT YORK"
WALTER BRENNAN • JOAN LESLIE
GEORGE TOBIAS • STANLEY RIDGES
A HOWARD HAWKS PRODUCTION
Original Screen Play by Abem Finkel & Harry Chandlee and Howard Koch & John Huston
Based Upon the Diary of Sergeant York
Produced by JESSE L. LASKY and HAL B. WALLIS
Music by Max Steiner
A Warner Bros.-First National Picture

Warners' dough-boy!


NOW SHE'S ON THE SCREEN!
WHEW! WHAT A... AN ESCAPE!
HE'LL HAVE TO GET DRY BEFORE HE GOES ...ENSE
I SHOULDN'T HAVE BEEN SO HASTY
TILLIE THE TOILER
MY TROUSERS ARE
GOODY— MAYBE THEY'LL BURN SO HE CANT GO FOR A NEW LICENSE
MAC H... HAGE WANTED!
FROM A GREAT SUCCESS
Copyright 1921, King Features Syndicate, Inc.

THAT'S ALL 40,000,000 READERS WANT TO KNOW!

How they've been waiting for her! And here she is! The honey of the "Funnies" at last on the screen! Brought to side-splitting life in the eye-filling person of the newest and most fascinating film discovery!

KAY HARRIS as Tillie • **WILLIAM TRACY** as Mac • **DAPHNE POLLARD** as Mumsy
GEORGE WATTS as Mr. Simpkins • **JACK ARNOLD** as Whipple • **MARJORIE REYNOLDS** as Bubbles
ERNEST TRUEX • FRANKLIN PANGBORN • Based upon the Comic Strip created by RUSS WESTOVER • Screen play by Karen DeWolf and Francis Martin • Directed by SIDNEY SALKOW

Produced by Robert Sparks, producer of the sensational "Blondie" series
A COLUMBIA PICTURE

Metro Hikes Shorts Budget 20 Per Cent

(*Continued from Page* 1)

to maintain its leadership in the future, but "as a company which has long believed in the importance of shorts as an essential element of screen entertainment, we welcome this competition which can only serve to improve shorts generally for the industry's common good."

New program, Rodgers said, provides for two main classifications—factual and fictional. There will be six two-reel specials, three of which will be "Crime Does Not Pay" subjects; 14 Pete Smith single-reelers; ten John Nesbitt Passing Parade; ten "Our Gang" comedies; ten M-G-M Miniatures! 12 FitzPatrick Traveltalks and 16 cartoons, the latter two series in Technicolor.

Rodgers said return to single features in many situations was possible next season, thereby creating a revived interest in subjects of two reels or more.

Prosperity Club Decision Stands, Neb. Court Rules

(*Continued from Page* 1)

$1,500 a week, with no admission necessary for registration.

Fined were the Omaha Theater Owners and managers Association; Bill Miskell, Tri-States Theaters; Will Singer, Singer circuit; Ralph Goldberg and Sam Epstein, local circuit owners, R. Walter Creal, independent. The association represented the city's 24 theaters.

$1,800,000 Added Sales Overhead Under Decree

(*Continued from Page* 1)

$1,000,000 for additional sales expense.

(An earlier estimate of tradeshow costs placed the figure at $1,000,000 a year for the five companies).

In addition, the Journal points out, inventories will be heavier by $10,000,000 to $15,000,000. However, it is asserted that these are not regarded as an added expense since they are amortized over the exhibition period.

Thailand Bans "Dictator"

Charlie Chaplin's "The Great Dictator" has been banned in Bangkok, Thailand, according to word received here in the UA foreign department. Company officials were informed that its appeal on the ban was also rejected.

WEDDING BELLS

Las Vegas, Nev.—Judy Garland and Dave Rose, ork leader and composer, were married here yesterday.

ALONG THE RIALTO

WITH

Phil M. Daly

▼ ▼ ▼

● ● ● WHILE heat and humidity......were ganging-up yes'day afternoon......the Australian News and Information Bureau........ under the direction of David W. Bailey......hosted in the Waldorf a cocktail party......and a press preview of "Forty Thousand Horsemen"......Both ends of the shindig were eminently refreshing...... to the ladies and gents of the Fourth Estate......who attended in impressive force......The picture......which opens on Saturday at the Globe......recounts the exploits of the Anzac cavalry......in the Middle East during World War No. 1......Lest the impression be created that this film......is documentary......Phil M. can assure you that it's only remotely so......It's essentially entertainment......Just prior to projection of the pic......Richard G. Casey, Australian Minister to the U. S., gave......a neat spiel......which bespoke the determination of all "Down Under"......to do their darndest to help win the present war......

▼ ▼ ▼

● ● ● *SECOND event on the day's industry social calendar ......was the Museum of Modern Art's cocktail reception...... for Gloria Swanson......at which John E. Abbott, director of the Film Library......was the official host......Reception in the Museum's penthouse......followed a preview of the* 1919 *Swanson starrer......"Male and Female"......which the Film Library will show tomorrow and Thursday......Miss Swanson who returns to the screen in RKO's current "Father Takes a Wife"......was greeted at the reception......by scores in and out of the industry ......Among them were......Barret McCormick, Tyrell Illard, Rutgers Neilson, Conde Nast, Lois Wilson, Marjorie Wilson, Emily Coleman Eddie Smith, Sandra Kalryn, Lester Grady, Simone Simon......*

Sergt. York to See FDR As Prelude to Premiere

(*Continued from Page* 1)

per of Tennessee and Jesse L. Lasky will be escorted to the Presidential interview by Tennessee's Congressional delegation, headed by Senators Tom Stewart and Kenneth McKellar.

On Thursday, Sergeant York will visit the Senate where he will deliver the invocation. The American War Mothers will honor Sergeant York at a luncheon Thursday at the Carlton Hotel.

Fulton Lewis, Jr., will do a broadcast Thursday with Sergeant York from 6 to 6:30 p. m. Sergeant York will again make a radio appearance at 11:15 p. m. over a national network. Between radio appearances Sergeant York will be guest at a dinner at the Willard Hotel sponsored by the Tennessee State Society and later will receive a reception given by the Tennessee Congressional contingent.

Charles Einfeld will fly here tomorrow from the Warner Chicago convention for a final checkup and return on Thursday to Chicago. Details are being handled by Frank LaFalce, publicity and advertising head from the Washington zone, and Frank Seltzer, in charge of road show engagements.

To Ask Government to Release Japanese Pix Coin

(*Continued from Page* 1)

anticipated total of $900,000 in deposits were due the American companies within the next three months.

No official action to obtain this money has been started, but it is understood that the effect of the freezing order on Japanese credits will be awaited before an industry policy will be adopted.

The film companies are expected to point out to the Government that they have been waiting almost four years for their financial returns on their pictures in Japan and this revenue, when available, should be released.

A meeting of the foreign departmenth heads may be held later in the week to discuss the situation.

The Japanese Finance Ministry's list of 30 companies affected by Nippon's counter freezing regulations included American distributors.

Distribs. Will Ask More British Coin

(*Continued from Page* 1)

structions conveyed to F. W. Allport, Hays office representative in London, are aimed at getting for first time since 1939 full revenue from England. Lend-Lease law will be used to bulwark distribs. stand, it is understood.

Before leaving, Steyne, however, gave foreign managers little hope of attaining their objective with British finance officials. Best American companies can expect when present agreement expires in October is slight increase, if any at all, over the allocated $12,900,000, it is said.

Insiders here believe maximum which the British Government will allow in the third agreement for allocation is $15,000,000.

200 Attend Paramount's First N'York Tradeshow

(*Continued from Page* 1)

attended the showings at the Normandie Theater.

Today Paramount will present "Henry Aldrich for President" and "New York Town." Final picture of the first block of five, "Hold Back the Dawn," will be shown tomorrow.

Among exhibs. at yesterday's screenings were Leslie Schwartz, Sam Goodman, Max Freed of the Century Circuit; Sid Denneau and Al Reade of Fabian; Leon Rosenblatt and Bernie Brooks of Rosenblatt & Welt; Irving Renner and Jack Hatten of Interboro Circuit; Harry Lowenstein, president of the New Jersey Allied; L. Moss, Garry Piccione, Sam Rinzler and Irving Kaplan of Randforce Circuit; Leo Brecker, Frank Lynch of Skouras; Joe and Ed Seider of Prudential Circuit and Charles S. Meyerson of Oyster Bay.

Killed in Auto Crash

Chicago—Joseph Barton of the Stratford Theater was killed in an automobile accident.

James Maxwell Dead

Detroit—James Maxwell, engineer of the Michigan Theater, is dead. His wife and daughter survive.

TO THE COLORS!

Detroit—William Hammer, head shipper for 20th-Fox, just returned from his honeymoon after marrying the former Phyllis Turner of RKO, is being inducted into the Army today. Kenneth Watson, his assistant, succeeds him. Hammer's predecessor, Louis Fava, was also taken by the Army.

More Playing Time, Higher Scales Urged

(Continued from Page 1)

pany can obtain the revenue on its pictures to which it is entitled."

By exerting every effort toward longer engagements and better box office prices, Skouras said distributors could concentrate on the American market and make a profit there without worrying about the foreign field.

Skouras predicted that the new selling system will mean much closer co-operation between exhibitors and distributors through the more frequent contacts that will be necessary. He foresees a new era for the better of the industry, and pledged his full support to that end.

At the afternoon session of the initial day of the Blackstone Hotel meeting, Sears spoke on the greater need of executive ability in branch managers as a result of N. Y. consent decree requirements. He declared that Warners through the recent elimination of outposts and other intermediary channels of contact between home office and field had given new importance to branch heads and placed the company in position for constant and quick contact with the field.

Sears told the delegates to be prepared for handling as many as 250,000 contacts under the decree, compared to the 11,000 customarily closed in a season.

Lowell Calvert, representative for Frank Capra spoke to the delegates.

Kalmenson Division Wins Gradwell Sears Drive

Chicago—Announcement by Carl Leserman of winners in the Sears Drive in which Ben Kalmenson's Western and Southern Division again nosed out Roy Haines' Eastern and Canadian division for first place was the main item of the opening session of Warners' national sales convention.

Following brief introductory remarks by Sears, the winners were announced by Leserman as follows:

Division winner, prize $1,000, Ben Kalmenson; District winners, first prize, $2,500, Henry Herbel, West Coast district; second prize, $1,500 Wolfe Cohen Canadian district; third prize $1,000, Ralph McCoy, Southeast district. Branch winners: First prize, amount distributed, $3,500, Seattle, William Shartin, manager; second prize, $3,000, Winnipeg, Lou Geller, manager; third prize, $2,750, Los Angeles, W. E. Callaway, manager; fourth prize, $2,500, Atlanta, Tom Gilliam, manager; fifth prize, $2,000 Calgary, Sam Pearlman, manager; sixth prize, $1,750, Salt Lake City, William Gordon, manager; seventh prize, $1,500, Washington, D. C., Fred Beiersdorf, manager; eighth prize, $1,250, Portland, Vete Stewart, manager; ninth prize, $1,000, St. John, L. McKenzie, manager; tenth prize, $750, San Francisco, Al Shmitkin, manager.

After the Sears winners were made known, the delegates attended a screening of "Dive Bomber" in the Cinema Theater.

Imagination and Initiative Called for by Spyros Skouras

Chicago—Imagination and initiative of salesman and showman can be revived, said Spyros Skouras yesterday in a wire to Gradwell L. Sears at the Warner convention. "You now have the instrumentality and the right to merchandise your product on its merit," Skouras said, and "to foster and advocate among your accounts the policies and treatment that will sell the product to its best advantage."

RCA Alert Receiver Does a Paul Revere

RCA's new alert receiver, which played a Paul Revere role in a defense demonstration yesterday, is adaptable for use in television, the company pointed out. Receiver, which can be employed to notify tele set owners of an unscheduled event, turns on automatically when it receives a special inaudible signal from a broadcasting station, rings a bell to summon listeners, and then shuts off when an "all-clear" signal is flashed.

Louis C. Hehl Dead at 83; St. Louis Funeral Today

(Continued from Page 1)

MPTO of St. Louis, Eastern Missouri and Southern Illinois, and a pioneer midwestern exhib. Hehl organized the company that erected the Favorite, nickelodeon, in 1905, and later was identified with other theaters, retiring from active exhibition to fill the MPTO post.

A former state legislator and active in fraternal organizations with his wife he reared 14 homeless children.

Air Corps Using WB Short

"Wings Of Steel," Warner preparedness short produced in co-op. with the U. S. Army Corp., has been adopted by the Air Corps for nation-wide use in special waiting rooms designated in all important rail depots for service men.

Coston to be Host at Party For Grad Sears on Thursday

Chicago—Social highlight of the Warner sales convention at the Hotel Blackstone will be a big cocktail party and buffet given Thursday at 5 p. m. by James E. Coston in honor of Gradwell L. Sears. Coston has invited not only the theater managers and executives in his zone and the convention delegates, but also city officials, circuit operators, as well as indie theater men throughout the area and the press. More than 500 are expected.

Eddie Cantor on Stage And Screen for Warners

West Coast Bureau of THE FILM DAILY

Hollywood—Eddie Cantor will star on the stage and screen for Warners in a deal concluded with Jack L. Warner, vice-president in charge of production. Cantor will make his first Broadway appearance in 13 years in "Banjo Eyes" this Fall at the Hollywood Theater. Adapted from "Three Men On a Horse," the musical will be filmed next Spring. The stage musical will be produced by Cantor and Albert Lewis.

Nazis Would Close Europe to U. S. Pix

(Continued from Page 1)

experts viewed the move as the "most serious challenge from a ruthless competitor in Hollywood history," and pointed out that the "congress" was attended by reps. of Sweden, Spain, Switzerland and Portugal, four countries in which the U. S. distribs. still do some business.

The cable asserted:

"Informed circles pointed out that the German plan was to make the elimination of American and British-made films permanent by forcing distributors in every part of Europe to sign long-term contracts and by offering them films so cheaply that American picture companies would be unable to compete even after the war."

James V. Ritchey Dead; Internment Services Today

(Continued from Page 1)

man died Sunday at his Stamford, Conn. home.

Surviving are his wife, Mrs Bessie Norton Ritchey, and two sons, Norton V. Ritchey, Monogram's foreign manager and president of Ritchey International Corp., and James V. Ritchey.

Haynes Rites in Memphis

Memphis—Funeral services were held here for T. B. "Tommy" Haynes, for the past 14 years salesman for Columbia, who died from hurts received when his car collided with a truck near Turrell, Ark. He is survived by his wife, Beulah Hammer Haynes and two daughters, Joy and Sally Pat.

Mayers Get White Rights

Archie Mayers, general manager of World Pictures has acquired national distribution rights to "Mystery in Swing," Negro cast pix, for white houses.

Academic Finishes Short

Academic Film Co., Inc., has completed the fifth two-reel subject, "Our Louisiana Purchase," in its series of American historical short subjects for PRC

Allan Forest Dead

Detroit—Allan Forest, film star in the silent days, and director for commercial film companies here for 10 years, died in Grace Hospital from a liver ailment.

"Dr. Jekyll" at Pop Prices

Metro has fixed a continuous showings-pop price policy for "Dr. Jekyll and Mr. Hyde" which has its world premiere at the Astor Aug. 12.

Helen Gwynne With WB

Helen Gwynne, formerly of Time and PM, joins the Warner publicity department as magazine contact under Mitch Rawson.

« REVIEWS »

"Nothing But the Truth"

with Bob Hope, Paulette Goddard

(In Para.'s First 5-Block)

Paramount 90 Mins.

FAST AND GAG-LADEN COMEDY WITH THE POWER AND B. O. NAMES TO SCORE IN ALL SITUATIONS.

Back in '20 and '29, film versions of "Nothing But the Truth" appeared. But it's only splitting hairs to call the present opus a revival, because Producer Arthur Hornblow and Director Elliott Nugent have brought the story so up-to-date that it bears only a distant resemblance to its progenitors on the screen. This up-to-dateness is fundamentally to be credited to Don Hartman and Ken Englund, who penned the screenplay. The Hornblow-Nugent combo did the rest to set the stage.

The prime thing they did was to cast Bob Hope in the top role,—a deed which accounts largely for the picture's box office power and its sustained ability to exact salvos of belly-laughs. Indeed, where there's Hope there's Life,—if you'll pardon the twisting of the adage. Bob makes this his picture via a lilting, side-splitting performance, rendered to the tune of spicy situations and crisp, punchy, down-to-earth dialogue. It is geared to make any audience forget every care, real or imagined.

In addition to the irrepressible Mr. Hope, there is an able, enthusiastic cast, the femme luminary of which is the exotic Paulette Goddard, via whom another b.o. name is supplied to the marquee. This film should do strong biz in all situations as a result of its swirling comedy and intense tempo.

Its plot discloses a big business man's niece entrusting $10,000 to Hope, who wagers it with three commercial colleagues that he can go 24 hours without telling a lie. He does it, but with devastating consequences wherever he goes, shocking dowagers, dinner parties, and week-end guests aboard a luxurious houseboat. At the finale he wins not only the wager but the Goddard heart. Elliott Nugent's direction is expert, as is Charles Lang's photography. Helen Vinson is swell as "the other woman" in the action.

CAST: Bob Hope, Paulette Goddard, Edward Arnold, Leif Erikson, Glenn Anders, Helen Vinson, Grant Mitchell, Willie Best, Clarence Kolb, Catherine Doucet, Mary Forbes, Rose Hobart, Leon Belasco, Helen Millard, William Wright, Oscar Smith, Dick Chandler, Catherine Craig, Edward McWade, Keith Richards, James Blaine, Jack Egan.

CREDITS: Producer, Arthur Hornblow; Director, Elliott Nugent; Screenplay, Don Hartman, Ken Englund; Based on the play by James Montgomery, and the novel by Frederick S. Isham; Cameraman, Charles Lang; Sound Mixer, Phil Wisdom; Film Editor, Alma Macrorie; Art Directors, Hans Dreier, Robert Usher.

DIRECTION, Expert. PHOTOGRAPHY, Fine.

Pa. Rejects Soviet Pix

Philadelphia—State censor board has rejected two Soviet pix, "Soviet Border" and "Red Army."

'Mr. Jordan' at Music Hall Aug. 7

Columbia's "Here Comes Mr. Jordan" premieres at the Music Hall, Aug. 7.

A GREAT PLUG
BY A GREAT
COMEDIAN . . .
FOR A
GREAT CAUSE
AND A
GREAT COMEDY!

JACK BENNY

(STAR OF "CHARLEY'S AUNT")

ON THE

"MILLIONS FOR DEFENSE" PROGRAM

WEDNESDAY NIGHT
JULY 30th
AT 9 P. M., EDST
OVER CBS
FROM COAST TO COAST!

Nationally advertised in key-city newspapers! Listen in with the millions!

20th CENTURY FOX

METRO-GOLDWYN-MAYER
READING DEPT.
AUG 4 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 21 NEW YORK, WEDNESDAY, JULY 30, 1941 TEN CENTS

TAX FIRST CENT OF ADMISSIONS—ALLIED

Warners to Hold Special Tradeshows for Shorts

Program of 86 to Be Split Into Two-Hour Bills; Sales Already at 5,000, a Record

Chicago—Warners plan a series of approximately 12 special tradeshows of 1941-42 shorts, the subjects to be grouped into two-hour programs, in exchange cities during the year, the company's sales convention at the Blackstone Hotel was informed yesterday by Norman H. Moray, shorts sales chief.

Moray was introduced by Grad L. Sears, who predicted that the N. Y. consent decree spells the even-

(*Continued on Page* 7)

Lasky Joins Warners; To Make 'Mark Twain'

Chicago—Jesse L. Lasky has affiliated himself exclusively with the Warner Bros. organization and his next production will be "The Adventures of Mark Twain," the producer announced yesterday at the Warner convention.

Lasky paid high tribute to H. M. Warner, Jack L. Warner, Hal B. Wallis, S. Charles Einfeld, Gradwell

(*Continued on Page* 7)

Kanin Can't Direct for Army; He's Just a Private

Washington Bureau of THE FILM DAILY

Washington—No matter how badly Garson Kanin and other Hollywood directors who have been drafted may be needed in officer capacity to make training films, under a ruling from the Secretary of War they cannot

(*Continued on Page* 2)

Distribs. Continuing Operations in Japan

Despite press reports yesterday to the contrary, American film companies are not suspending operations in Japan, according to foreign department heads. Although the industry is not able to take money out of the country, it is the intention of the companies to keep their organizations in Tokyo intact as long as possible.

ALLOT $2,500,000 FOR METRO ADS

Will be Spent Largely for Newspaper Space; Total of 145 Dailies Placed on Schedule by Dietz

Metro has allocated approximately $2,500,000 for its 1941-42 ad budget, it was announced yesterday by Howard Dietz, exec. in charge of promotion. "Spending allowance," Dietz stated, will largely go for newspaper space, with a total of 145 papers, representing a circulation above 31,000,000, receiving the bulk of the press appropriation.

Metro copy will go into magazines with more than 55,000,000 circulation; list includes five farm papers with 8,000,000 circulation.

Company's "most read" ad feature, "The Lion's Roar" column, will be used in 24 mags, with 35,000,000 aggregate circulation.

First 1941-42 pix to benefit from the national ad campaign are "Dr. Jekyll and Mr. Hyde" and "Lady Be Good." To follow early will be "The Chocolate Soldier," "Panama Hattie," "Babes on Broadway," "The Female of the Species" and the as yet untitled Garbo pic.

Theater Authority To Battle Ruling

Continued opposition to the recent ruling of the Treasury Department which would exact admission taxes on benefits which pay a percentage or a share of the percentage to Theater Authority was voted by the or-

(*Continued on Page* 4)

AGMA Members Win Fight To Escape AFM Affiliation

Albany—The Court of Appeals by a five to two decision yesterday upset the ruling of the Appellate Division and held that members of

(*Continued on Page* 7)

Best Terms in Past As Fox "Yardstick"

Twentieth-Fox is employing terms secured during the last three seasons as a yardstick in pricing films for 1941-42 in all situations where it is not bound by franchises or term contracts.

Thus, for such pix as "Charley's

(*Continued on Page* 7)

Preview Plus Departing Feature Stirs Squawks

Syracuse, N. Y.—RKO-Schine Paramount is reviving, in modified form, a policy of showing the main feature of the program due to open on

(*Continued on Page* 6)

Benefits Based on Efforts

Decree Creating New Opportunities--Sears

Chicago — Producer, distributor and exhibitor will benefit according to the extent of their efforts under the new conditions in the industry starting Sept 1, Gradwell Sears, Warner Bros. general sales manager, said yesterday at the business session of the company's annual sales convention here.

Producers no longer will be

(*Continued on Page* 6)

See Gas Rationing Due In East After Sept. 1

Gas and oil rationing on a "moderate" basis looms up for the East immediately after Sept. 1, in the opinion of well informed oil men here. They said they felt one of the first moves would be to close

(*Continued on Page* 6)

Nine-Cent Exemption Will Mean Price Cutting, View Of Myers, General Counsel

Allied will seek amendments to the new revenue bill which will tax admissions beginning with the first penny and exempt the 10-cent admissions of children as defined in the bill, according to a general bulletin made public yesterday by Abram F. Myers, general counsel.

Pointing out that the bill will be considered in the House this week and hearings on the Senate side are to start Aug. 4, Myers declares that the task before the exhibitors is to

(*Continued on Page* 7)

Schaefer May Attend RKO Rio Convention

A four-day convention of RKO's personnel in Brazil is scheduled to open Aug. 22 in Rio de Janeiro. The South American premiere of Walt Disney's "Fantasia" will be held in Rio on Aug. 23 and may be at-

(*Continued on Page* 2)

Loew's Adding Houses to South American Circuit

Increated activity in theater building in the foreign market is shown by Loew's which now has a 2,500

(*Continued on Page* 2)

No Rodgers Request For Release, Schenck

West Coast Bur., THE FILM DAILY

Hollywood—Asked regarding overtures made by member-owners of United Artists to William F. Rodgers to accept the presidency of UA President Nicholas M. Schenck of Loew's yesterday pointed out that Rodgers' contract has three years more to go and furthermore that Rodgers has not asked for his release. It is known member-owners of UA did not want the story that they were seeking Rodgers to break at this time, the opening of the sales season, feeling it would embarrass Rodgers.

THE NEWSPAPER OF FILMDOM THE FILM DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 21 Wed., July 30, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Tuesday, July 29)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	10	9¾	10	+ ½
Col. Picts. vtc. (2½%)	6⅜	6¼	6⅜	+ ⅝
Columbia Picts. pfd.	26½	26½	26½	.....
Con. Fm. Ind.	⅞	⅞	⅞	+1-16
East. Kodak	141	139¾	139¾	— 1½
do pfd.	175½	175½	175½	— ½
Gen. Th. Eq.	13¼	13¼	13¼	— ¼
Loew's, Inc.	34⅛	33⅞	34	+ ⅛
Paramount	12¾	12⅜	12⅜	— ¼
Para. 1st pfd.	99⅝	99¼	99¼	.....
Para. 2nd pfd.	11⅝	11½	11½	.....
Pathe Film	14	13½	13⅞	.....
RKO	3⅜	3¼	3¼	— ⅛
20th Century-Fox	6⅞	6¾	6¾	— ¼
Warner Bros.	4⅝	4½	4½	— ⅛
NEW YORK CURB MARKET				
Technicolor	9½	9⅜	9½	— ⅛
Universal Corp. vtc.	6¾	6⅝	6¾	+ ⅛

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	62½	65¼
Roxy Thea. Bldg. 4s 1st '57	60	63½

Bennis Files Clearance Complaint in Chicago

Chicago—Steve Bennis, operator of the Lincoln and Grand Theaters, Lincoln, Ill., has filed an arbitration complaint against Paramount, Loew's, 20th-Fox, Warners and RKO charging discrimination in 21 day clearance required on Chicago Loop runs and Bloomington, Ill. runs.

Bennis wants clearance based on Springfield, Ill. runs. Following theaters are involved: Majestic, Castle, Irving, Front, all Bloomington; Tivoli, Strand, State, Southtown, Senate, Roxy, Panthen, Orpheum, Fox, Lincoln, Esquire, Kerasotes and Frisina circuits, Springfield.

"Caroline" Pinked in Chicago

Chicago—"My Life With Caroline," which opened at the Palace yesterday, was pinked by the censor.

ALONG THE RIALTO
WITH
Phil M. Daly

CHICAGO

● ● ● THIS is still the W. C......but the "W" now stands......for Warners......instead of Windy......Yet if anything, the town's breezier than ever......thanks to the pep and enthusiasm......of the Warner hosts......assembled at the Blackstone here......for the traditional sales convention......The spirit evidenced by Grad Sears' sales forces......augurs well for the 1941-42 season......And certainly no less......does that lineup of product......both features and shorts......which is holding the spotlight......

▼ ▼ ▼

● ● ● *NEWS sleuthing thru the Blackstone's corridors......the visiting scribe finds much to write about......F'rinstance, Grad Sears came off winner......in the famous WB East vs. West golf duel......Ralph McCoy of Atlanta maintained his perfect record......by again coming through......to take a piece of the Sears Drive coin......Jake Wilk received plenty of plaudits......for the knockout story lineup......accumulated for the new WB program......Carl Leserman and Mort Blumenstock......were guests aboard Sen. Charles Weber's......130-foot yacht on Lake Michigan.......Norman Moray, an up-and-at-'em gent......modestly disclosed that......a record number of contracts already has been closed......on 1941-42 shorts......*

▼ ▼ ▼

● ● ● BOB Taplinger, in from the studio......with praise-ammunition on coming pix......was greeted by Charlie Einfeld with......"If you just tell the truth about our new program......it'll be praise enough"......Monroe Rubinger, Chi. field exploiteer......turned a neat trick......in inducing the Blackstone......to unfurl......a Warner welcome flag on the marquee......Chalk it down as a "first"......Nominated as among the busiest here......Roy Haines, Ben Kalmenson, and the here-there-and-everywhere......Mister Einfeld......Plenty o' laughs in Don Gillette's......convention special of The Warner Spirit......which gazes into the Future (in reverse)......and presents pictorially advance memories......of forthcoming WB meets......

Kanin Can't Direct for Army; He's Just a Private

(Continued from Page 1)

be given such status without going through the regular officers' training course.

Until recently Kanin was a top-Hollywood director. Then he was drafted and is now serving as a private. It is said that his services are urgently needed for directing training films, but he can't be used in that capacity as a private, and under the ruling by the Secretary of War he can't become an officer without being specially selected for officers' training on the basis of leadership, ability and other qualifications, and then going through the officer's course.

A number of other Hollywood technicians whose services are needed for making training films are in similar situations.

The ex-Hollywooders can't be given director's jobs while they are serving as private because they wouldn't have the proper authority over their crews, and because of other conflicts which inevitably arise because of rank.

RKO Brazilian Convention May Call Schaefer, Disney

(Continued from Page 1)

tended by several home office executives.

It is reported that George J. Schaefer, RKO president, may attend the Brazilian sessions, as well as Disney and Jock Whitney. Phil Reisman, vice-president in charge of the foreign department. will be present.

A staff of technicians and designers also may make the trip for the purpose of studying Latin American costumes, customs and characteristics of the people in order to incorporate accuracy in future productions dealing with South America.

William Parke Rites Will be Held Today

Rites for William Parke, 68, veteran stage and screen actor and director, who died of a heart attack here Monday, will be held today at the Church of the Transfiguration. His widow and three sons, two by a former marriage, survive.

COMING and GOING

DAVE MILLER, Universal's Central district manager, leaves for Pittsburgh tonight after visiting the home office.

HERBERT A. WHITE, 20th-Fox's manager for Cuba, is en route to Havana.

UNA MERKEL arrived yesterday from the Coast to do three air shows and visit the strawhat theaters.

ALLYN JOSLYN leaves the cast of "Arsenic and Old Lace" after Saturday night's performance for a four-week film assignment in Hollywood.

FRANK ALBERTSON, who finishes his role in the screen version of "Louisiana Purchase," on Aug. 9, returns to New York the following day by plane to start in rehearsals of Otto Preminger's Broadway play, "The Great Whitewash."

JOSEPH BERNHARD arrives on the Coast today for conferences with Harry and Jack Warner and studio officials.

PAUL EAGLER, of RKO's special camera effects department, is in Miami to film background shots and exteriors for "Unexpected Uncle."

LOU JACKSON arrives from London in mid-August.

GUS W. LAMPE, Schine division manager, is in town from Gloversville.

HARRY UNTERFORT, RKO Schine city manager, has returned to Syracuse after a short Belle Harbor vacation.

FRED PUTNAM, manager, Peoples Theater, Port Arthur, Tex., has been vacationing in Canada, New York and his former home, Richmond, Va.

BEN LOURIES, Columbia, New Haven salesman, visited his son, Bob, at camp at Brandon, Vt.

DAVE KAUFMAN, Poli, New Haven artists, is on a motor tour in upper New York.

GEORGE SWARTZ and **MARCEL MEKELBURG** of the North Eastern Film Co. of Boston, have returned after several days in New York obtaining product.

Loew's Adding Houses to South American Circuit

(Continued from Page 1)

seater under construction in Valparaiso, Chile. The house is the third to be constructed recently in South America and is reported to cost about $250,000.

Completion of the theater in Chile will give Loew's eight houses throughout Latin-America. Company is completing construction of two houses in Rio de Janeiro, the 2,300-seat Metro-Copocabana which opens in September and the 2,000-seat Metro-Tijuca opening in October. In addition, there are two others in Rio de Janeiro, one in Lima, Peru, Montivedeo, Uruguay, and San Juan, Puerto Rico.

Sam N. Burger, foreign department home office representative, leaves in about two weeks to supervise the Rio openings.

"Happy Birthday to You"
TELEGRAM

Sidney R. Kent Holmes Herbert
Robert Bennett

HIS FUTURE THREATENED!

Was he to pay for another man's past? Why was he unable to prove his innocence? Who held the key to the dire secret that threatened to destroy the great love that was his life?

Introducing a great, new screen star, RAY MIDDLETON, whom millions cheered in "The American Jubilee" at the New York World's Fair.

HURRICANE SMITH

Ray MIDDLETON ★ *Jane* WYATT

HARRY DAVENPORT

J. EDWARD BROMBERG

HENRY BRANDON

BERNARD VORHAUS—*Director*

Screen Play by ROBERT PRESNELL

Original Story by CHARLES G. BOOTH

A REPUBLIC PICTURE

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Here Comes Mr. Jordan"

with Robert Montgomery, Claude Raines, Evelyn Keyes
Columbia 93 Mins.

(HOLLYWOOD PREVIEW)

EXCEPTIONAL PICTURE WITH APPEAL TO YOUNG AND OLD SHOULD RATE WITH THE BETTER GROSSERS OF THE SEASON.

Chalk this one down as an exceptional picture, a picture that will be widely discussed, a picture that will catch the fancy of both young and old, and, as a result, a picture that should rank with the better grossers of the season.

Producer Everett Riskin, noted for his successes in the field of comedy, had no cinch with this property which might easily have backfired with an inexperienced hand at the helm. But Riskin's talent and knowledge has placed this finished product very near the peak of perfection in film making.

A delicate subject, dealing in metaphysics, life after death, portraying the Maker and Heaven, "Mr. Jordan" nevertheless has more bellylaughs, more human drama, more downright solid entertainment in its ninety-three minutes than you'll find in a dozen ordinary "A" pictures. And despite the alarming proximity of tender toes, no one gets hurt. On the contrary, religious groups might well sponsor showings of this "human" look into the future.

Robert Montgomery's superb performance of the lost soul was only slightly overshadowed, according to the spontaneous vote of the preview audience, by the characterization of his manager as done by James Gleason. Claude Rains, Edward Evertt Horton, Rita Johnson, John Emery and Donald MacBride upheld the standard set and give sterling accounts of themselves. Evelyn Keyes, deserves a separate notice for her work. With beauty, presence and real thespic ability, she should go far from here on.

Megger Alexander Hall's direction from Sidney Buchman and Seton I. Miller's adaptation of the play "Heaven Can Wait" by Harry Segall, is smooth, thoughful and lacks nothing. Joseph Walker's lensing is at times breathtaking.

Robert Montgomery, a prize fighter, is flying to New York, alone, in an airplane. A line breaks and he is suddenly sent plummeting to earth and a crash that demolishes the plane.

He is next seen in "heaven" accompanying "messenger" Edward Horton to meet "Mr. Jordan" (Claude Rains). A check of the "expected" list shows that there has been some mistake. Montgomery has another fifty years before he can be accepted. Horton admits he was a little anxious and snatched Montgomery's soul before the plane hit the earth—so the only thing to do is to return it to his body. Back to earth Montgomery is horrified to discover that he has been cremated and a search begins to find him another body in which to continue his life.

The plot thickens and gets so complicated that you find yourself actually believing everything that happens from then on, until in the final scene Montgomery, in another body, finds the girl he loves and begins with her that fifty year stretch.

There is enough laughter here for the rabid comedy fan and plenty for the thinker. It's a cinch for young and old.

CAST: Robert Montgomery, Evelyn Keyes, Claude Rains, Rita Johnson, Edward Everett Horton, James Gleason, John Emery, Donald MacBride, Don Costello, Halliwell Hobbes, Benny Rubin.

CREDITS: Producer, Everett Riskin; Director; Alexander Hall; Screenplay, Seton I. Miller and Sidney Buchman; Author; Harry Segall; Cameraman, Joseph Walker; Art Director, Lionel Banks; Music, M. W. Stoloff; Film Editor, Viola Lawrence.

DIRECTION, Superb. PHOTOGRAPHY, Excellent.

"Down in San Diego"

with Bonita Granville, Ray McDonald, Dan Dailey, Jr.
M-G-M 70 Mins.

(In M-G-M's First Block)

MINOR EFFORT BUT WITH ENOUGH ACTION TO MAKE SATISFACTORY PROGRAM PICTURE.

Metro trots out its juvenile troupe and the results exceed the material. A minor and routine treatment of an espionage story is given a refreshing lift by the collective performances of a group of youngsters headed by Bonita Granville, Dorothy Morris, Ray McDonald and Leo Gorcey.

Screenwriters Harry Clork and Franz G. Spencer have been fairly successful in fashioning some rapid-fire dialogue in the modern jargon which the youngsters click off for some solid laughs. Pert Miss Morris shares top honors with Miss Granville while the male members of the troupe uniformly handle their roles in a workmanlike manner.

The plot revolves around Al Haines, brother of Miss Granville who attempts to break away from his gangster friends by joining the U. S. Marines. He is framed by the mob and forced to act as a dupe for a foreign spy outfit. The kids come to Haines's rescue without the latter's knowledge and help uncover the spies by some snappy sleuthing.

CAST: Bonita Granville, Ray McDonald, Dan Dailey, Jr., Dorothy Morris, Leo Gorcey, Henry O'Neill, Stanley Clements.

CREDITS: Producer, Frederick Stephani; Director, Robert B. Sinclair; Screenplay, Harry Clork and Franz G. Spencer; Original Story, Franz G. Spencer; Cameraman, Paul Vogel; Film Editor, Ben Lewis; Musical Score, David Snell.

DIRECTION, Fair. PHOTOGRAPHY, Good.

Theater Authority to Press Fight on Benefit Tax Rule

(Continued from Page 1)

ganization's governing board at a meeting yestreday.

The board also elected Frank Gillmore, president, to succeed the late Sam A. Scribner. Brock Pemberton was named first vice-president and Mrs. Florence Marston of the Screen Actors' Guild was selected second vice-president.

Stephenson Dies on Coast

West Coast Bureau of THE FILM DAILY

Hollywood — James Stephenson, 52, English screen character actor, died yesterday of a heart attack at his Santa Monica home.

"Henry Aldrich for President"

with James Lydon, Charles Smith, June Preisser, Mary Anderson
Paramount 75 Mins.

(In Para.'s First 5-Block)

GOOD FAMILY-AUDIENCE COMEDY, WITH LOTS OF LAUGHS AND YOUTHFUL ZIP, PLUS HUMAN INTEREST.

In Paramount's first block-of-five for the new season, "Henry Aldrich for President" is the candidate for family entertainment, carrying as it does a goodly degree of appeal for adults, and particularly so for the up-and-coming generation. The footage bubbles over with the modern manifestations of youth,—pep, humor, and human interest.

James Lydon, the angular and rather typical boy whom anyone is likely to find in a cross-section of current high school material, has the title role, which he plays well and understandingly. His sidekick is Charles Smith, whose screenplay function, aside from being able to wiggle an ear much to the delight of his classmates (and the audience), is to get pal James into devious scrapes and then aid in getting him out of them. Blonde June Preisser makes an attractive, incipient vamp, whose ambition and womanly ways are sufficiently developed to go a long way toward shattering, betimes, the romance 'twixt Mary Anderson and young Mr. Lydon.

The character, Henry Aldrich, is so widely known, and solidly established, that this picture has a pre-sold fan following. Its biggest asset beyond that is that it is a comedy with lots of clean laughs. The villian of the piece is Kenneth Howell (as Irwin Barrett), and a good heavy he is. He looks like a sure winner in the class's presidential election, but to make sure he can split the opposition vote and ride in, hands down.

June Preisser gets Lydon to agree to run, and Jimmy does, and gets elected. But there's a helluva scandal attached to the election, but this is cleared up at the finale, with Howell in full disgrace. The said finale is uproariously funny, witnessing Lydon piloting a plane whose passenger is the itinerant printer whom Howell has employed to turn out fake election ballots. Hugh Bennett's direction is skillful, and reflects how well he knows the psychology of today's young bloods. "Henry Aldrich for President" is not a big picture, but it has a good wholesome wallop. John Mescall's photography is capable.

CAST: James Lydon, Charles Smith, June Preisser, Mary Anderson, Martha Driscoll, Dorothy Peterson, John Litel, Rod Cameron, Frank Coghlan, Jr., Lucien Littlefield, Kenneth Howell, Buddy Pepper, Vaughan Glaser, Dick Paxton, Paul Matthews, Bob Pittard, Bud McCollister, Carmen Johnson, Helen Westcott, Rosita Butler, Georgia Lee Settle.

CREDITS: Producer, Sol C. Siegel; Associate Producer, Joseph Sistrom; Director, Hugh Bennett; Original Screenplay, Val Burton (a sequel to the Clifford Goldsmith Henry Aldrich stories); Sound Mixer, George Dutton; Film Editor, Thomas Neff; Art Directors, Hans Dreier, Franz Bachelin; Cameraman, John Mescall.

DIRECTION, Skillful. PHOTOGRAPHY, Capable.

"New York Town"

with Fred MacMurray, Mary Martin
Paramount 94 Mins.

(In Para.'s First 5-Block)

FROTHY, PLEASANT ROMANCE FORTIFIED WITH AMUSING SITUATIONS. SHOULD DO WELL IN MOST STANDS.

Romance is the keynote here,—Producer Anthony Veiller aiming at audience heartstrings, and scoring a fairly direct hit with the well-tried Cinderella theme. Audiences of all types should like the story, and the performances of the two stars who dominate the action. There is a big helping of New York atmosphere in the footage, and this will serve additionally to satisfy the fan appetite.

Fred MacMurray is cast as the "flagstone photog," who snaps pedestrians along the city's sidewalks for a living,—and that's just about all. Sharing his fortunes is Akim Tamiroff, a Polish professor of art who is seeking American citizenship. Partner Tamiroff's function in the "enterprise" he shares with MacMurray is to take the latter's photographs of celebs-on-the-hoof and make oil paintings, which are then offered for sale to the pride-filled subjects themselves.

While pounding the pavements with his camera, MacMurray meets a Vermont girl who is broke, and with no immediate prospects of conquering New York. He befriends her, giving her lodging under his and Tamiroff's roof. The befriended Mary Martin falls in love with her snapshot benefactor, but the latter has been preaching to her that she should marry a man of wealth.

In desperation, the eye-filling Miss Martin sets her cap for a young millionaire (Robert Preston) who proposes to her. Then, "seeing the light," MacMurray goes to his rival's pretentious mansion, and, with only the justification of a screenplay, lets go at him with haymakers, although he himself has picked his victim to be La Martin's hubby. Aside from the incongruities of the piece, there is considerable entertainment, studded here and there with pathos and counter-balancing laughs.

While, in a number of respects, the plot is something you've seen before, it must be set down that the yarn is ingeniously told from the standpoint of technique and plot structure. The attraction has enough on the ball to provide an hour and a half's diversion for most filmgoers. Leads and the cast generally are competent, as is Charles Vidor's direction. Naturally, at the finale, Fred and Mary face the future together. Charles Schoenbaum's photography is effective throughout.

CAST: Fred MacMurray, Mary Martin, Robert Preston, Akim Tamiroff, Lynne Overman, Eric Blore, Fuzzy Knight, Cecil Kellaway, Olive Prickett, Ken Carpenter, Iris Adrian, Edward McNamara, Sam McDaniel, Grace Hayle, Chester Clute, Linda Gage, Frances Marion, George Meader, Marshall Ruth, Margaret Hays, Marjorie Dean, Lilyan Irene, Jack Rice, Monte Blue.

CREDITS: Producer, Anthony Veiller; Director, Charles Vidor; Screenplay, Jo Swerling, S. Lewis Meltzer; Based on a story by Jo Swerling; Sound Mixer, Hugo Grenzbach; Film Editor, Doane Harrison; Art Directors, Hans Dreier, William Pereira; Cameraman, Charles Schoenbaum.

DIRECTION, Capable. PHOTOGRAPHY, Tip-Top.

A FREE HAND

NEW lightings, new camera angles enliven today's screen productions. Complete confidence in the wide latitude and unvarying uniformity of Eastman negative films encourages directors and cameramen to take full advantage of every dramatic situation. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., ***Distributors***

Fort Lee Chicago Hollywood

PLUS-X

for general studio use

SUPER-XX

when little light is available

BACKGROUND-X

for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS

Benefits of Decree Up to Individual

(Continued from Page 1)

shackled by necessity of turning out a specific number of pictures to meet release dates, Sears said, but instead they will be able to give each story the full treatment it deserves without budget restrictions. Each picture will be sold for its full worth, he said.

"For our part," Sears declared, "we intend to exert our greatest efforts and invest the largest sums to date in turning out good pictures. Further than that, our advertising and publicity departments, headed by Charles Einfeld, Mort Blumenstock and Bob Taplinger, are going to help the exhibitor as never before by their elaborate plans to create public interest in, and a demand for, our pictures. If that doesn't help exhibitors to greater prosperity than ever, nothing will."

Other speakers introduced by Sears included Jesse Lasky and Howard Levinson of the home office legal department.

Preview Plus Departing Feature Stirs Squawks

(Continued from Page 1)

Wednesday, together with the main feature of the current week, at the 9 o'clock show on Tuesday night. This differs slightly from the two-for-one policy that caused independent operators so much concern in the past and was discontinued by agreement at the insistence of the now locally inoperative Allied Theater Owners of New York, Inc., in that a complete double bill is not presented.

From reliable sources it is indicated that the members of the local branch of the MPTO of New York will meet to take action on the new policy which is advertised as "a new idea."

CNFE Opens N. Y. Exchange

Consolidated National Film Exchanges, distributors of all-colored cast pictures, have opened a New York exchange at 729 Seventh Ave. to service the Eastern territory, according to Ted Toddy, president. George Spirocostas is the local booker. Plans are under way for production in the East, Toddy said.

Ascap-NBC Pact Near Signing

Ascap and NBC are in agreement on fundamentals, and a pact covering the use of the Society's music on the radio network is expected to be signed this week. Legal angles, including provisions covering relations in states with anti-Ascap laws, are said to be holding up the pact. Conference of attorneys representing both sides will be held today.

☆ REVIEWS OF THE NEW FILMS ☆

"Hold That Ghost"

with Abbott and Costello

Universal 86 Mins.

SURE-FIRE RIOTOUS COMEDY IS CINCH TO PLEASE AND SHOULD RING THE BOX-OFFICE BELL.

Following the formula of the former A & C hits, with the sure-fire locale of a haunted tavern, and a rapid succession of those old-new burlesque routines, "Hold That Ghost" is a cinch to please all those theater patrons who have become rabid A & C fans in the past few months.

Lou Costello has never been funnier. At times his comedy is so fast that lines of dialogue are ignored and the audience roars at the pantomime he uses with his lines.

A plausible story, with Richard Carlson, Joan Davis and Evelyn Ankers to give it the "straight" touch, and probably more mechanical contrivances than have been used in a half-dozen chillers, is a perfect vehicle for the boys.

Ted Lewis and his band and The Andrews Sisters, who do a couple of routines at the beginning and the end of the film, should add considerably to the box-office draw of this.

Producers Burt Kelly and Glenn Tryon, with Megger Arthur Lubin at the throttle, have plenty of production here. Robert Lees and Fred Rinaldo's original and screenplay is topnotch material for the funny men.

A couple of service station attendants (Abbott and Costello) are trapped in a speeding automobile when the police chase a gangster. He is killed, and according to the terms of his will, the person or persons with him when he dies inherits his estate.

So the boys find themselves sole owners of a broken down tavern in a lonely part of the state. Richard Carlson, Joan Davis and Evelyn Ankers, are riding in the bus to the tavern when the driver dumps them all at the tavern door and runs off with their luggage.

The haunted house routine starts from there, and, while a group of gangsters, searching for the former owner's hidden wealth, play ghosts to Abbott and Costello's scared victims, everything happens.

However in the end everybody is happy. The boys own a night club with Ted Lewis and The Andrews Sisters working for them.

"Hold That Ghost," because it has everything that the former team's pictures has, should ring the bell as lucratively as did the others in the series.

CAST: Bud Abbott, Lou Costello, Richard Carlson, Joan Davis, Mischa Auer, Evelyn Ankers, Marc Lawrence, Shemp Howard, Russell Hicks, William Davidson.

CREDITS: Associate Producers: Burt Kelly and Glenn Tryon; Director, Arthur Lubin; Authors and Screenplay, Robert Lees and Fred Rinaldo and John Grant; Photography, Elwood Bredell and Joseph Valentine; Art Director, Jack Otterson; Musical Director, H. J. Salter; Musical Numbers, Nick Castle; Film Editor, Philip Cahn.

DIRECTION, Excellent. PHOTOGRAPHY, Good.

Schlaifer Under Knife

San Francisco—Charlie Schlaifer, veteran United Artists Theater press agent, is recovering from an operation at the University of California hospital.

"Father Steps Out"

with Frank Albertson, Jed Prouty and Lorna Gray

(HOLLYWOOD PREVIEW)

Monogram 63 Mins.

FAIR PICTURE; WILL PROVE SATISFACTORY ENTERTAINMENT FOR LOWER HALF OF TWIN BILLINGS.

"Father Steps Out" but at a pace that barely manages to sustain interest, despite the neat framework of the story. Underpaced, the picture still contains a chuckle or two that will cause it to pass muster in the lower brackets.

Faced with too much doctoring, a henpecking sister, numerous newspaper reporters who are digging for the facts of his stock manipulation that give him control of a competitive railroad, Father (Jed Prouty) leaves in his private railroad car for a vacation. One of the reporters (Frank Albertson) goes along under the guise of a doctor. During the trip, Father is lost from the train. Taking up with two hobos Father soon finds renewed interest in life, food, and a new vigor. Meanwhile his vanquished competitors manipulate the stocks so that Prouty is about to be sold out by the bank. Reporter Albertson steps in in time to find Father and return him to save all, and earn the final fadeout with Father's daughter, Helen (Lorna Gray).

Produced by Lindsley Parsons, with William T. Lackey acting as associate producer, production values were of fine caliber for the low budget field, with main slack due to either Joseph West's original screenplay or Jean Yarbrough's direction. Neither, however, can be held faulty to the extent of the displeasure of audiences but, perhaps, with the failure to take full advantage of a possible real "pleaser" in its intended class.

Fine bits were portrayed by Gene O'Donnell, John Dilson, Frank Faylen, Tristram Coffin, Charles Hall, John Maxwell, with Kathryn Sheldon performing ably as the henpecking sister.

Mack Stengler's photography showed to fine advantage.

CAST: Frank Albertson, Jed Prouty, Lorna Gray, Frank Faylen, John Dilson, Kathryn Sheldon, Charles Hall, John Maxwell, Mary Field, Tristram Coffin, Paul Maxey, Gene O'Donnell.

CREDITS: Producer, Lindsley Parsons; Associate Producer, William T. Lackey; Director, Jean Yarbrough; Screenplay, Joseph West; Photography, Mack Stengler; Art Director, Charles Clague; Musical Director, Edward Kay; Film Editor, Jack Ogilvie.

DIRECTION, Fair. PHOTOGRAPHY, Good.

Raines In Stage Venture

Leo the Lion rears some mighty cubs. Halsey Raines of the M-G-M publicity department will produce Irving Kaye Davis' latest comedy-drama "Cap and Gown" in association with the firm of Harry Blaney and Robert Marko. Play is tentatively set to open week of Sept. 22.

Charley Murray Dead

West Coast Bureau of THE FILM DAILY

Hollywood—Charley Murray, 69, screen comedian, died yesterday of pneumonia.

"Wide Open Town"

with William Boyd, Russell Hayden, Andy Clyde, Evelyn Brent

Paramount-Sherman 77½ Mins.

GOOD CLEAN ACTION ENTERTAINMENT WITH LOTS OF COMEDY RATES SPOT ON ANY BILL.

In "Wide Open Town," Producer Harry Sherman sticks pretty close to the solid Western formula of good clean action entertainment. There is no love interest, the villains all pay the price for their wrongdoings and right prevails in the end.

Mr. Sherman's record for making the best westerns that can be made at any price doesn't suffer with this one. It was photographed at the base of Mount Whitney in a setting of rare scenic beauty. That photographic splendor and the musical accompaniment has made these Boyd pictures stand out in their class.

The trio of adventurers, Boyd, Hayden and Clyde continue to be the same sure-fire personalities they have played in the entire series and they are well supported in this by Evelyn Brent, who doesn't show a single reason why she has been kept from the screen for so long. A newcomer, Bernice Kay, displays real promise with her role of the publisher's daughter.

On the trail of some cattle thieves, Boyd, Hayden and Clyde come into the town of Gunsight just in time to rescue Morris Ankrum from a beating at the hands of Victor Jory and his hoodlums. Because the town is lawless, run by saloon-keeper Evelyn Brent, Boyd accepts the job of temporary sheriff to clean it up.

With the help of some of the town's better citizens he traps or kills the badmen one after one until in the last reel he wipes them all out in a "clean-up" gun fight.

Miss Brent reforms and saves little Miss Kay from the vengeance of Jory—but she too goes to jail, with the promise of help from the town's best citizens.

There is plenty of action in this and lots of comedy. As usual with a Sherman Western it can play on any bill.

CAST: William Boyd, Russell Hayden, Andy Clyde, Evelyn Brent, Victor Jory, Morris Ankrum, Kenneth Harlan, Bernice Kay, Roy Bancroft, Glenn Strange, Ed Cassidy, Jack Rockwell.

CREDITS: Producer, Harry Sherman; Associate Producer, Lewis J. Rachmil; Photography, Russell Harlan; Art Director, Ralph Berger; Musical Direction, Irving Talbot and John Leipold; Film Editor, Sherman A. Rose.

DIRECTION, Excellent. PHOTOGRAPHY, Excellent.

See Gas Rationing Due In East After Sept. 1

(Continued from Page 1)

filling stations from 7 p.m. to 7 a.m., with the probability that distributors would be placed on a monthly allotment plan.

Eddie Leonard Dies in Hotel

Eddie Leonard, 70, black face comic and minstrel star, was found dead yesterday in the Hotel Imperial.

Barroom Nights in Fadeout

Rep.'s "Ten Nights in a Barroom" is now "Citadel of Crime."

Special Tradeshows For Warner Shorts

(*Continued from Page* 1)

tual doom of duals and insures a brighter era for shorts.

Moray, before outlining the shorts program, said the WB shorts sales policy was unchanged.

Moray announced the company has set a program of 86 shorts, including 18 two-reelers, with more than half of the full lineup to be shot in Technicolor. Star names, feature directors, writers and technicians will be employed, with Jack Warner supervising production.

Already, Moray asserted, more than 5,000 contracts for the shorts program have been signed to set a company record as of late July.

Breakdown of the program follows:

6 SERVICE SPECIALS in TECHNICOLOR (Two-reels): "Battle Wagons of the Sea," "The Great Virginian," "Soldiers In White," "Parachute Shock Troops," "Coast Guard Patrol" and "The Tanks Are Coming." All will be made with Government co-op.

12 BROADWAY BREVITIES (Two-reels in Black and White): "Minstrel Days," with Al Jolson and Eddie Cantor; "Ice Follies," "Man From the F.B.I.," to be made with the co-op. of the D of J; "West of the Rockies," western musical; "Wedding Yells," a Mack Sennett revival with dialogue added; "Here Come the Girls," girly revue; "Perils of the Jungle," an African Safari; "Monsters of the Deep," fishing reel featuring Mike Lerner; "Once Over Lightly,' with Maxie Rosenbloom. Three more subjects in this group will be announced at a later date.

10 SPORTS PARADES in TECHNICOLOR: "Kings of the Turf," "Water Sports," "Hunting Dogs at Work," "Rodeo Round-Up," "Breaking 70," "King Salmon," "Mountain Climbing," "Timing," "Winter Sports" and "Rocky Mountain Bear Hunt."

10 MELODY MASTER BANDS: Directed by Jean Negulesco, black and white musical reels will use top "band" names, including: Leo Reisman. Emil Coleman, Richard Himber, Carl Hoff, Carioca Serenaders, Glenn Gray and the University of Southern California Glee Club and Band.

6 HOLLYWOOD NOVELTIES: "White Sails," "There Ain't No Such Animals," "Then and Now," "Miracle Makers," "Points on Arrows," starring Howard Hill, and "Hobbies of the Stars," showing polo as played by Jack Oakie, Buddy Rogers and Joe E. Brown.

26 MERRIE MELODIES CARTOONS in TECHNICOLOR: Produced by Leon Schlesinger, greater emphasis will be placed on the "Bugs Bunny" character.

16 LOONEY TUNE CARTOONS: Also produced by Leon Schlesinger, cartoons in black and white feature Porky Pig.

"Underground" Mopping Up In Philly, Warnerites Told

Chicago—Warners' "Underground" is mopping up in Philly, outgrossing everything current and beating the "takes" of all pix last week as well, the WB convention was advised yesterday in a wire from Ted Schlanger. Fox theater there is holding over.

WB to Show Three Aug. 12

Warners will tradeshow three more pictures on Aug. 12 in all exchange centers. Films are "The Flight Patrol," "The Smiling Ghost" and "Navy Blues."

Rites for Purnell Pratt

West Coast Bureau of THE FILM DAILY

Hollywood — Funeral rites were held here for Purnell Pratt, screen character actor.

New Admission Tax Provisions Will Cost Ordinary U. S. Taxpayer Additional $1.04

New amusement tax setup, with exemption lowered to nine cents, will cost the ordinary taxpayer about $1.04 more annually, the Associated Press estimated yesterday. AP fixed the total annual admission tax which the ordinary taxpayer will cough up at $4.68.

Best Terms In Past Will Be 20th-Fox "Yardstick"

(*Continued from Page* 1)

Aunt" and "Sun Valley Serenade" the company is instructing its salesmen to get in any situation the best terms received on its No. 1 picture in either of the three preceding seasons.

In spots where, due to economic developments the situation has changed for the better, salesmen are being asked to get either increased terms plus a split when the gross has reached an amount through which the exhib. has earned 50 per cent of the film rental paid the company, or improved percentages from the first dollar.

Twentieth-Fox is placing equal emphasis on playtime for its top bracket pix, with salesmen instructed to line up the best houses for the greatest number of days and with provisions for "proper" advertising support. As previously published, the company will plunge on co-op campaigns in 165 key cities for some 30 pix next season.

Salesmen are being reminded that when unable to sell the full block of five to exhibs., re-pricing is permissible, and that the company expects increased terms from an account using only a selection of 1941-42 pictures.

Instructions to the sales force also warn against sale of features with absolute playdates where it may result in delivering product to relatively unimportant houses prior to the making of a sale to more important houses.

Company's distribution department is convinced that exhibs. generally are going to await its outcome of the first-runs before making deals under the new consent decree setup, making the selection of first-run customers, plus proper advertising and exploitation, of the utmost importance if product is to fully payoff.

One bad booking, the sales force has been warned, may cost 20th-Fox several hundred thousand dollars.

AGMA Members Win Fight To Escape AFM Affiliation

(*Continued from Page* 1)

the American Guild of Musical Artists, Inc. need not join the American Federation of Musicians, headed by James C. Petrillo.

The appellate division has dismissed the complaint.

Chief Judge Irving Lehman and Associate Julge Desmond dissented from the majority ruling.

Tax On First Cent of Admissions Asked

(*Continued from Page* 1)

protect the gains already made and to assure the desired amendments.

Myers asserts that the nine-cent exemption, as provided in the bill, is "arbitrary and will result in price cutting," adding that already five-cent admissions are springing up among the drive-ins.

Allied polled its directors when the Ways and Means Committee first began consideration of the revenue bill in order to formulate a program. A majority favored the following proposals which were presented to the committee by Myers: Defeat of the Treasury Department's proposal to place a 5 per cent tax on film rentals, recommendation that the admission tax apply to all adult admissions regardless of the amount, repeal of the exemptions in favor of shows given for the benefit of religious, charitable and civic improvement organizations, etc., exemption of children's 10-cent admissions and, if Congress so wishes, the admissions of men in uniform and imposition of a tax on competing enterprises.

Defer Action On Measure To Exempt Soldiers from Tax

Washington Bureau of THE FILM DAILY

Washington—Since it is one of the most popular provisions in the new Revenue Bill, the Ways and Means Committee has decided to defer action on a separate bill to exempt men in service uniforms from admissions taxes, it was learned yesterday. Rep. Gene Cox of Georgia recently introduced a bill to make the exemption for service men effective immediately, rather than wait for passage of the revenue measure which may require some weeks.

The Committee has no objection to making the exemption immediately effective, but on talking the matter over they decided that there is much opposition to certian unpopular features of the measure they had better not set a precedent by passing on popular features by separate vote.

Tax Bill Amendment Sets Up New Billboard Levy Schedule

Washington Bureau of THE FILM DAILY

Washington — Amendment to the tax bill agreed on by the House Ways and Means Committee sets up a new schedule of excises on billboards which amounts to $1 on boards up to 100 square feet; $2 on boards up to 200 square feet; $3 on boards up to 300 square feet; $5 on boards up to 400 square feet; $8 on boards up to 600 square feet, and $11 on boards over 600 square feet.

Lasky Joins Warners; To Make 'Mark Twain'

(*Continued from Page* 1)

L. Sears, Carl Leserman, Walter McEwen, Steve Trilling, Robert S. Taplinger, Mort Blumenstock, William Guthrie, Ted Wright, Leon Forbstein, Colonel Nathan Levinson and various unsung heroes on studio and home office staffs for their co-operation on "Sergeant York."

Lasky read a Gallup poll conducted on assignment to ascertain public interest and acceptance value of a picture on Mark Twain. The report showed a very high public receptivity for such a film and recommended the title "The Adventures of Mark Twain."

RECEIVER'S SALE
By order of
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

ABRAHAM AXELROD, ASSIGNEE OF
HAR-RAN, INC.
(formerly Hiltz & Co., Inc.)
Plaintiff,
—vs—
FILM AUTOMATIC MACHINE CORP.,
a corporation,
Defendant

By virtue of an order made by the United States District Court, District of New Jersey, in the above stated cause, bearing date July 21, 1941, I shall sell at public auction to the highest bidder,

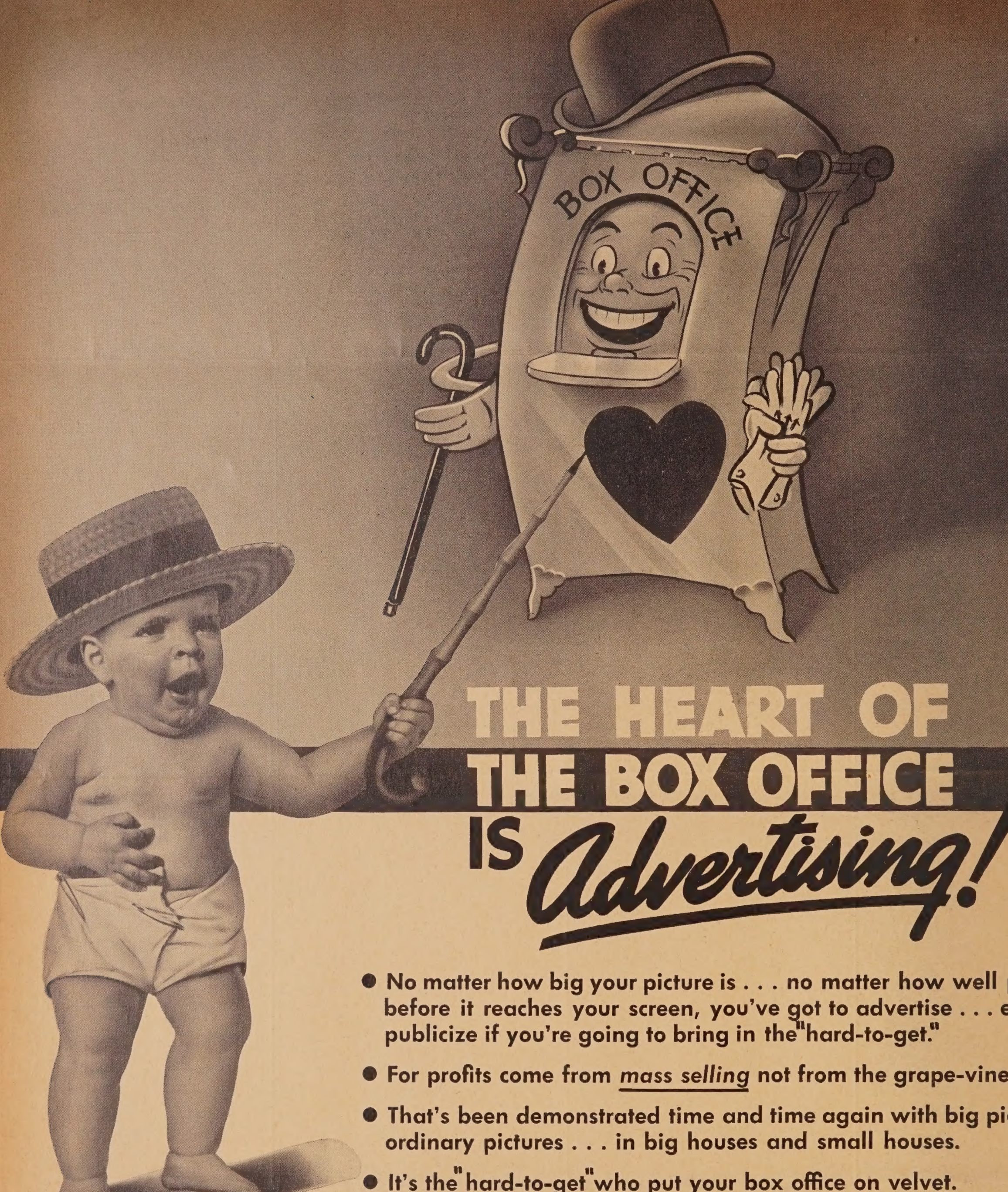
ON AUGUST 7, 1941
AT 2:00 O'CLOCK
IN THE AFTERNOON
on said date, in the
JURY ASSEMBLY ROOM
3rd FLOOR
POST OFFICE BUILDING
FEDERAL SQUARE
NEWARK, NEW JERSEY

all the right, title and interest of the receiver in and to the tangible property located on the premises of the Bloomfield Tool Corp., 17 Nelson Place, Bloomfield, New Jersey, consisting of three new machines 2,000′ reel capacity, three used machines 2,000′ reel capacity, five 2,000′ reel machines about 70% completed, fourteen 1,000′ reel machines about 85% completed, eleven 1,000′ reel machines about 50% completed, parts for approximately sixty machines but not including motors or cabinets, eight machines located on premises of the Big U Film Exchange, 11th floor, 630—9th Avenue, New York City, eight machines located on premises of Columbia Pictures Co., 9th floor, 630—9th Avenue, New York City, eight machines located on premises of the RKO Film Co., 8th floor, 630—9th Avenue, New York City, eight machines located on premises of Columbia Pictures Co. 1st floor, 1232 Vine Street, Philadelphia, Pennsylvania, together with the interest of the receiver in and to certain lease agreements made with the Big U Film Exchange, Columbia Pictures Co. and other equipment located at the plant of Bloomfield Tool Corp., 17 Nelson Place, Bloomfield, New Jersey.

This property will be sold to the highest bidder subject to confirmation by the court, the terms to be announced at the sale.

Edward Echwartz, Receiver for Film Automatic Machine Corp., 744 Broad St., Newark, New Jersey, MArket 2-2433.

Joseph L. Lippman,
Solicitor of Complainant
17 Academy St.,
Newark, N. J.



THE HEART OF THE BOX OFFICE IS *Advertising!*

- No matter how big your picture is . . . no matter how well publicized before it reaches your screen, you've got to advertise . . . exploit . . . publicize if you're going to bring in the "hard-to-get."
- For profits come from mass selling not from the grape-vine.
- That's been demonstrated time and time again with big pictures and ordinary pictures . . . in big houses and small houses.
- It's the "hard-to-get" who put your box office on velvet.
- All right! So what?
- So that's why we say advertising is the heart of the box office. And the Prize Baby's Three Best Seat Sellers are the heart of any theatre advertising campaign . . . Don't Let the Picture Die.

• Put some heart into your box office . . . with Trailers . . . Lobby Displays and General Accessories by

NATIONAL *Screen* SERVICE • ADVERTISING ACCESSORIES, INC.
NATIONAL *Screen* ACCESSORIES

. . . they will keep your box office happy.

METRO-GOLDWYN-MAYER
READING DE
AUG 4 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 22 NEW YORK, THURSDAY, JULY 31, 1941 TEN CENTS

ALLIED IN TWO ARBITRATION CRITICISMS

Broadway Hits, Best Sellers Mark Warner Lineup

"At Least" 20 Properties Under Consideration to Boost Listed 38 Titles

Chicago — Warners will draw strongly upon Broadway and the list of best sellers for its 1941-42 program of approximately 48 features, analysis of the lineup announced yesterday by Grad Sears at the Blackstone Hotel sales convention discloses.

As had been indicated, some 38 titles were named by Sears, with 18

(*Continued on Page 8*)

Files Produced at Crescent Reopening

Nashville—The Crescent Amusement Co. hearing, reopening yesterday after a two-day recess, entered a new and important phase when files of defendant corporations were brought into court in answer to subpoenas duces tecum. Judge Davies indicated that the court itself was interested in the contents of these files, for one thing to determine the extent of the holdings of Crescent and its affiliates.

After Allen A. Dobey, of D & J

(*Continued on Page 7*)

"Sergeant York" Thrilled Him, FDR Tells War Hero

Washington Bureau of THE FILM DAILY

Washington—Warners' "Sergeant York" received the Presidential accolade yesterday when Sergt. Alvin C. York, Producer Jesse L. Lasky and a Congressional delegation called at the White House.

FDR told York that he had seen

(*Continued on Page 6*)

Detroit Single Bill Move Off a Month

Detroit—Plan of local exhibitors to work out a single bill formula in the local picture promotion program temporarily is at a standstill as attendance at the latest meetings were too small to accomplish any united effort. Plan is likely to be resumed in a month with cooler weather.

DuMont Experimental Telecasts Expected To Start on West Coast in the Late Fall

Experimental programs by DuMont television on the Coast are expected to get under way late in the Fall, it was said yesterday by Louis Buddy, in charge of the Paramount-DuMont activities in Hollywood. Buddy arrived yesterday for conferences and to purchase equipment for the station which is to be constructed on the Coast.

Station probably will be built on the Paramount lot, although the exact location has not been determined.

Atlas Investment in RKO at $5,993,938

Atlas Corp. during the first six months added 75,000 more shares of RKO common and 8,364 shares of RKO preferred to its portfolio, while it disposed of 6,882 shares of K-A-O preferred to RKO, semi-annual report of the Floyd B. Odlum-controlled investment trust disclosed yesterday.

The RKO - K-A-O transactions were listed among the major changes in Atlas Corp.'s array of holdings. The six months' report also disclosed that Atlas had materially added to its interest in Hearst Consolidated Publications 7 per cent preferred,

(*Continued on Page 3*)

PRC Lineup for 1941-42 Calls for 42; 4 Specials

Forty-two features will comprise the 1941-42 program of Producers Releasing Corp., the lineup including four specials, eight "Pacemakers," 12 Spitfire action pictures and

(*Continued on Page 8*)

Seven RKO Theaters To Play Stage Shows

Seven RKO theaters in the East and Midwest will adopt a policy of presenting stage shows one week every month, it was said yesterday by Charles Koerner, general manager, who has just returned from a Coast-to-Coast tour of the circuit. Cities in which the monthly shows will be offered are Rochester, Columbus, Minneapolis, Providence, Schenectady, Albany and Syracuse. Others may be added, Koerner said.

Stage shows will be returned to the regular houses using them in

(*Continued on Page 8*)

Picture-Hungry Europe Is Going to Film Theaters

European theaters that can obtain product are doing big business, according to Fred Lange, Paramount's chief for continental Europe, who arrived from Lisbon by clipper on Tuesday. Lange said the

(*Continued on Page 8*)

Ship Axis Info. in Film Cans

Charge Nazis, Japs Using Distribs in S. A.

That Germany and Japan are using film exchanges in South America as clearing houses for the interchanging of information between the two countries was asserted Tuesday night on Transradio's "Confidentially Yours" program over the Mutual network.

According to Transradio, German and Japanese distributing companies

(*Continued on Page 3*)

"Saddle Mt. Roundup" Premiere for Marshalltown

Des Moines — "Saddle Mountain Roundup," Monogram's new Range Buster pix which features "Cousin" Harold Goodman, station WHO barn dance emcee, will have a world premiere at Marshalltown Sept. 6 at

(*Continued on Page 3*)

Some Provisions Asserted "Inadequate"; Distributors 'Gang Up,' Myers Charges

Abram F. Myers, Allied general counsel, directs two criticisms against the arbitration system, as required by the consent decree, which today completes its first half-year of operation.

Opinions of other exhibitor leaders on the effects of arbitration under the consent decree will be printed in tomorrow's and succeeding issues of THE FILM DAILY.

Myers, in a statement to THE FILM DAILY, said he would hesitate to recommend changes in the system and the rules based upon the

(*Continued on Page 7*)

Branch Raps Small Tradeshow Turnout

Detroit—Ray Branch, president of Michigan Allied, yesterday took exhibitors to task for not swelling the attendance at trade showings and indicated that their bluffs had been called.

In a statement, Branch declared

(*Continued on Page 7*)

Better B. O. Biz Speeds RKO Reopening Schedule

RKO circuit will reopen four of the nine theaters closed for the summer much earlier than anticipated

(*Continued on Page 8*)

"Hold That Ghost" In Capitol Aug. 7

Universal's latest Abbott and Costello comedy, "Hold That Ghost," goes into the Capitol Aug. 7 for a two-week run. Film is the first Universal release to be played at the Capitol in years.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 22 Thurs., July 31, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, July 30)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	10	9⅞	10	.....
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	9⅝	9½	9⅝	— ¼
East. Kodak	139¾	139	139¾	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	13¼	13¼	13¼	.....
Loew's, Inc.	33½	33	33¼	— ¾
do pfd.	....	....	....	.....
Paramount	12⅜	12	12⅜	.....
Para. 1st pfd.	99½	99½	99½	+ ¼
Para. 2nd pfd.	11	11	11	— ½
Pathe Film	14¼	13⅝	14¼	+ ⅜
RKO	3¼	3¼	3¼	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	6⅞	6¾	6⅞	+ ⅛
Warner Bros.	4½	4⅜	4½	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	104½	104½	104½	.....
NEW YORK CURB MARKET				
Technicolor	9½	9½	9½	.....
Trans-Lux	13-16	¾	¾	—1-16
Universal Corp. vtc.	6⅝	6⅝	6⅝	— ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	62½	65¼
Roxy Thea. Bldg. 4s 1st '57	60	63½

"Happy Birthday to You"
TELEGRAM

James Flood Gilbert Golden
Fred C. Quimby

Swiss Army Command Puts Ban on Import Statistics

Geneva (By Air Mail)—For reasons not disclosed, the Swiss Army Command has banned the publication of film imports, the order retroactive to Jan. 1.

U. S. imports in 1940 represented 452 titles, including 179 features; total approximated 38.9 per cent of all imported titles. Germany was second with 27 per cent, France third with 14.3 per cent and Britain fourth with 12.9 per cent.

Temporary shortage of American features, due to transportation difficulties, failed to materially affect the position of U. S. distribs. in the Swiss market. Latter, however, face threat of greater opposition in French-speaking Switzerland from the newly organized Continental studios in France.

Controlled by UFA and Tobis, the latter will dub Nazi product in French for export to Switzerland.

U. S. product shown here are the originals with French and German sub-titles.

20th-Fox Campaigns Set For Shorts, Newsreels

Twentieth Century-Fox will launch two sales campaigns to run concurrently for a 52-week period on Aug. 9. Movietone and Terry-Toons together have contributed $3,000 to be divided into cash prizes for outstanding accumulated 52 weeks' short subjects delivery.

In addition, Movietone is offering an additional $1,000 to be split into cash prizes for outstanding accumulated 52-weeks' Movietone News delivery.

Movietone-Terry-Toons short subjects prize money will be distributed, in proportion to salary, among the managers, salesmen and bookers at the prize-winning exchanges in the United States or Canada.

The Movietone prize will be distributed, in proportion to salary, among manager and salesmen at the prize-winning exchanges in the United States or Canada.

Astor Sets Release Dates For Six Former UA Pix

Astor Pictures announces release dates on six streamlined versions of re-issues within the next two months, as follows: "Cock of the Air," with Chester Morris, Aug. 1; "Her Enlisted Man" (formerly "Red Salute"), with Barbara Stanwyck and Robert Young, Aug. 20; "Palooka," with Lupe Velez, Stuart Erwin and Jimmy Durante, Sept. 1; "Tonight or Never," with Gloria Swanson, Melvyn Douglas, Boris Karloff and Allison Skipworth, Sept. 5; "Let 'Em Have It," with Bruce Cabot, Virginia Bruce and Richard Arlen, Sept. 15; and "I Cover the Waterfront," starring Claudette Colbert, Oct. 1. All were formerly released by U. A.

Brandon Films Producing Series of Folk Melodies

Nyack, N Y.—Brandon Films, indie producing company, at the nearby Durland Farm, has completed the first of its scheduled series of 10 shorts designed to depict the background of American folk songs.

Initial film, produced by Tom Brandon and directed by Willard Van Dycke, has been tentatively titled "Tall Tales," and will show the songs of the frontier of an earlier America. Included in this are such compositions as "Strawberry Roan," "Grey Goose," and "John Henry."

Each of the shorts is being made to run 10 minutes. Will Geer, of "Tobacco Road" fame, is among those taking part in the first film. Co-Director with Van Dycke is William Watts, film, stage and radio director.

Treasury Blamed as Stamp Sale Bogs Down in Mich.

Detroit—Failure of the Treasury to come through with suitable advertising and promotional material is held responsible for the bogging down here of the Defense Savings Stamps drive in Michigan theaters.

Best sales record thus far by a theater is claimed for the Rialto, Flint, with a total of $60.

Edgar E. Kirchmer, manager of the Family theater, has been designated state chairman for the theater drive.

Jackson Coming to Seek Deals on Four U. K. Films

London (By Air Mail)—Lou Jackson, board chairman of Anglo-American Film Corp., leaves for the U. S. on Aug. 15 to set distribution deals for a group of pix including "Pimpernel Smith," "Love on the Dole," "Penn of Pennsylvania," "Common Touch" and several others.

Four Major Circuits Pledge Campaign Participation

Warners, RKO, Paramount and National Theaters have already pledged full participation in the USO campaign during the week of Sept. 1, it was announced yesterday. Thomas E. Dewey, national campaign chairman, has appealed to all USO chairmen to co-op with exhibs.

Bud Silverman, Schine Rochester City Manager

Rochester—Bud Silverman, manager of Schine's Madison Theater here, has assumed the duties of city manager for Schine. Silverman succeeds Frank M. Boucher, who left for a post on the general executive staff of the Schine home office at Gloversville.

COMING and GOING

JAMES R. GRAINGER flew from the Coast yesterday after completing deals for 1941-42 Republic product with every Key circuit on the Coast.

SPYROS SKOURAS and his assistant, **EDDIE ZABEL**, arrive this morning from the Coast via the Stratoliner.

HASKELL MASTERS, UA's Western sales manager, returns tomorrow from Hollywood.

LOUIS BUDDY, manager of Paramount-DuMont television activities on the Coast, arrived here yesterday.

FRED LANGE, Paramount's manager for Continental Europe, arrived here by Clipper Tuesday for home office conferences and to visit his family.

JEROME M. WEISFELDT, head booker for 20th-Fox in Omaha, and son of Max J. Weisfeldt, Columbia sales executive, is in New York to spend his vacation with his father.

IRENE RICH is stopping at the Waldorf-Astoria Hotel for about a week.

AVA GARDNER, M-G-M's latest 18-year-old Cinderella is on her way to the Coast after successfully passing a screen test.

CHARLES GLETT, associate of William Dieterle, leaves for the Coast Sunday.

BEVERLY JONES, associate producer of March of Time, returned to New York yesterday from a three-weeks cruise on Lake Champlain aboard his 30-footer.

JESSE L. LASKY arrived in Washington yesterday from Chicago.

SERGT. ALVIN C. YORK is in Washington for tonight's opening of "Sergeant York."

Advertising Accessories Filing for Protection

Dover, Del.—Advertising Accessories Corp. has filed a charter with the corporation department of the secretary of state's office to deal in advertising devices.

A National Screen Service spokesman in New York declared the incorporation was made primarily to protect the trade name of one of the subsidiaries which the company recently absorbed.

Artkino Appeals Penn. Ban on Two Soviet Pix

Artkino has filed an appeal through its attorney in Philadelphia, Louis McCabe, against the ban of two Soviet pix, "Soviet Border" and "Red Army" by the Pennsylvania censor board, it was announced here.

Rogers Quits Col. Aug. 10

West Coast Bureau of THE FILM DAILY

Hollywood — Charles R. Rogers terminates his contract with Columbia Aug. 10. He has disposed of all rights to "The Gentleman Misbehaves," which was to have been his third production for Columbia release, but retains all rights to "Jane Addams and Hull House" and "Mermaids on Parade."

For LUNCH, DINNER or SUPPER
La HIFF'S TAVERN
The Industry's
MEETING and EATING PLACE
Under the management of
JACK SPOONER
Formerly of the Stork Club
156 W. 48th St. CHickering 4-4200

Atlas Investment in RKO at $5,993,938

(*Continued from Page* 1)

now holding 94,373 shares, while it disposed of all of its 7,000 shares of General Theaters Equipment Corp. during the period.

Atlas holdings in RKO as of June 30 represented an investment of $5,993,938.35; with a $12,862 invested in K-A-O, total was $6,006,800.35.

Schedule of Atlas securities as of June 30 includes:

Preferred Stocks: 43,845 RKO 6 per cent Cum. Conv., valued at $2,279,953.57; 118 K-A-O 7 per cent Cum. Conv., $12,862; 2,000 20th-Fox $1.50 Cum. Conv., $37,000; 12,040 Walt Disney Prod. 6 per cent Cum. Conv., $63,210; 94,373 Hearst Consolidated Pub. 7 per cent Cum. "A," $672,407.63.

Common Stocks: 1,076,157 RKO, $3,632,031.84; 327,811 RKO option warrants, $81,952.94; 20,000 Paramount Pictures, valued at $217,500; 4,500 Madison Square Garden Corp., $57,375.

For the six months, Atlas reports a net loss of $1,189,351.15, largely accounted for by the net realized loss on investments on the basis of average cost. Surplus on June 30 after deducting net unrealized depreciation of assets was $17,931,911.81.

Statement by Prexy Odlum accompanying the report said that the Atlas management had "deemed it prudent during these times to maintain a substantial portion of the assets" in cash.

Assets value of Atlas common on June 30 was given as $11.81 as against $11.43 a year ago.

Atlas board yesterday declared a 25c dividend on the common payable Sept. 5 to stockholders of record Aug. 11 along with the regular quarterly 75c dividend on the preferred, payable Sept. 2 to Aug. 11 stockholders.

Two Managers Under Knife

Richmond, Va.—Two local managers are in the hospital recovering from appendectomies. They are Garrett Leahey, manager of the Westhampton, and Keith Caudle, Wilmer & Vincent relief manager.

Eddie Leonard Funeral Tomorrow

Funeral services for Eddie Leonard will be held at the Walter B. Cooke Funeral Home, 117 W. 72nd St., tomorrow. Interment will be in Cedar Grove Cemetery, Flushing.

Interstate to Mark 35th Anniversary

Houston—The 35th anniversary of the establishment of Interstate Theaters circuit in Texas will be celebrated during the entire month of August in all towns where the chain operates. Various cities will vie with each other in honoring Karl Hoblitzelle and R. J. O'Donnell.

The first Interstate theater, the Majestic, Dallas, was founded by Karl Hoblitzelle 35 years ago. In the last eight years Interstate has made its most notable stride, specializing in establishment of more than two score nabe houses.

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● JOLLY Joe Tisman......Warners' art director......tenting in the h.o.......goes to town in a recent issue......of "Signs Of The Times"......—the National Journal of Advertising Display—......anent the merits of the 24-sheet......Sez Joe:......"What attractive packaging......will do for a product in a sealed carton......is in effect......what a 24-sheet poster campaign......will do for a motion picture......It must be remembered......that in recent years......the moviegoer has learned......to shop for his entertainment......and he does for everything else he may need......Apart from the advertising strength......and dominating importance of a 24-sheet......there is no other medium of its size......that can compare in 'selling' value......to the advertiser in dollars and cents......The success of many advertising campaigns......has been accredited to some particular exploitation idea......but no matter how good a campaign may be......it is half an effort without a generous display......of the 24-sheet poster"......Joe, by the way, has been recipient......of numerous ad awards for the high quality of WB accessories......including posters and silk screen displays......

▼ ▼ ▼

● ● ● *OUT to the Coast at the break of August......goes Dr. Frederic M. Thrasher......director of the Motion Picture Study at N.Y.U.......The erudite and highly cinema-minded Doctor......will be accompanied by a large silver loving cup......which he'll present to Vera Zorina......who's currently cutting cake in the fillum version of "Louisiana Purchase"......on the Paramount lot......The award goes to the sleek-limbed and eye-filling Zorina......'cause she's adjudged the top dancing actress of 1941......*

▼ ▼ ▼

● ● ● ONE of the most colorful broadsides......to reach Phil M.'s desk......in a long time......is that devised by Joe O'Sullivan, PRC's veteran ad-publicity head......And when we say colorful......we mean that literally......Devoted to the titles......on PRC's 1941-42 lineup......the imaginative pictorial display......smacks of the brand of showmanship......which makes bank balances grow......Yep, exhibs. will read that broadside with interest......

▼ ▼ ▼

● ● ● *NATIONAL campaign to raise $5,000,000......for relief work in China......is currently enriched by $21,319.10......as result of donation of time, talent and money......by Hollywood stars......it is reported by David O. Selznick......chairman of the Hollywood United China Relief Committee......Largest individual gift to date is $5,000 from Cary Grant......representing the actor's fee......for appearing on a recent broadcast......Five other stars......—Ginger Rogers, Rosalind Russell, Loretta Young, John Garfield and Pat O'Brien—......have notified Chairman Selznick......that they're giving radio appearance fees ranging from $2,000 to $4,000 each......to the fund......which'll boost it to the $35,000 mark......*

▼ ▼ ▼

● ● ● VERSATILE Irving Browning......who is currently working at the Fox Movietone studio for Don Hancock of Castle Films......has sold Columbia Pictures......a reel titled, "Woman in Photography"......which shows photographic methods used......by Margaret Bourke-White, Bernice Abbott, Ruth Nichols, and Toni Frissel......—all well-known still photogs......Pic'll be released 'bout Sept. 15......Mister Browning's own lens talents cover all kinds of pictures......He loves 'em moving......and he loves 'em still......

Ship Axis Information In Film Containers

(*Continued from Page* 1)

in Brazil, Uruguay and Argentina are headquarters for the handling of Nazi and Nipponese government papers. German material destined for Japan, it was said, is flown to Buenos Aires, Santiago and Montevideo encased in cans usually identified with motion picture films and bearing the bold stamp "UFA."

The cans, it was said by "Confidentially Yours," are taken in charge by Japanese "film exchange" officials and are rushed to some port on the west coast of South America where they are placed aboard Japan-bound steamers. Some of the cans, it was said, clear Latin America through ports in Panama. The system works the same way in reverse.

Transradio program has Arthur Hale as commentator.

Nazi Propaganda Films Reach S. A., in Diplomatic Luggage

Buenos Aires (By Cable)—A parliamentary commission, similar to the Dies commttee in the United States, revealed yesterday that some allegedly Nazi diplomatic luggage which recently arrived here contained Nazi propaganda films. The pictures were to have been delivered by a German attache to Nicolas Difiore, a distributor and theater operator, and to the Saxonia Import Co. It was pointed out that the import company was not known.

"Saddle Mt. Roundup" Premiere for Marshalltown

(*Continued from Page* 1)

the conclusion of a three-day festival to be known as the Saddle Mountain Roundup.

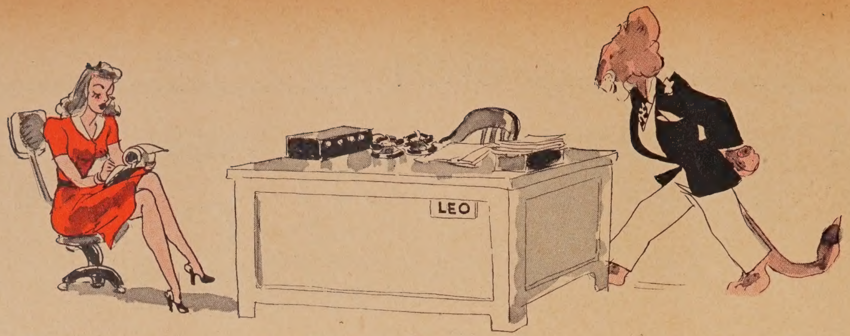
F. E. Judd, Iowa manager of Monogram, announced the picture will be shown at the Odeon and Casino theaters at the premiere with Goodman, Dusty King and Max Terhune of the Range Busters and producer George W. Weeks scheduled to make p.a.'s. The Consolidated Products portion of the WHO barn dance frolic will be staged at Marshalltown at 9:30 p.m. on Sept. 6 to climax the premiere.

Vitamin R "Found" By B & K in Chi.

Chicago—And now it's Vitamin R, "disovered" by B & K.

Circuit introduced the new "vitamin," defined as "relax, refresh, revitalize" in its display copy in the dailies this week to plug B & K air-conditioned theaters.

Incidentally, the extreme heat during the week is credited with sending grosses up in all air-conditioned houses, both Loop and nabe.



A MESSAGE TO M-G-M SALESMEN!

MR. EXHIBITOR

"There's one thing that never changes"

MICKEY WOOS!
JUDY SINGS!
"LIFE BEGINS for ANDY HARDY"

"My next Big Summer Show. 375 Day and Date Bookings Aug. 15!"

You will shortly be selling pictures under the Consent Decree.

There are years of friendly dealing with your customers behind you as you set forth.

It is significant that, just as a new era begins, there is continued evidence of your company's good faith with exhibitors—M-G-M's insistence that theatres must be served right now with important pictures, no holding back, a summer line-up of multi-million dollar proportions on the screen.

It was natural that M-G-M should do this. We pride ourselves on the fact that exhibitors looked to us above all others to answer their summer needs.

(Continued above)

(Continued)

Under the happiest of circumstances you begin now to tell your customers what you have for them to commence the 1941-42 season.

The first three pictures trade-shown were:

"LADY BE GOOD" (*Eleanor Powell, Ann Sothern, Robert Young*).

"DR. JEKYLL AND MR. HYDE" (*Spencer Tracy, Ingrid Bergman, Lana Turner*).

"DOWN IN SAN DIEGO" (*Action drama of Uncle Sam's great defense base and fighting ships at sea. With Bonita Granville; Ray McDonald; Dan Dailey, Jr., Leo Gorcey.*)

Your customers have now had the opportunity to see these pictures at trade-showings which we arranged for their convenience in 65 cities. No fuss. No frills. Just showings.

The trade echoes the praises that have followed the screenings of these great entertainments.

But this is just a beginning. Your studio is working day and night on other equally great attractions, some of which are listed to the right.

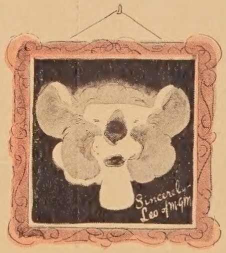
It is said that pictures talk, that nothing else matters, but something else does matter.

Confidence, faith, mutual understanding, security. Your customers have learned to expect these from M-G-M.

They will get them in full measure in 1941-42.

OTHER PICTURES IN THE MAKING AT M-G-M STUDIOS

"THE CHOCOLATE SOLDIER"—*Nelson Eddy and Rise Stevens*; "FEMALE OF THE SPECIES"—*Rosalind Russell, Don Ameche, Kay Francis*; "HONKY TONK"—*Clark Gable, Lana Turner, Claire Trevor*; "MARRIED BACHELOR"—*Robert Young, Ruth Hussey, Felix Bressart*; "THE NEW YORK STORY"—*Edward G. Robinson, Laraine Day, Edward Arnold*; "SMILIN' THROUGH"—*Jeanette MacDonald, Brian Aherne, Gene Raymond*; "BABES ON BROADWAY"—*Mickey Rooney, Judy Garland*; "TARZAN'S SECRET TREASURE"—*Johnny Weissmuller, Maureen O'Sullivan, Philip Dorn*; "THE TWINS"—*Greta Garbo, Melvyn Douglas, Constance Bennett*; "WOMAN OF THE YEAR"—*Katharine Hepburn, Spencer Tracy*; "KATHLEEN"—*Shirley Temple*; "I'LL TAKE MANILA"—*Eleanor Powell*; "JOHNNY EAGER"—*Robert Taylor, Lana Turner*; "PANAMA HATTIE"—*Ann Sothern*; "SHADOW OF THE THIN MAN"—*William Powell, Myrna Loy.*



"The Best Friend We've Got!"

"York" Thrilled, FDR Tells Hero

(*Continued from Page* 1)

the picture privately 10 days ago and was "really thrilled" by it, although he didn't "care so much about the killing," an opinion in which York concurred. Lasky told the President that the film had been made with him in mind, Roosevelt replying that he wished Secretary of State Cordell Hull had played himself in it.

The President echoed Senator McKellar's thought that the pic "ought to be shown in every theater throughout the land."

Crowd of more than 5,000 turned out to greet York on his arrival yesterday, the reception committee being headed by Robert Patterson, Under Secretary of War. Following the White House call, York, at Patterson's request, demonstrated his marksmanship with the new Garland rifle.

Wire service, syndicate and newsreel coverage of the York program yesterday is believed to have set a new Warner high.

Distinguished Audience Will See "York" Capital Premiere

Washington Bureau of THE FILM DAILY

Washington—Capital's premiere of Warners' "Sergeant York" at the Earle tonight will attract one of the most distinguished audiences in D. C. cinematic annals. Among those with reservations are Secretary of State Hull, Secretary of War Stimson, Under Secretary of War Patterson, the Chief of Staff, Gen. George Marshall, Gen. Frank Hines. A large Congressional contingent also will attend, as of course will Sergeant York, Jesse Lasky and Warner execs.

Atlantic City and Philly Critics See "York" Here

A group of film critics, civic officials and American Legion officers from Philadelphia and Atlantic City were guests of Warners at a showing of "Sergeant York" at the Astor Theater Tuesday night and later did the night spots. Visiting critics from Atlantic City included Marie Peterson, Daily World; Harry Zoog, WFPG; and Howard Dimon, Press Union.

Philadelphia territory visitors included William Greenus, Camden Courier & Post; Howard Cushman, Record; Don Rose, Public Ledger; Joseph Miller, Enquirer; Dorothy Guinan, Daily News, Harold Davis, WDAS; Jerry Gagan, Public Ledger; James Hegley, KYW; and Betty Hurd, WCAU.

Rites for Mrs. Amos

Omaha — Funeral services were held yesterday for Mrs. Carrie Amos, 75, widow of one of Omaha's first movie theater operators.

☆ REVIEWS OF THE NEW FILMS ☆

"Buy Me That Town"

with Lloyd Nolan, Constance Moore

Paramount 70 Mins.

(*In Para.'s First 5-Block*)

GOOD GANGLAND COMEDY WITH FRESH STORY ANGLE. ACTION, LAUGHS, AND ROMANCE GIVE IT SOUND FAN APPEAL.

Comedy is the long suit in Paramount's initial block-of-five, much of it arising from this film whose story strikes a fresh note of originality, as it pokes a lot of fun and satire at racketeers, at the same time unfolding actionful drama and a much more appealing thread of romance than is usually found in attractions of this type.

In stature, the film is not big, but it is diverting, and will please most picturegoers, especially those bent on getting relief from the cares of day for the price of an admish ticket.

Harry A. Gourfain, Murray Boltinoff and Martin Rackin penned the original,—and it is original. It recounts the shift in leadership of a New York gang, the top man being caught in the draft. His successor, to whom the henchmen vow fealty, is Lloyd Nolan. He and his lieutenant are pinched in a small burg and given a stiff fine on the ground that the town is unincorporated and therefore privately governed, but insolvent.

Nolan, perceiving how readily and profitably the community can be exploited by professional racketeers, rather than by its present incumbents, buys it. It becomes a rendezvous for big businessmen anxious to get out of scrapes and impressments of one kind or another. Back to the scene comes the former gang leader, whose machinations to get control are thwarted at the climax.

Nolan is steered to the straight-and-narrow by pretty Constance Moore, niece of the town's magistrate. The dialogue and situations get solid laughs as does the character acting of a bevy of hard guys in the cast. Eugene Forde's direction is nifty, and the photography by Theodor Sparkuhl ditto. Players are well-chosen. Theatermen who want a laugh-getting comedy, "Buy Me That Town" will fill the bill.

CAST: Lloyd Nolan, Constance Moore, Albert Dekker, Sheldon Leonard, Barbara Allen, Ed Brophy, Warren Hymer, Horace MacMahon, Olin Howland, Richard Carle, Rod Cameron, Jack Chapin, Keith Richards, Trevor Bardette, John Harmon, Si Jenks, Jane Keckley, Pierre Watkin, Guy Usher, Broderick O'Farrell, J. W. Johnston, Lillian Yarbo, Russell Hicks.

CREDITS: Producer, Sol C. Siegel; Associate Producer, Eugene Zukor; Director, Eugene Forde; Screenplay, Gordon Kahn; Authors, Harry A. Gourfain, Murray Boltinoff, Martin Rackin; Sound Mixer, Earl Hayman; Film Editor, William Shea; Art Directors, Hans Dreier, Haldane Douglas; Cameraman, Theodor Sparkuhl.

DIRECTION, Nifty. PHOTOGRAPHY, Ditto.

Hearing on Sunday Films

Rochester—Hearing on the question of allowing motion pictures to be shown on Sundays is slated in nearby Williamson by the Town Board. Fred Everson, manager of Martina's Williamson Theater, said Sunday movies are necessary in order to meet competition of surrounding towns.

"Hold Back the Dawn"

with Charles Boyer, Olivia de Havilland,
Paulette Goddard

Paramount 115 Mins.

(*In Para.'s First 5-Block*)

FINELY CONCEIVED LOVE STORY WITH STRONG FEMININE APPEAL WHICH SHOULD REGISTER EFFECTIVELY.

It has been a long time since a love story of such tenderness and poignancy has been brought to the screen. Embellished with such names as Charles Boyer, Olivia de Havilland and Paulette Goddard, Director Mitchell Leisen has served up a drama that should command respectful attention in most spots.

The film bears the stamp of Leisen's skilled directorial talents. He departs from the accepted in getting the film off to a start which will catch the audience's interest immediately. Leisen plays himself as a refugee, Boyer, hounded by the immigration authorities comes to him for $500 for which he will tell Leisen an unusual story. And Boyer relates a startling tale. During the film, Director Leisen uses Boyer's off-screen voice with effect to link the continuity.

There are many emotional moments of high dramatic value. Miss de Havilland is largely responsible. She gives her role of the school teacher who marries Boyer a sympathetic fullness and meaning that surpasses anything she has done on the screen.

Boyer is a European dancer who had a way with wealthy women. Forced to wait in a Mexican border town for many years in order to reach his immigration quota, Boyer decides to marry an American tourist in order to become an American citizen. Idea is supplied by Miss Goddard, his former dancing partner in Europe who is still in love with him.

Through some slick conniving, Boyer quickly wins Miss de Havilland. He takes her on a honeymoon through Mexico to escape the prying of an immigration official, Walter Abel. The honeymoon sequences are among the finest in the film. Later Miss Goddard divulges the truth to Boyer's wife in a blunt manner. But after Miss de Havilland leaves and cracks up in an auto accident, Boyer realizes he loves her. He breaks through the immigration fence to get to her side and there is a happy ending.

Other highlights of the film are the sequences dealing with the refugees waiting for entrance. Casting is of high order with fine bits contributed by Victor Francen, Rosemary DeCamp, Curt Bois, Mikhail Rasumny and Nestor Paiva. As the friendly official, Abel is a happy choice.

Film, however, has a tendency to lag in spots and could stand some judicious clipping.

CAST: Charles Boyer, Olivia de Havilland, Paulette Goddard, Victor Francen, Walter Abel, Rosemary DeCamp, Curt Bois, Mikhail Rasumny, Nestor Paiva, Eva Puig, Billy Lee, Michelaine Cheirel, Madeleine LeBeau, Eric Feldary, John Holland, Sonny Boy Williams, Edward Fielding, Gertrude Astor, Don Douglas, Chester Clute, Jesus Topete, Tony Roux, Francisco Moran, Carlos Villarias, Arthur Loft, June Pickrell, Buddy Messinger, George Anderson, Pauline Wagner.

CREDITS: Producer, Arthur Hornblow; Director, Mitchell Leisen; Screenplay, Charles Brackett and Billy Wilder; Original Story, Ketti Frings; Sound Mixer, Harold Lewis; Film Editor, Doane Harrison; Art Directors, Hans Dreier and Robert Usher; Cameraman, Leo Tover.

DIRECTION, Very Good. PHOTOGRAPHY, Very Good.

"New Wine"

with Ilona Massey, Alan Curtis, Binnie
Barnes, Albert Basserman, Billy Gilbert

UA-Gloria Pictures 84 Mins.

(HOLLYWOOD PREVIEW)

ROMANTIC STORY OF FRANZ SCHUBERT IS RIGHT DOWN THE MUSIC LOVERS ALLEY.

Previewed in the Padre Vineyard's Co.'s huge wine cellar in Cuamonga, Calif., the last of Hollywood's fabulous gala previews, Gloria Picture's "New Wine" bids fair to recapture the popularity of that period success "The Great Waltz."

It is and it isn't a costume picture, cleverly handled. There is a love story in our time and in the days of the early 1800's.

Alan Curtis, Ilona Massey and Billy Gilbert give superb performances, respectively, as Schubert, his sweetheart, and the faithful retainer who carries the master through the lean days.

This film depicts only a short period in the early life of Franz Schubert, but it captures that which music lovers the world over will want to see—the Schubert of early days who fought for recognition because a woman believed in him.

William Sekely's production is excellent and Richard Schunzel has done a great, delicate job of direction of the life of the struggling musician. Cleverness and sympathy is evident in the screen play by Howard Estabrook and Nicholas Jory.

Franz Schubert, (Alan Curtis) a struggling composer, is teaching music instead of mathematics in a Vienna school. He is discharged, and rather than serve in a mercenary army, he flees to Italy. He meets Ilona Massey who believes in him and fosters his career. She takes him back to Vienna and drives him to work until he is recognized by the musical masters of his day.

With recognition comes sorrow, for to save him for his music, Ilona leaves him and in her honor he creates the immortal Schubert "Ave Maria."

For music lovers, and there are millions of them, this is a great picture. Arthur Guttman's musical direction is excellent and adds much enjoyment to the film.

It's not a general audience film but it will please adults who appreciate art in their entertainment.

CAST: Ilona Massey, Alan Curtis, Binnie Barnes, Albert Basserman, Billy Gilbert, Sterling Holloway, Richard Carle, John Qualen, Barnett Parker, Sig Arno, Gilbert Emery, Marion Martin, Forrest Tucker, George O'Hanlon, Maynard Holmes, Erno Verebes, Paul Sutton, Lou Merrill, Ann Stewart, Kenneth Ferrill, Lane Allen, Patricia Farr and the St. Luke's Choristers.

CREDITS: Producer, William Sekely; Associate Producer, Douglas MacLean; Director, Reinhold Schunzel; Assistant Director, Walter Mayo; Original Screenplay by Howard Estabrook and Nicholas Jory; Musical Director, Arthur Guttman; Cameraman, John Mescall; Film Editor, James E. Smith.

DIRECTION, Excellent. PHOTOGRAPHY, Excellent.

Files Produced at Crescent Reopening

(*Continued from Page* 1)

counsel, had stated that the extent of defendant's holdings "are pertinent to our case," Judge Davies commented that "in the absence of a definite conspiracy, the main question appears to be whether it is a violation of the Sherman act for distributors to try to sell to larger customers to the detriment of smaller purchasers."

Since Robert L. Wright, special assistant to the attorney general, and associates have contended that there is definite conspiracy, or conspiracies, involved, the admonition of the court was well received by defense counsel.

For the first time in the hearing Tony Sudekum, president of Crescent Amusement Co., was placed on the stand to testify that he had complied with the subpoenas duces tecum in producing records, etc., of Crescent Amusement Co., Nu-Strand Amusement Co., and Lyric Amusement Co. On cross-examination by George H. Armistead, Jr., chief defense counsel, Sudekum stated that a force of 26 people had worked since Saturday morning in getting together the matter called for.

G. W. Haynes, of Memphis, president of Strand Enterprises, Inc., operator of theaters in Arkansas, Mississippi and Tennessee as one of the larger Crescent affiliates and a party to the suit, was called to the stand and questioned by Wright. Taking up correspondence, etc., of the Strand corporation, produced by Haynes under the subpoena, certain answers to Government interrogatories concerning official relations of Sudekum, Stengel, and Baulch to defendant corporations were read into the court records. This included records of financial holdings of each defendant principal in Crescent and affiliates and records of loans by Sudekum and Stengel, to Rockwood Amusement Co., and payments on same. Records of all loans are considered very pertinent to the Government's suit since Sudekum claims to hold not more than 50 per cent interest in any one of the affiliates.

Haynes testified that in 1935 he sold one-half interest of his theaters to Sudekum for $12,500, but declared that he continued to buy all of his pictures and made all contracts without interference by any of the defendants. He stated that Strand Enterprises, now has competition in Lexington, Philadelphia and Durant, Miss., and Lepanto, Ark. Another theater in his chain will be opened in Durant August 5. He described the competition in these towns as keen at the present, but denied that distributors of pictures or himself, as an exhibitor, were doing anything unfair to independent competitors.

Murray Offices Moved

Robert L. Murray, public relations director of Ascap, has moved his office from Room 4527, RCA Building, to Room 4437, same building.

Myers' Arbitration Criticisms

Distribs. "Gang Up" on Exhibs., He Claims

(*Continued from Page* 1)

meager experience to date, but he directed his criticisms to (a) the "inadequacies of the provisions of the decree imposing qualifications on the right to arbitrate and limiting the powers of arbitrators to make effective awards, and (b) to the policy of the distributors ganging up on the exhibitors with a multiplicity of lawyers experienced in the motion picture business and in relying on technicalities instead of permitting cases to be considered wholly on their merits."

Says AAA Has Done Good Job

The American Arbitration Association, Myers declared, appears to have done a good job in setting up the system. He said he was not familiar with the panels in other cities. but the Washington panel, he added, is a roster of the leading business and professional men in the city. There is no reason, he asserted, to believe this is not true of the other panels in other cities.

Myers contended that the system has been given a black eye "by the insistence of the distributors on separate representation in all cases and the insistence of their counsel in injecting all manner of technicalities into the proceedngs." This, he said, results in five or six lawyers on one side opposed to a single, often inexperienced lawyer representing the complaining exhibitor.

The tactics of the distributors, Myers said, were well rebuked by a Washington arbitrator who said, "Splitting hairs over legal technicalities will defeat the purpose of the arbitration agreement."

Ken Decision Disappointed

The decision of the appeal board in the Ken Theater case was a great disappointment, Myers said, in that "it knocked out arbitration in Chicago so far as clearance cases are concerned." Notwithstanding the defeat of otherwise meritorious cases by technical rulings, Myers expressed the opinion that arbitration of clearance disputes has been in the main satisfactory. Awards in several cases should encourage exhibitors who are subjected to unreasonable clearance by the large circuits to file arbitration complaints, he added.

Continuing, Myers said:

"Numerous complaints, especially complaints that a distributor has refused to sell on 'some run' have been settled. It is fair to say this would not have happened if a remedy by arbitration has not been provided. These amicable adjustments should be taken into account in measuring the worth of this system.

"The value of arbitration under Sections IV, V, VII, IX and X remains to be determined inasmuch as they have not yet been put to the test. As pointed out by Allied on numerous occasions, Section X is so hedged about by technicalities and arbitrary terms and conditions that it can not possibly reach the real evil at which it was supposedly aimed and it is unlikely that it will benefit many exhibitors."

TO THE COLORS!

Rochester — Stuart F. Hoehn, Eastman Kodak Co. employe, is now at Fort Eustis, Va.

Miami—Harry O'Dell, head usher at the Paramount Theater, has been called for Army service.

Miami—Jack Worley, assistant director of public relations for Paramount Enterprises, has enlisted in the Navy.

Miami—Curry Andrews, assistant manager of the Rex Theater, has been called up in the draft.

Chicago—Morris Fingerhuth of the B & K headquarters staff has been called for Army service at Fort Sheridan.

Petersburg, Va.—Howard Rubin, son of Herman Rubin, city manager, Neighborhood Theaters, after training has been commissioned an Ensign in the Navy.

Richmond, Va.—Howard Allen left the National Theater to join the Army.

Manny Fischer of Witmarks, Warnear Bros. music subsidiary, leaves next Thursday for his hitch in the Army.

Memphis—Mack Jackson of the local National Screen Service office is now serving Uncle Sam at Ft. Lee, Va.

North Adams, Mass. — Bernard Payne, who has resigned as manager of the Mohawk Theater here to be inducted into the Army, missed the 28-year limit by one day. Payne is 32. Payne, given a farewell party at the Elks home, will serve at Camp Lee, Va.

Fort Knox, Ky.—Jay Goldberg, son of PRC franchise owner Lee Goldberg, who underwent a hernia operation a couple of days after being inducted into the service at Fort Hayes, O., has been transferred here to the public relations section of the Armored Division.

Cincinnati—Martin Perlman, Columbia booker, leaves Thursday for Army service.

Branch Raps Small Tradeshow Turnout

(*Continued from Page* 1)

that exhibitors have been complaining for years about having to buy pictures by number without having any knowledge of what was being offered. Now, he stated, the "cat is out of the bag" and the age-old complaint is being answered.

Ponting out that the distributors were arranging the tradeshows in a manner that should be favorable to exhibitors, Branch pointedly asked, "What are you doing about it?" At one screening, he said he counted four exhibitors besides himself.

"Maybe you are willing to take somebody else's word on pictures," Branch said. "My guess is this practice will soon be changed and the court will decide that you were not so interested in seeing what you were buying. Needless expense and hardships upon parties to the decree will not be tolerated long."

Branch urged larger attendance and to encourage distributors to continue if it proves practical. In conclusion he said, "Exhibitors protested for years that we were buying a cat in a bag. Now we are telling the world this is not what we wanted at all."

Inconvenience Cutting Exhib. Turnout—N. J. Allied

Reports that exhibitors were indifferent to the recently inaugurated tradeshows and that they were not interested in them were challenged by Allied of New Jersey at a meeting this week.

Lack of interest, they said, was due more to the inconvenience caused by the present system of screenings. This especially applies to the large majority of independent exhibitors who have to manage their own theaters, it was said. Members voiced the opinion that the best system would be to show the same picture mornings and afternoons, thereby accommodating the majority.

Northwest Allied Meeting Called for August 5

Minneapolis—A special convention of members of Allied Theater Owners of the Northwest has been called by Fred Strom, secretary, for Aug. 5 at the Hotel Nicolett. Set for discussion are the Minnesota bill, 16 mm. competition, admission taxes, blocks-of-five and film buying, tradeshowings and arbitration.

Autry Signed for Rodeo Here

Gene Autry has again been signed for the Madison Square Rodeo Oct. 8-26 and Republic is setting a promotion to tie in met. area exhibs.

Bamberger at Schine Meet

Leon J. Bamberger, RKO Radio sales promotion manager, will speak at the Schine Circuit convention in Gloversville, on Aug. 6.

Plays, Best Sellers Mark Warner Lineup

(*Continued from Page* 1)

termed as "in production or slated for early filming" and as many more described as "other properties acquired" for the new season.

He said the actual number to be released might be as high as 50 or as low as 40. "We aren't going to worry any more about the number of pictures. We are just going to concentrate on making the best pictures that can be made and then sell them for all they are worth," Sears stated, and "We think this policy is best for exhibitors as well as for Warners."

Of the 38, only 17 are originals. Additionally, said Sears, the company has "at least" 20 other properties under consideration.

In the first group of 18 titles outlined by Sears, there are ten originals, four plays and six best sellers, while the second group of titles embraces seven originals, three plays and eight best sellers.

Titles in the three classifications, with authors' names in parentheses, players and directors if assigned follow:

First Group

Originals: "SERGEANT YORK," (Aben Finkel, Harry Chandlee, Howard Koch, John Huston), starring Gary Cooper; Howard Hawks, director; "NAVY BLUES," (Arthur T. Horman), musical, with Ann Sheridan, Jack Oakie, Martha Raye, Jack Haley; "THEY DIED WITH THEIR BOOTS ON," (Wally Klein and Aeneas MacKenzie), with Errol Flynn, Olivia de Havilland, Alan Hale; Raoul Walsh, director; "CAPTAINS OF THE CLOUDS" (Arthur Horman and Roland Gillett), in Technicolor, with James Cagney, Dennis Morgan, Alan Hale; Michael Curtiz, director; "FLIGHT PATROL," (Frank Mead), with Ronald Reagan, Olympe Bradna; Lewis Seiler, director; "ALL THROUGH THE NIGHT" (Leonard Q. Ross and Leonard Spigelgass), with George Raft; "THE WIDOW WOULDN'T WEEP," (Dalton Trumbo), with Jack Benny; "YANKEE DOODLE DANDY," (Robert Buckner), with Jack Benny; "THE PRIME MINISTER," (Michael Hogan and Brock Williams), British-made, with John Gielgud and Diana Wynyard; "THE ADVENTURES OF MARK TWAIN."

Plays: "ARSENIC AND OLD LACE," (Joseph Kisselring), Frank Capra, director; "THE MAN WHO CAME TO DINNER," (Kaufman-Hart), with Bette Davis, Monty Woolley, Ann Sheridan, Jimmy Durante; William Keighley, director; "NEW ORLEANS BLUES," (Edwin Gilbert), with Richard Whorf, Priscilla Lane, Betty Fields; "THE MALE ANIMAL," (James Thurber and Elliott Nugent), with Henry Fonda, Joan Leslie, Priscilla Lane; Edward Nugent, director; "BANJO EYES," (Eddie Cantor).

Books: "ONE FOOT IN HEAVEN," (Hartzell Spence), with Fredric March and Martha Scott; Irving Rapper, director; "KINGS ROW," (Henry Bellamann), with Ann Sheridan, Roland Reagan, Ida Lupino; Sam Wood, director; "THE MALTESE FALCON," (Dashiell Hammett), with Humphrey Bogart, Mary Astor, Gladys George; John Huston, director; "THE GAY SISTERS," (Stephen Longstreet), with Bette Davis, Geraldine Fitzgerald, Richard Whorf; Edmund Goulding, director.

Second Group

Originals: "A NIGHT AT TONY PASTOR'S," (Herb Mayes); "THE MAN THEY COULDN'T KILL," (Sidney Biddell and Frederick Frank), with Edward G. Robinson; "RHAPSODY IN BLUE," the story of George Gershwin; "NIGHT FREIGHT," (A. L. Bezzerides), with George Raft, Ann Sheridan, Ida Lupino, Humphrey Bogart; Raoul Walsh, director; "HERE COME THE GIRLS," musical; "YOU'RE IN THE ARMY NOW"; "THE LIFE OF JAMES J. CORBETT,' with Errol Flynn.

Plays: "OLD ACQUAINTANCE," (John van Druten); "GEORGE WASHINGTON SLEPT HERE," (Kaufman-Hart), with Jack Benny; "THE CORN IS GREEN," (Emlyn Williams).

Books: "UP AT THE VILLA," (Somerset Maugham); "THE DAMNED DON'T CRY," (Harry Hervey); "IN THIS OUR LIFE," (Ellen Glasgow); "MISSISSIPPI BELLE," (Clements Ripley); "SARATOGA TRUNK," (Edna Ferber); "QUIETLY MY CAPTAIN WAITS," (Evelyn Eaton); "CAPTAIN HORATIO HORNBLOWER," (C. S. Forester); "THE JOOK GIRL," (Theodore Pratt).

WEDDING BELLS

Chicago—Truman Randall of Warners' Capitol Theater and Maxime Keyes of the Straford Theater were married.

Fidler Charge Film Admissions Too High Brings Return Fire from Alex Schreiber

Detroit—Jimmie Fidler's assertion in his syndicated Hollywood column that film theater admission prices are too high for the average American earning $125 a month drew return fire here from Alex Schreiber of the Associated Theaters Circuit.

Pointing out that moviegoers in that income class chiefly patronize nabe theaters, Schreiber asserted that such houses were providing a three and a half hour show at 15 to 25 cents.

"Consider competing amusement prices," Schreiber said: "These same people spend 10 or 15 cents for a ride in an amusement park lasting 60 to 150 seconds. They go to beer gardens and spend 15 to 50 cents door charge to go in to see vaudeville in fire traps."

Better B. O. Biz Speeds RKO Reopening Schedule

(*Continued from Page* 1)

as a result of healthier box-office conditions, a spokesman revealed yesterday. The Colonial, Dayton, O., goes into operation Friday, the Orpheum, Kansas City, and Albee, Providence, resume on Aug. 7, and the Orpheum, Des Moines, reopens Aug. 28.

PRC Lineup for 1941-42 Calls for 42; 4 Specials

(*Continued from Page* 1)

18 westerns. Two featurettes, produced by Stacy and Horace Woodward, also are on the program.

The 18 westerns include six "Adventures of Billy the Kid," six "Frontier Marshal" stories and six of "The Lone Rider" series.

Titles of the four specials are "Girls' Town," "Jungle Siren," "Fighting Sons" and "They Can't Get Away With It."

The Pacemakers are "Duke of the Navy," "Hard Guy," "Three Men and a Girl,' '"Marines Take Over," "The Devil's Sister," "The Ghost and the Guest," "Lightfingered Ladies" and "Honeymoon Island."

Titles of the Spitfire action group are "Today I Hang," "Dawn Express," "Harbor Patrol," "The Mad Monster," "Broadway Big Shot," "Flying Fortress," "Convoy Courage," "Forward March," "I'm From Arkansas," "Wabash Cannonball," "Flying Colors" and "Law of the Timber."

The featurettes are "Alive in the Deep" and "Man the Enigma."

WB Merchandising Methods Outlined by Charles Einfeld

Chicago—An outline of the new merchandising methods for selling Warners' new season product, by S. Charles Einfeld, director of advertising and publicity, featured yesterday afternoon's session of the Warner convention. Introduced by Gradwell L. Sears, Einfeld outlined plans for future exploitation of "Sergeant York" in addition to the accomplishments already achieved in New York and predicted a new era that will make advertising history as well as show business history.

A principal activity of the new plan is the policy credited by Einfeld to Carl Lesserman, assistant general sales manager, of an extensive campaign to sell the public on all pictures.

As a starter space will be taken on "York" in newspapers of 100 key cities embracing 40,000,000 readers and in several big national magazines. Picture will be given individual handling in all these situations via a special unit under Mort Blumenstock. Frank Seltzer heads the unit.

Test engagements will be employed on all pictures to determine the best methods of selling and basic fundamental selling and widespread advance stimulation will precede every release, Einfeld stated.

Selling plans for "Sergeant York" will be announced today. Advance reports indicate that the terms will be lower than expected and will give exhibitors a "50-50 break."

Tradeshowings Upon Exhibitor Request to be Warner Policy

Chicago—Tradeshowings of films at the convenience of the exhibitor, in addition to the legal screenings required under consent decree, will be part of the future Warners policy, it was announced yesterday by Grad Sears.

Commenting on the slim attendance reported at tradeshowings by other companies to date, Sears said:

"With five major companies regularly tradeshowing pictures, the exhibitor must choose between neglecting his business to attend screenings or passing up the screenings. For our part, we don't want him to neglect either, and we do want him to see our pictures before he buys, so we are going to make things as easy as possible for exhibtiors by showing him our product any time it is convenient for him to see it. All he has to do is call or write any of our branch managers and private showings will be arranged to suit him."

Seven RKO Theaters To Play Stage Shows

(*Continued from Page* 1)

the Fall. They are in Cleveland, Boston, San Francisco, Cincinnati and Dayton.

Koerner said he found business conditions better than had been painted, asserting that the so-called slump in many spots had been exaggerated. A policy of keeping pictures for longer runs will be tried shortly. He said that houses which usually played a program three or four days would hold the pictures for a week, backed by strong advertising and campaigns.

Koerner was optimistic over the plan to present "Life With Father" in several RKO houses, declaring that every engagement would be a sellout. Success of the venture will be the signal for other Broadway hit plays to be offered in the RKO theaters.

Chances for the elimination of double features are slim, Koerner said. All efforts to drop them where they are established policies have been failures, he declared.

Koerner said that RKO's business for the first 26 weeks of this year was ahead of the corresponding period last year.

Picture-Hungry Europe Is Going to Film Theaters

(*Continued from Page* 1)

people apparently are picture-hungry and attend theaters whenever possible.

Paramount is continuing to do business in Portugal, Spain, Switzerland, Hungary, Sweden, Egypt, Palestine and a few other places although operations are difficult. Lange said. Travel is almost an impossibility and food, except in Portugal, is scarce and not good.

Some production is being attempted in France, Lange said, but progress is hampered by the scarcity of raw stock, a condition which eliminates dubbing even if pictures could be sent to occupied countries.

Lange is here for conferences with John W. Hicks, head of the foreign department, and to visit his family in Philadelphia.

STORKS!

Meriden, Conn.—Joseph Samartano, manager of the Palace, is father of a 7½ pound baby boy, Joseph, Jr., born at Meriden Hospital.

St. Louis — Ellis Shafton, Metro salesman, has a new son, Ellis, Jr.

AUG 6 '41
METRO GOLDWYN MAYER
READING DEPT.

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 23—In Two Sections. Section 1. NEW YORK, FRIDAY, AUGUST 1, 1941 TEN CENTS

EXHIBITORS HAVE EDGE IN ARBITRATION

Allied Asks Nat'l Joint Advertising Campaign

Myers Proposes Ad Support Of Individual Pix Locally While They Are Exhibited

A nation-wide joint advertising campaign is urged by Abram F. Myers, Allied general counsel, in a general bulletin made public yesterday. Myers' proposal is not for institutional advertising but advertising of individual pictures in the local newspapers concurrently with the exhibition of the pictures.

At the same time, Myers contended that "if advertising pays—

(Continued on Page 7)

Allied Tax Plan to Have Senate Hearing

Washington Bureau of THE FILM DAILY

Washington—Although its members have loosed a barrage of telegrams on their Congressmen, there appeared little prospect yesterday that the Allied plan for revision of admission taxes would be adopted by the House, as that body continued debate of the new revenue measure.

Under the rule, under which the

(Continued on Page 3)

Moe Streimer Funeral Rites to Be Held Today

Funeral services for Moe Streimer, UA special home office representative who died yesterday after a long illness, will be held at 2:30 p.m. today at the Riverside Chapel.

Streimer joined UA at the com-

(Continued on Page 5)

Settlement Nearing In Disney Dispute

West Coast Bur., THE FILM DAILY

Los Angeles—Both sides in Disney strike have agreed on a closed shop, 8-hour day, 40-hour week and normal working day to be from 8.30 a.m. to 5:30 p.m. Commissioner James F. Dewey of the Dep't of Labor is continuing mediation proceedings to clear up several remaining points.

Sheepskin to Sears As Loyalty Token

Chicago—They handed Grad Sears a sheepskin at Warners' sales convention here yesterday.

Non-collegiate, skin, a token of loyalty, bears the names of the WB home office force as well as the entire field staff, and is a tribute to Sears' leadership. Presentation was made by Carl Leserman before a cheering assemblage.

Warner 39 Wks. Net Soars to $4,433,445

Warners and subsidiary companies report for the 39 weeks ending May 31, a net operating profit of $4,433,445 after deducting all charges including amortization and depreciation, a provision for contingencies amounting to $914,000 and normal Federal income taxes, as compared with a net operating profit of $2,450,713, after a pro-

(Continued on Page 7)

RKO Extends Time Limit For K-A-O Stock Purchase

RKO Corp. has extended until the close of business on Aug. 15, its offer to purchase the outstanding minority interest in the common stock of K-A-O at the price of $5

(Continued on Page 5)

Win 15 Decisions Against 14 for the Distributors in First Six Months of System; 94 Complaints Are Filed In Period; Clearance Dominates; Appeal Five Cases

Exhibitors nosed out distributors by one point in the number of favorable awards during the first six months of arbitration under the consent decree in the New York equity suit. Arbitrators made 15 decisions in favor of the exhibitors and 14 for the distributors during the initial half-year period.

First six months of arbitration ended yesterday. Ninety-four complaints have been filed in the 31 tribunals from the time the system became operative on Feb. 1 until yesterday afternoon.

Demands for arbitration of clearance dominated the complaints to

(Continued on Page 3)

Para. Second Quarter Net at $1,904,000

Paramount yesterday estimated its earnings for the second quarter ended July 5, at $1,904,000 after interest and all charges including provision for all Federal taxes, normal Federal income taxes being computed at 30 per cent. This amount includes $231,000 representing Para.'s direct and indirect net interest as a stockholder in the combined undistributed earnings for the quarter of partially owned non-consolidated subsidiaries.

Earnings for the six months ended

(Continued on Page 5)

Mex. Union Votes Strike; Majors Submit Proposals

News reaching here that the Moving Picture Workers Union in Mexico City voted a general strike Aug. 10 against American distributors caught the companies by surprise.

Aware that yesterday was the

(Continued on Page 3)

Early Trade Press Screenings Urged

Screening new pix for the trade press in advance of the consent decree tradeshows would be a "definite

(Continued on Page 5)

RKO Appeals Decision Banning Canton Clearance

Albany—Recent decision of Arbitrator Morton Hall, abolishing clearance enjoyed by Ogdensburg over

(Continued on Page 5)

Ickes Closes Gas Stations at Night

Approximately 100,000 gasoline service stations in the Eastern states will close from 7 a.m. to 7 p.m. seven days a week, starting Sunday, at the call of Secretary of the Interior Ickes. Whether or not mandatory gas rationing follows depends upon the results achieved by the initial step designed to conserve gasoline. Ickes indicated that special consideration will be given to emergency use of motor vehicles at night and to commercial use, thus re-assuring film carriers.

50% of Net, Terms for "York"

Matinees Mandatory for "Night Only" Spots

Chicago — Grad Sears, Warners' general sales manager, announced at the sales convention yesterday that selling terms on "Sergeant York" call for 50 per cent of theater's net receipts, no double-featuring of the picture, and price scale of $1.10 nights, 55 cents afternoons, 25 cents for children and 55 cents nights and 40 cents afternoons for enlisted men. The picture is not to

(Continued on Page 6)

Execs. Forced Employes To Hear Willkie—Wheeler

Washington Bureau of THE FILM DAILY

Washington—Officials of motion picture companies "had to whale and club their employes like sheep" to get them to attend Wendell L. Willkie's recent speech in Los Angeles, it was charged on the floor of the

(Continued on Page 4)

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 23 First Section

Fri., Aug. 1, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Thursday, July* 31)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	10¼	10¼	10¼	+ ¼
Col. Picts. vtc. (2½%)	6	6	6	— ⅜
Columbia Picts. pfd.	26⅛	26⅛	26⅛	+ ⅜
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	140	139⅞	140	+ ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	13½	13	13⅛	— ⅛
Loew's, Inc.	34	33¾	33⅞	+ ⅝
do pfd.	....	....	....	.....
Paramount	13	12½	12⅞	+ ½
Para. 1st pfd.	100½	99¾	100½	+ ¾
Para. 2nd pfd.	11¾	11⅝	11¾	+ ¾
Pathe Film	14¼	14	14	— ¼
RKO	3⅜	3¼	3¼	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7	6⅞	6⅞	.....
20th Century-Fox pfd.	19½	19½	19½	— ¼
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4¾	4⅜	4½	— ¼
do pfd.	70	69½	70	+ ½

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
LLoew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	94	94	94	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	7-32	7-32	7-32	.....
Sonotone Corp.	2⅛	2⅛	2⅛	+ ⅛
Technicolor	9½	9⅜	9½	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	6¾	6¾	6¾	+ ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	62½	65¼
Roxy Thea. Bldg. 4s 1st '57	60	63½

"Broken Treaties" Ready

West Coast Bureau of THE FILM DAILY

Hollywood — Dunningcolor Corp. has completed three-color release prints of "Broken Treaties," first subject in a series of historical color shorts featuring Raymond Gram Swing, produced by Cartoon Films, Ltd. and released by Columbia.

13 More Film Experts Now In 20th Signal Service Co.

The Army's complement of film experts grew larger last week with the transfer of 13 more men into the 20th Signal Service Co. at Fort Monmouth, N. J. All members of the Twentieth are assigned to the Training Film Production Laboratory of the Signal Corps, having completed their basic military training.

Among the 13 are included four graduates from animated cartoons—Dave Monahan, writer and idea man from Warners' Schlesinger outfit; "Chuck" McKimpson, animator also from Schlesinger's; Rod Johnson from Disney, and Joseph White, animator of the Terry-Toon plant.

Two lab experts found their way into the Army, too—Stephen Dollman of Pathe and Austin Doyle from Technicolor.

Other new men are Bernard Ofner (Barney Phillips), actor and singer who had numerous top spots in the Broadway production of "Meet the People" last Winter; Frank Roche, Hollywood actor, and Dan Powers from Warners' camera department.

Garson Kanin has been assigned to the Fifth Signal Training Battalion at Fort Monmouth.

Eastern District Captures "U" Scully Drive Honors

Jules Lapidus' Eastern district won first award in Universal's William A. Scully Drive which started Dec. 8, 1940, and ended May 10. Offices under Dave Miller in the North-Central district came in second, while third prize went to the Southern office.

New Orleans was the highest office in the Eastern bracket and Detroit was the top Western branch. Leading Canadian exchange was that of St. Johns.

Valuable prizes will be distributed to heads and members of the winning districts and offices.

First 25 of 20th-Fox To Be Ready by Sept. 1

By Sept. 1, 20th-Fox will have its first 25 pix for 1941-42 ready for tradeshows and subsequent selling. Features for the first 10 weeks of the new season, with one exception, "Great Guns," Laurel-Hardy starrer, are either ready or in the hands of cutters. "Great Guns" is shooting. Meanwhile, writers at the studio are adapting 39 future stories. Weekly salary list for writers is now above the $30,000 mark.

AFM Local In Geneva

Geneva—New local of the musicians union, granted a charter by the American Federation of Musicians, has been formed here. Officers are: President, James Lynch; Vice-President, Jan Perry; Secretary, Frank Fennell; Treasurer, George Schenck; Sergeant-at-Arms, Frank Farr.

FPC Loses Loew's Uptown, Toronto, When Lease Ends

Toronto—With the expiration of the present lease, Marcus Loew's Theaters, Ltd., will discontinue its practice of leasing the Uptown Theater. The theater, which has a seating capacity of 2,761, has been operated by Famous Players Canadian Corp., under a lease which expires Sept. 1, 1941. Operation will then be carried on by Marcus Loew's Theaters.

The company already operates Loew's theater in downtown Toronto, with seating capacity of 2,074. Earnings from this theater and rentals from the Uptown have been bringing in slightly over $200,000 annually in the past three years, leaving a net profit of $94,508 in 1940. Since Aug. 30, 1934, the mortgage balance of $32,353 on the Uptown has been paid off, and arrears of preferred dividend amounting to $36.75 per share have been met, leaving a balance of $3.50 per share currently in arrears.

Eastman Little Affected By Japanese Export Ban

Rochester—Because Japan for the last two years has imposed strict limitation on many items imported from the U. S., the bans clamped down by the Government on all exports to that country, including film materials, will have slight effect, if any, on the export trade of Eastman Kodak Co., it was said here.

It was explained that "practically nothing" has been exported to Japan in the film line, although the Kodak Company maintains in Tokyo one of its many film processing stations. How that will be affected was not known immediately.

"Doc" Harris, First Indie, Enrolls for USO Campaign

Joseph Bernhard, chairman of the Motion Picture Theaters Division of the USO, announced yesterday that Martin D. "Doc" Harris, owner of the State Theater, Hartford, Conn., is the first indie exhib to enroll in the campaign. Drive will be conducted during Labor Day Week.

A special short, now being prepared in Hollywood, will be supplied gratis to all exhibs. enrolled for USO Theater Week.

Haley to Open N. Y. Offices

Detroit—Jack Haley, Jam Handy executive, has taken six months' leave to market "Minute Mysteries" series of sponsored single reels with cash giveaway for memory test for theatrical distribution, and will establish a New York City office.

RKO Devaney on Survey

St. John, N. B.—Leo M. Devaney, Canadian general manager for RKO who has completed visits to the Eastern provinces, will work his way Westward to the Pacific Coast, on a dominion-wide survey.

COMING and GOING

CHARLES EINFELD returns to the studio Friday by plane from the Warner convention in Chicago. **SAM SCHNEIDER** and **JOE HUMMEL** have returned to the home office.

ARTHUR HORNBLOW, JR., returns to the Paramount studio Monday from a vacation in the Canadian Rockies to finish preparations on the new Bob Hope opus.

BARNEY BALABAN flies to Quebec today to attend the meeting of Famous Players Canadian, at the Chateau Frontenac. Balaban plans to return late tomorrow.

JAMES R. GRAINGER, Republic prexy., left Chicago last night for New York.

HARRY COHN and his bride, the former **JOAN PERRY**, planed to the Coast yesterday following their marriage here.

HARRY KOSINER, Eastern representative for Walter Wanger, leaves for the Coast Tuesday to confer on the forthcoming Wanger production, "Sundown."

OSCAR A. DOOB leaves today for a vacation at Murray Bay, Quebec.

DAVID ROSE leaves Hollywood today for New York. He will return to England by Clipper Aug. 9.

ARTHUR JEFFREY departs today for a vacation at Lake Champlain.

BOB TAPLINGER, of the Warner Studio and **BOB WILLIAMS** of the N. Y. office, have left Chicago for the Coast.

ELIZABETH NOLAN, Republic cashier at Oklahoma City exchange, is spending two weeks' vacation in Washington.

PHILIP VAN ARSDALE, Loew-Poli projectionist, New Haven, will visit in Scranton for his vacation.

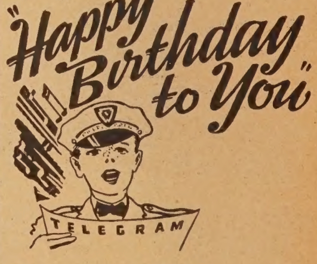
RUSSELL CLARK of Warner contact department, New Haven, is due back this week from a vacation in the Adirondacks.

PAUL TOWNSEND, manager of the Liberty and Warner, Oklahoma City, is in Providence, on vacation.

JOE COOPER, president and general manager of Standard Theaters, is in Oklahoma City from New York.

Okay Sunday Pix Shows

Rochester—For the first time in the history of nearby Williamson, Sunday movies will be legal starting Sunday, Aug. 17 following a hearing by the Town Board. Chief speakers for the ordinance at the hearing were Fred Everson, manager of Williamson Theater and Alfred A. Lockley, American Legion official.



AUGUST 1

Madge Evans
Judith Wood
Chester B. Bahn
William Orlamond
Herman Gumbin
Erle C. Kenton

AUGUST 2

Jack L. Warner
Myrna Loy
Olga Baclanova
Hal Mohr

AUGUST 3

Adrienne Ames
Chas. M. Mersereau
Dolores Del Rio
Wellyn Totman

Allied Tax Plan to Have Senate Hearing

(*Continued from Page* 1)

bill reported, only Committee amendments will be considered, and so great is the anxiety of the Committee to get the bill through as soon as possible it is expected to offer only such amendments as are considered essential.

In the Senate though it will be a different story, and it is there that Allied officials are banking upon getting their plan written into the new law. Senate hearings are tentatively scheduled to commence Aug. 4, but may not commence until after that date.

The Ways and Means Committee has been furnished language of the amendment desired by Allied, but yesterday had taken no action and Committee officials predicted unofficially that no action would be taken by that body. Allied will be permitted to speak its piece before the Senate Committee when that body gets the bill.

Allied wants to tax the first cent of admissions to halt price-cutting, with an exemption on ten cent admissions for children.

Victor Pelise Feted

Chicago—Leaving B & K's accounting department to become treasurer of the Jefferson circuit with headquarters at Beaumont, Tex., Victor Pelise was tendered a farewell luncheon at the Sherman Hotel.

Critic Has Strep Throat

Detroit — Charles Gentry, film critic of the Detroit Times, is seriously ill in St. Mary's Hospital with a strep throat.

WEDDING BELLS

Marriage of Harry Cohn, Columbia prexy, to Joan Perry, screen actress, was performed yesterday in the former's Hotel St. Regis apartment by Supreme Court Justice Ferdinand Pecora. Mr. and Mrs. Cohn planed to the Coast later in the afternoon.

Memphis—It's a double bill at the local Warner Exchange: Joe Ries, head shipper, was married to Lillie Sanderlin and Frank Carter, poster clerk, married Katherine Watts at Keiser, Ark.

Portland, Me. — Alice E. Modes, dramatic editor of the Press Herald, has announced her engagement to Miron L. Hurst, of the J. Walter Thompson advertising agency in New York City. Wedding is to take place soon.

Des Moines, Ia.—Alice Noneman of the National Screen Service Corp. office was married to Waldon Else.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● ALONG the Rialto......and adjacent precincts......the nooze o' the day......sprang primarily from two heavy-hitting p.a.'s doin's......—the Messrs. Howard (Metro) Dietz and Rutgers (RKO Radio) Neilson......The former ups and announces that M-G-M...... will issue a new magazine periodically......to all the company's accounts and offices......and it'll be called......"The Lion's Roar"...... and is designed as an exhib. seling-aid......under the consent decree ......initial issue will go out today......so be on the lookout......for a bit of mail......'round 11 x 14 inches in size......The issue contains 36 pages......not countin' a four-page color cover......The contents are:......"A New Era Begins"......"Watch That M-G-M Studio" ......"Things To Come"......"Introducing 'Lady Be Good' and 'Dr. Jekyll and Mr. Hyde' and 'Down In San Diego'"......"New Program Of Short Subjects"......and "How M-G-M Advertising Spans The Nation" ......The new mag will appear either on a monthly basis......or coincident with the selling of new groups of pix......

▼ ▼ ▼

● ● ● *NOW to Mister Neilson:......He addressed the Sixth Annual Convention of the Dance Educators of America...... at the Park Central Hotel......on the angle of......how they can cash-in on dance sequences in new films......by teaming with company and theater publicity men......The speaker, by-the-by has teamed with the various dance teachers' associations...... to the advantage of both the teachers......and the theaters playing the attraction......ever since the inception of the Astaire-Rogers pix......Mister Neilson did more'n talking yes'day...... He phoned home offices and supplied the conclave......with a list of pix......in which dancing is included......And, Brother, you'd be surprised how alert Hollywood and its film-makers......are to the worship on the part of the public......of Ole Terpsichore ......The pic producers inject dancing......'cause they know ......that John Q. Public likes it......And if John Q. likes it ......that should be the cue......for exhibs. to take advantage promotionally of dance sequences in attraction......to build the b.o.......*

▼ ▼ ▼

● ● ● HOW alert the Coast clans are......in about every way ......is reflected in the receipt yester morn......by many New Yorkers ......of a neat folder......telling the skyscraper-shadowed slaves..... wot a great spot the City of Culver City......—labeled "California's Film Capital"—......is to live in......We hold that the Culver City Chamber of Commerce......is a bunch of meanies......to dispatch the folders during the rainy-est Summer......Little Ole New York has ever had......

▼ ▼ ▼

● ● ● *FROM Chicago: Thomas J. Burke......of the Theater Janitors' Union......sez the organization......has bought $50,000 worth of defense bonds......for their treasury......—which shows obviously that the boys......know how to keep their own house in order......as well as their employers'......The Theater Janitors are setting the pace......'tis said......for other Chi. Unions. . . ● David M. Idzal......manager of Detroit's Fox Theater......has turned over a check......for $1,142......to the United Service Organizations.......Dough represents special charge for reserved seats......for the Dr. I. Q. Show......for six Monday nights at the stand. . . ● Memphis tent of the Variety Club will sponsor......an exhibition rodeo there this Autumn..... in support of its favorite charity—......the Mother's Milk Bank at John Gaston Hospital......*

Exhibitors Have Edge in Arbitration

(*Continued from Page* 1)

date, 64 in that category having been filed. Complaints involving some run totaled 17, while 13 cases were "mixed," that is, combining both some run and clearance.

A total of 54 cases were disposed of, either by withdrawal or awards. During the six-month period, 29 awards were made by arbitrators and 25 cases were withdrawn for various reasons. Five cases were appealed to the national appeal board which has rendered only one decision, that of the Ken Theater, Chicago, in favor of the distributors..

Forty cases are still to be heard or in the process of arbitration at the present time

Mex. Union Votes Strike; Majors Submit Proposals

(*Continued from Page* 1)

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It is understood the union has been demanding wage increases from the majors which would amount to $100,000 to $150,000 a year for all concerned. In addition, the union is asking that severance pay for all employes be retroactive from the time the union was organized in 1924. There are a number of other demands dealing with working conditions which the majors believe are submitted for "nuisance value."

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Russell Birdwell and Asosciates have leased space on the fiftieth floor of the RCA Building for immediate occupancy.

East Syracuse Goes Into Theater Biz

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THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 23 First Section

Fri., Aug. 1, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Thursday, July 31)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	10¼	10¼	10¼	+ ¼
Col. Picts. vtc. (2½%)	6	6	6	— ⅜
Columbia Picts. pfd.	26⅛	26⅛	26⅛	+ ⅜
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	140	139⅞	140	+ ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	13½	13	13⅛	— ⅛
Loew's, Inc.	34	33¾	33⅞	+ ⅝
do pfd.	....	....	....	.....
Paramount	13	12½	12⅞	+ ½
Para. 1st pfd.	100½	99¾	100½	+ ¾
Para. 2nd pfd.	11¾	11⅝	11¾	+ ¾
Pathe Film	14¼	14	14	— ¼
RKO	3⅜	3¼	3¼	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7	6⅞	6⅞	.....
20th Century-Fox pfd.	19½	19½	19½	— ¼
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4¾	4⅜	4½	— ¼
do pfd.	70	69½	70	+ ½

NEW YORK BOND MARKET

Keith B. F. ref. 6s46	....	....	....	.....
LLoew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	94	94	94	.....

NEW YORK CURB MARKET

Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	7-32	7-32	7-32	.....
Sonotone Corp.	2⅛	2⅛	2⅛	+ ⅛
Technicolor	9½	9⅜	9½	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	6¾	6¾	6¾	+ ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	62½	65¼
Roxy Thea. Bldg. 4s 1st '57	60	63½

"Broken Treaties" Ready

West Coast Bureau of THE FILM DAILY

Hollywood — Dunningcolor Corp. has completed three-color release prints of "Broken Treaties," first subject in a series of historical color shorts featuring Raymond Gram Swing, produced by Cartoon Films, Ltd. and released by Columbia.

13 More Film Experts Now In 20th Signal Service Co.

The Army's complement of film experts grew larger last week with the transfer of 13 more men into the 20th Signal Service Co. at Fort Monmouth, N. J. All members of the Twentieth are assigned to the Training Film Production Laboratory of the Signal Corps, having completed their basic military training.

Among the 13 are included four graduates from animated cartoons—Dave Monahan. writer and idea man from Warners' Schlesinger outfit; "Chuck" McKimpson, animator also from Schlesinger's; Rod Johnson from Disney, and Joseph White, animator of the Terry-Toon plant.

Two lab experts found their way into the Army, too—Stephen Dollman of Pathe and Austin Doyle from Technicolor.

Other new men are Bernard Ofner (Barney Phillips), actor and singer who had numerous top spots in the Broadway production of "Meet the People" last Winter; Frank Roche, Hollywood actor, and Dan Powers from Warners' camera department.

Garson Kanin has been assigned to the Fifth Signal Training Battalion at Fort Monmouth.

Eastern District Captures "U" Scully Drive Honors

Jules Lapidus' Eastern district won first award in Universal's William A. Scully Drive which started Dec. 8, 1940, and ended May 10. Offices under Dave Miller in the North-Central district came in second, while third prize went to the Southern office.

New Orleans was the highest office in the Eastern bracket and Detroit was the top Western branch. Leading Canadian exchange was that of St. Johns.

Valuable prizes will be distributed to heads and members of the winning districts and offices.

First 25 of 20th-Fox To Be Ready by Sept. 1

By Sept. 1, 20th-Fox will have its first 25 pix for 1941-42 ready for tradeshows and subsequent selling. Features for the first 10 weeks of the new season, with one exception, "Great Guns," Laurel-Hardy starrer, are either ready or in the hands of cutters. "Great Guns" is shooting. Meanwhile, writers at the studio are adapting 39 future stories. Weekly salary list for writers is now above the $30,000 mark.

AFM Local In Geneva

Geneva—New local of the musicians union, granted a charter by the American Federation of Musicians, has been formed here. Officers are: President, James Lynch; Vice-President, Jan Perry; Secretary, Frank Fennell; Treasurer, George Schenck; Sergeant-at-Arms, Frank Farr.

FPC Loses Loew's Uptown, Toronto, When Lease Ends

Toronto—With the expiration of the present lease, Marcus Loew's Theaters, Ltd., will discontinue its practice of leasing the Uptown Theater. The theater, which has a seating capacity of 2,761, has been operated by Famous Players Canadian Corp., under a lease which expires Sept. 1, 1941. Operation will then be carried on by Marcus Loew's Theaters.

The company already operates Loew's theater in downtown Toronto, with seating capacity of 2,074. Earnings from this theater and rentals from the Uptown have been bringing in slightly over $200,000 annually in the past three years, leaving a net profit of $94,508 in 1940. Since Aug. 30, 1934, the mortgage balance of $32,353 on the Uptown has been paid off, and arrears of preferred dividend amounting to $36.75 per share have been met, leaving a balance of $3.50 per share currently in arrears.

Eastman Little Affected By Japanese Export Ban

Rochester—Because Japan for the last two years has imposed strict limitation on many items imported from the U. S., the bans clamped down by the Government on all exports to that country, including film materials, will have slight effect, if any, on the export trade of Eastman Kodak Co., it was said here.

It was explained that "practically nothing" has been exported to Japan in the film line, although the Kodak Company maintains in Tokyo one of its many film processing stations. How that will be affected was not known immediately.

"Doc" Harris, First Indie, Enrolls for USO Campaign

Joseph Bernhard, chairman of the Motion Picture Theaters Division of the USO, announced yesterday that Martin D. "Doc" Harris, owner of the State Theater, Hartford, Conn., is the first indie exhib to enroll in the campaign. Drive will be conducted during Labor Day Week.

A special short, now being prepared in Hollywood, will be supplied gratis to all exhibs. enrolled for USO Theater Week.

Haley to Open N. Y. Offices

Detroit—Jack Haley, Jam Handy executive, has taken six months' leave to market "Minute Mysteries" series of sponsored single reels with cash giveaway for memory test for theatrical distribution, and will establish a New York City office.

RKO Devaney on Survey

St. John, N. B.—Leo M. Devaney, Canadian general manager for RKO who has completed visits to the Eastern provinces, will work his way Westward to the Pacific Coast, on a dominion-wide survey.

COMING and GOING

CHARLES EINFELD returns to the studio Friday by plane from the Warner convention in Chicago. **SAM SCHNEIDER** and **JOE HUMMEL** have returned to the home office.

ARTHUR HORNBLOW, JR., returns to the Paramount studio Monday from a vacation in the Canadian Rockies to finish preparations on the new Bob Hope opus.

BARNEY BALABAN flies to Quebec today to attend the meeting of Famous Players Canadian, at the Chateau Frontenac. Balaban plans to return late tomorrow.

JAMES R. GRAINGER, Republic prexy., left Chicago last night for New York.

HARRY COHN and his bride, the former **JOAN PERRY**, planed to the Coast yesterday following their marriage here.

HARRY KOSINER, Eastern representative for Walter Wanger, leaves for the Coast Tuesday to confer on the forthcoming Wanger production, "Sundown."

OSCAR A. DOOB leaves today for a vacation at Murray Bay, Quebec.

DAVID ROSE leaves Hollywood today for New York. He will return to England by Clipper Aug. 9.

ARTHUR JEFFREY departs today for a vacation at Lake Champlain.

BOB TAPLINGER, of the Warner Studio and **BOB WILLIAMS** of the N. Y. office, have left Chicago for the Coast.

ELIZABETH NOLAN, Republic cashier at Oklahoma City exchange, is spending two weeks' vacation in Washington.

PHILIP VAN ARSDALE, Loew-Poli projectionist, New Haven, will visit in Scranton for his vacation.

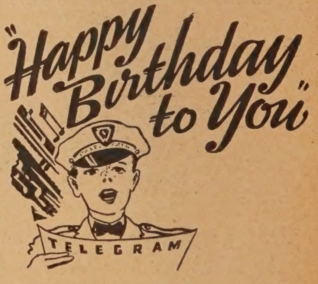
RUSSELL CLARK of Warner contact department, New Haven, is due back this week from a vacation in the Adirondacks.

PAUL TOWNSEND, manager of the Liberty and Warner, Oklahoma City, is in Providence, on vacation.

JOE COOPER, president and general manager of Standard Theaters, is in Oklahoma City from New York.

Okay Sunday Pix Shows

Rochester—For the first time in the history of nearby Williamson, Sunday movies will be legal starting Sunday, Aug. 17 following a hearing by the Town Board. Chief speakers for the ordinance at the hearing were Fred Everson, manager of Williamson Theater and Alfred A. Lockley, American Legion official.



AUGUST 1

Madge Evans	William Orlamond
Judith Wood	Herman Gumbin
Chester B. Bahn	Erle C. Kenton

AUGUST 2

Jack L. Warner	Olga Baclanova
Myrna Loy	Hal Mohr

AUGUST 3

Adrienne Ames	Dolores Del Rio
Chas. M. Mersereau	Wellyn Totman

Allied Tax Plan to Have Senate Hearing

(Continued from Page 1)

bill reported, only Committee amendments will be considered, and so great is the anxiety of the Committee to get the bill through as soon as possible it is expected to offer only such amendments as are considered essential.

In the Senate though it will be a different story, and it is there that Allied officials are banking upon getting their plan written into the new law. Senate hearings are tentatively scheduled to commence Aug. 4, but may not commence until after that date.

The Ways and Means Committee has been furnished language of the amendment desired by Allied, but yesterday had taken no action and Committee officials predicted unofficially that no action would be taken by that body. Allied will be permitted to speak its piece before the Senate Committee when that body gets the bill.

Allied wants to tax the first cent of admissions to halt price-cutting, with an exemption on ten cent admissions for children.

Victor Pelise Feted

Chicago—Leaving B & K's accounting department to become treasurer of the Jefferson circuit with headquarters at Beaumont, Tex., Victor Pelise was tendered a farewell luncheon at the Sherman Hotel.

Critic Has Strep Throat

Detroit — Charles Gentry, film critic of the Detroit Times, is seriously ill in St. Mary's Hospital with a strep throat.

WEDDING BELLS

Marriage of Harry Cohn, Columbia prexy, to Joan Perry, screen actress, was performed yesterday in the former's Hotel St. Regis apartment by Supreme Court Justice Ferdinand Pecora. Mr. and Mrs. Cohn planed to the Coast later in the afternoon.

Memphis—It's a double bill at the local Warner Exchange: Joe Ries, head shipper, was married to Lillie Sanderlin and Frank Carter, poster clerk, married Katherine Watts at Keiser, Ark.

Portland, Me. — Alice E. Modes, dramatic editor of the Press Herald, has announced her engagement to Miron L. Hurst, of the J. Walter Thompson advertising agency in New York City. Wedding is to take place soon.

Des Moines, Ia.—Alice Noneman of the National Screen Service Corp. office was married to Waldon Else.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● **ALONG the Rialto......and adjacent precincts......the nooze o' the day......sprang primarily from two heavy-hitting p.a.'s doin's......—the Messrs. Howard (Metro) Dietz and Rutgers (RKO Radio) Neilson......The former ups and announces that M-G-M...... will issue a new magazine periodically......to all the company's accounts and offices......and it'll be called......"The Lion's Roar"...... and is designed as an exhib. seling-aid......under the consent decree ......initial issue will go out today......so be on the lookout......for a bit of mail......'round 11 x 14 inches in size......The issue contains 36 pages......not countin' a four-page color cover......The contents are:......"A New Era Begins"......"Watch That M-G-M Studio" ......"Things To Come"......"Introducing 'Lady Be Good' and 'Dr. Jekyll and Mr. Hyde' and 'Down In San Diego'"......"New Program Of Short Subjects"......and "How M-G-M Advertising Spans The Nation" ......The new mag will appear either on a monthly basis......or coincident with the selling of new groups of pix......**

▼ ▼ ▼

● ● ● *NOW to Mister Neilson:......He addressed the Sixth Annual Convention of the Dance Educators of America...... at the Park Central Hotel......on the angle of......how they can cash-in on dance sequences in new films......by teaming with company and theater publicity men......The speaker, by-the-by has teamed with the various dance teachers' associations...... to the advantage of both the teachers......and the theaters playing the attraction......ever since the inception of the Astaire-Rogers pix......Mister Neilson did more'n talking yes'day...... He phoned home offices and supplied the conclave......with a list of pix......in which dancing is included......And, Brother, you'd be surprised how alert Hollywood and its film-makers......are to the worship on the part of the public......of Ole Terpsichore ......The pic producers inject dancing......'cause they know ......that John Q. Public likes it......And if John Q. likes it ......that should be the cue......for exhibs. to take advantage promotionally of dance sequences in attraction......to build the b.o.......*

▼ ▼ ▼

● ● ● **HOW alert the Coast clans are......in about every way ......is reflected in the receipt yester morn......by many New Yorkers ......of a neat folder......telling the skyscraper-shadowed slaves..... wot a great spot the City of Culver City......—labeled "California's Film Capital"—......is to live in......We hold that the Culver City Chamber of Commerce......is a bunch of meanies......to dispatch the folders during the rainy-est Summer......Little Ole New York has ever had......**

▼ ▼ ▼

● ● ● *FROM Chicago: Thomas J. Burke......of the Theater Janitors' Union......sez the organization......has bought $50,000 worth of defense bonds......for their treasury......—which shows obviously that the boys......know how to keep their own house in order......as well as their employers'......The Theater Janitors are setting the pace......'tis said......for other Chi. Unions. . . ● David M. Idzal......manager of Detroit's Fox Theater......has turned over a check......for $1,142......to the United Service Organizations.......Dough represents special charge for reserved seats......for the Dr. I. Q. Show......for six Monday nights at the stand. . . ● Memphis tent of the Variety Club will sponsor......an exhibition rodeo there this Autumn..... in support of its favorite charity—......the Mother's Milk Bank at John Gaston Hospital......*

Exhibitors Have Edge in Arbitration

(Continued from Page 1)

date, 64 in that category having been filed. Complaints involving some run totaled 17, while 13 cases were "mixed," that is, combining both some run and clearance.

A total of 54 cases were disposed of, either by withdrawal or awards. During the six-month period, 29 awards were made by arbitrators and 25 cases were withdrawn for various reasons. Five cases were appealed to the national appeal board which has rendered only one decision, that of the Ken Theater, Chicago, in favor of the distributors..

Forty cases are still to be heard or in the process of arbitration at the present time

Mex. Union Votes Strike; Majors Submit Proposals

(Continued from Page 1)

deadline set by the union in the negotiations which have been going on for the past few months, the distributors had instructed A. L. Pratchett of Paramount and James Urbina of UA, who conferred in New York recently, to submit a set of counter-proposals yesterday to union leaders. Companies are now awaiting word whether the union will attempt to reopen negotiations or carry through the threat of a general strike.

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27,927 16mm Outlets Reported in U. S.

Chicago—A total of 27,927 schools, CCC camps, and other institutions are now showing 16 mm. pictures on two or more programs a month, it is reported by Jack Friedman of Monarch Film Service. Friedman asserts that the demand for all kinds of 16 mm. subjects is taxing the producers to supply the required number of films.

The Chicago school system alone is supplying prints to 700 projectors, according to J. E. Dickman, who has succeeded Gerald Bench as director of film activities. All Chicago high schools are equipped with sound projection equipment as are 150 of the 338 elementary schools. Balance of the lower grade schools have silent projectors and sound equipment is being ordered for all of them, he said.

Number of sound prints in the school library has reached 2,000 titles with more being added each month. Dickman voiced a preference for more color in films and said that black and white slides in the school system are being replaced with natural color material. He said the schools are showing more vocational films than ever before, and are looking for more vocationals, in an effort to aid the National Defense program.

Special Aluminum Matinees

Pittsburgh—Warner Bros Circuit is cooperating with Mayor Scully's Defense Council by staging a series of Aluminum Matinees in five of its largest local theaters. Regular film program will be shown at the special matinees. All employes, including stagehands, are donating their services.

Acts In 10th RKO Theater

With the RKO Tilyou adding vaude every Wednesday night, the number of local RKO Theaters augmenting their film fare with acts on one or more evenings a week has increased to 10.

Hedler Buys New Fremont

Grand Rapids, Mich.—H. E. Hedler, owner of the Valley Theater at Newaygo and the Oz Theater at Fremont, has purchased the New Fremont Theater from the Shulte Amusement Co. of Detroit.

TO THE COLORS!

Jacques J. Szuchman, Paramount home office receptionist who is known as Jock, tomorrow joins the Signal Corps at Fort Monmouth.

Chicago—Franklin H. Nepo, son of Harry Nepo, owner of the Kimbark Theater, was admitted to the U. S. Naval Academy at Annapolis.

Kuykendall Says New Arbitration Setup Has Been Beneficial to Film Industry

Arbitration has undoubtedly proven beneficial, Ed Kuykendall, MPTOA president, said yesterday in commenting on the first six months of the system. In a statement to THE FILM DAILY, Kuykendall said the benefits were not derived only from the system's actual functions, but from its effect on those in dispute in the industry.

Kuykendall said that it had caused a wider spirit of conciliation, thereby settling many disputes privately. "I feel," he continued, "that the American Arbitration Association is doing its dead level best to do a fair and constructive job, and I have found by personal contact that J. Noble Braden, the executive secretary, has a very wide acquaintance with our industry."

Jam Handy on 18-Hour Operations Schedule

Detroit—Reports from the East that the Jam Handy organization would discontinue because of the auto quota are strongly denied at studios here. Apparent source was layoff month ago of some 20 men in retail training department because of the auto situation. Actual production work for auto companies is only off 25 per cent and companies appear to be going ahead with programs through commercial films stressing institutional rather than direct sales advertising. Increase of work on slide films and motion pictures for training work for Army, Navy and Air Corps, and Canadian Government has more than taken up slack of auto cut, causing production department to work 18 hours steadily.

Shirley, Bamford, Co-Managing

Chicago—Sam Shirley and W. E. Bamford have been named co-managers of the M-G-M exchange. Shirley will supervise the Chicago district and Bamford the Downstate accounts. Arthur O'Toole and Will Potts have ben added to the sales staff.

Two Syracuse Houses Dark

Syracuse, N. Y.—Two local Northside houses, the Schiller Park and the Lyric, are now dark. Former may be acquired from George Phillips by James Constantino, but Lyric may stay shuttered permanently.

To Drop Nazi Product's Use

Buenos Aires (By Air Mail)—Nicolas di Fiore, former Ufa distrib. here, is reported ready to drop the use of Nazi newsreels and documentaries in his newsreel house. Di Fiore is interested in several other theaters which play U. S. product.

Loew's Books "Jungle Girl"

"Jungle Girl," Rep.'s 15-chapter serial, has been booked into the entire Loew's metropolitan circuit in New York City .

G. A. Delis Convalescing

Canton, O.—George A. Delis, district manager for the A. G. Constant theater circuit, is convalescing in Mercy Hospital here from a throat ailment.

Schine Convention Opens At Gloversville Tuesday

Gloversville, N. Y.—Schine execs. finalized plans here yesterday for the annual circuit convention which opens Tuesday. It will bring 200 theater managers, plus film and industry figures, to this city for four days of work and play.

At the opening session at the Hipp Theater, the conventioneers will be welcomed by Mayor Chauncey C. Thayer and the Chamber of Commerce head, Edward G. Walder, J. Myer and L. W. Schine, president and vice-president, respectively, of Schine Enterprises, will lead discussion of 1941-42 product. Veteran employes, including all those who have worked five years or longer with the circuit, will be introduced. Twenty have been with the Schines since they started the chain, and 46 for 10 years or more.

Tuesday night Dr. Bernard F. Clausen, Pittsburgh Baptist divine and noted radio personality, will tell the theater men what he believes they can do to give America a fuller life.

Wednesday's session will open with a screening to be followed by discussions of the proper method for presenting a feature. Wednesday night the men will dine at the Adirondack Inn, Sacandaga Park.

Thursday will be the convention's "Play Day," with the annual golf tournament at Pine Brook Country Club, a yachting trip on the big Sacandaga reservoir and a steak roast on the terrace at the Adirondack Inn.

Friday will be given over to individual zone meetings.

Releasing "Inside Russia"

"Inside Russia," a full-length documentary will be released by Hoffberg Productions, Inc. Charles A. Stuart, American engineer, directed the two cameramen who shot the material for the picture with the permission of the Soviet Government. Norman Brokenshire does the commentary.

To Fete Morgan in B. A.

Buenos Aires (By Air Mail)—Guy P. Morgan, former UA head here, who leaves for the U. S. shortly, will be feted by the local industry at the Alvear Palace hotel early next month.

Govt. Will Make More "Long" Films

Washington Bureau of THE FILM DAILY

Washington — The Government will continue to produce "long" films whenever officials think length necessary to properly cover the subject, in spite of rejection, by the Committee Co-operating for National Defense, of its film "Aluminum," on the grounds it was too long.

"Aluminum" runs about nine minutes, whereas the Committee contended it should run only three. Undismayed, officials went about booking by direct contact, and claim they have had outstanding success.

"We will continue to make them just as long or as short as the subject warrants, and will not set and hard and fast rules as to time," an official yesterday told FILM DAILY. It is understood that if the Committee does not co-operate with the longer films, direct booking will be continued.

Execs. Forced Employes To Hear Willkie—Wheeler

(*Continued from Page* 1)

Senate yesterday by Senator Burton K. Wheeler, Dem., Mont., during the debate on service extension legislation.

Wheeler charged that one studio official ordered all employes in a department be canvassed in advance as to whether they would hear the speech by Willkie, whom Wheeler termed "this great war maker."

Wheeler's outburst yesterday marked a revival of his criticism of the film industry, heretofore largely confined to alleged propaganda on the screen. There were indications that the isolationist leader might press for a Congressional investigation.

Cinema Lodge Ball Oct. 18

Second Annual Banquet and Ball of Cinema Lodge, B'nai B'rith, will be held Oct. 18 at the Hotel Astor, Arthur Israel, Jr., president, announced following an executive meeting.

STORKS!

Cleveland—Everett Steinbuck, former manager of Loew's State and now connected with the theater division of the local Internal Revenue office, is the father of a new daughter.

Des Peres, Mo.—Francis Bittner, Drive-In Theater service chief, has a new son, Donald.

Oklahoma City, Okla. — Robert Tracy, State's doorman, is the father of a baby girl.

Building
Remodeling

THE Film DAILY
Equipment News

Equipment
Maintenance

VOL. 80, NO. 23—Second Section NEW YORK, FRIDAY, AUGUST 1, 1941 TEN CENTS

EQUIP. MANUFACTURING AND SALES STEADY

Realism Of Films Enhanced By New RCA Mike

PLAIN TALK

. . . about equipment

By GEORGE H. MORRIS

Equipment Editor, THE FILM DAILY

JUST a few days ago, the lead story in the July 21 issue of M-G-M's promotional newspaper, "To Whom It May Concern," came to our attention. The story was titled, "What's Wrong With the Audience?" On the surface, the yarn appeared to have no bearing on the theater equipment field. But yet it did. We quote in part:

—o—

"ALMOST every day we are faced with a new questionnaire or a new battery of experts polling the public, the press, and the exhibitors to determine 'what's wrong with the movies?' It's just occurred to us that maybe they're on the wrong track. We've observed that people are much more annoyed by the audience than anything they see on a theater screen. You never heard patrons come out of a theater swearing at Gable or Hedy Lamarr. But you couldn't print what they say about the lady with the big hat who sat in front of them; or the peanut brittle cruncher; or the man who took the overland route on their toes getting to his seat. Maybe what we really need is a good survey on 'what's wrong with the audience'?"

—o—

THE story then suggests that those who read the promotional newspaper send in their findings, listing briefly, without animus if possible, the five kinds of people most annoying in a typical movie audience. We like surveys. Too, we believe that filmland is only just really awakening to the value they can be in bringing to light valuable information, through which all branches of the industry can be more effectively and efficiently operated. But we cannot help but feel that a survey probing

(Continued on Page 2)

Ticket Biz Brisk

Chicago — Ticket companies are being rushed with business, according to the Arcus Ticket Co. executives. Company is working full speed to fill ticket orders from theaters and other amusement outfits. The new boxoffice scale establishment for enlisted men, is also bringing in business for special tickets for the service theaters, it is declared.

Company Field-Testing Development Currently On Hollywood's Lots

Heralding a much higher standard of realism in sound reproduction in motion pictures, a new, strange-looking device known as the "lie microphone" is being field-tested on the movie lots of Hollywood by engineers of RCA Laboratories.

Because it is highly directional and capable of efficient operation at substantial distances, the line "mike" functions in a manner akin to the human ear. Instead of being placed

(Continued on Page 4)

NTS Lists New Orders In Chicago Sector

Chicago—R. W. Dassow, manager of National Theater Supply's branch here, reports that Simplex projectors have been installed in the Grove, Beverly, Highland and Parkway, all local houses, and in the Parthenon in nearby Hammond.

Peerless Magnarc lamp sales include the local Sheridan and Garrick, and to the Paramount, Kankakee. Simplex High lamps were furnished, together with rectifiers, to the Indi-

(Continued on Page 6)

New Exhib. Firm May Build Stadium Theaters

Caruthersville, Mo.—The Stadium Theaters Corp. has been incorporated here with $15,000 authorized capital to exhibit motion pictures and to present theatrical and musi-

(Continued on Page 6)

Navy Honors B & L

Rochester—For their contribution to national defense, Bausch & Lomb Optical Co., and its 7,500 employes have been awarded the Navy "E" pennant, symbol of merit, and permission to fly the Navy's official ordinance flag. Under terms of award, each employe will receive a special badge, displaying the official insignia of the Ordnance Bureau.

Motiograph Equip. Features New Clover

Montgomery, Ala. — A four-leaf clover, eternal symbol of good luck, blazed from the marquee center as the Clover, first nabe house in this city of 80,000, held its formal opening at 717 Fairview Ave., with much local fanfare followed by a dance, sponsored by the Paramount Club of theater employes.

Owned by J. E. Britt and operated by Alabama Theaters, Inc. (Richard Kennedy, president), the Clover is of modernistic brick and stucco design, equipped with Mirrophonic sound; hearing aid devices; Bausch & Lomb

(Continued on Page 5)

Chi. Trade Delegation To Attend NSA Conclave

Chicago—A large delegation from the local trade is planning to attend the Fifth Annual Convention and Exposition of the National Sign Association which will be held in Cleveland Aug. 12-14, inclusive.

One of the features of the conclave will be theater sign displays.

Dedicate Will Rogers Theat.

Film Industry Is Widely Represented

Tulsa, Okla.—The new Will Rogers Theater, 900-seat suburban house located 3½ miles from downtown Tulsa on Highway 66, was formally opened with dedication ceremonies beginning at 7:30 p.m., July 21.

About 75 members of the film fraternity were present in the capacity filled house for the ceremonies which were presided over by Lou Chatham,

(Continued on Page 5)

Knoop Is Designated DuMont Sales Engineer

Walter A. Knoop has joined Allen B. DuMont Laboratories, Inc., Passaic, N. J., pioneer manufacturers of cathode-ray tubes, oscillographs, television equipment and allied products, in the capacity of Sales En-

(Continued on Page 3)

Number of Orders Held Cause of Some Delays, Not Material Shortage

Survey aimed at determining the current status of film theater equipment from the standpoint of supply as well as demand discloses that (a) manufacturers are getting a reasonable flow of materials, and (b) exhibition outlets are, in general, placing orders to an extent where dealers assert that the national trade "picture" is very good.

Naturally, some territories are finding business better than others, but local conditions, frequently complex, are held accountable for this. For example, shifts in population, as it follows the opportunities afforded by the national opening of

(Continued on Page 4)

Demand Continues For Kroehler Chairs

Chicago — Tide of orders for Kroehler Push Back chairs continues at flood stage, it is asserted by B. B. Buchanan, director of sales for the company.

Among the latest orders which have come in are those from Main Amusement Co.'s Main Theater,

(Continued on Page 6)

Loew's Appoints Altec To Service N. Y. Chain

Marking one of the most far-reaching realignments in the sound servicing field in recent picture business history, Loew's, Inc., has appointed the Altec Service Corp. to

(Continued on Page 3)

It'll Be Monopoly

Ankeny, Ia.—Wild scramble is on to be the only theater operator here. Government is constructing $85,000,000 munition plant near this community, with 633 population. Community has been without a movie, and the town fathers have agreed that only one will be permitted. Hence the headlong battle to be the sole exhibitor hereabouts.

Building Remodeling

THE Film Equipment News DAILY

Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folk, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK

. . . about equipment

(*Continued from Page* 1)

"what's wrong with the audience?" is a survey of effects rather than of causes. Of more primary consequences would be, we hold, a good look into "WHY are audiences wrong?" What makes them act the way they do? Is the fault with them, or does it lie elsewhere?

—— o ——

SPEAKING plainly, this corner admits that no theaterman or all of them put together can teach some patrons good manners and consideration for one another. The centuries to come will have to take care of that. But the theaterman can eliminate many of the basic things which produce bad manners and patron-annoyance in their houses. They can do it via both auditorium alteration and equipment. For instance, the lady with the big hat can be rendered harmless by the arrangement of theater chairs such as features the houses designed by most of our progressive architects. The peanut brittle cruncher is a genius which you can't do much about, but the modern theater has effectively muzzled the bawling babe via the crying room. If candy-crunching becomes a major threat, that can be taken care of, too. Thirdly, the man who took the overland route on the toes of his row-companions may be a gentleman to the manner born. But what is he going to do when row-spacing is such that it's all a worm could do to get to the aisle for exit? Today we have theater chairs which can completely void the trampling of their occupants' toes.

—— o ——

WE could go on for columns about the things which make audiences seem vastly more ill-mannered than they actually are. Hence a probe of "what's wrong with audiences?" looms as the cart before the horse. The equine in this case is "WHY are audiences wrong?" Improper, outmoded design and equipment are the roots of much evil.

Jacocks, Jr., Acquires Capitol

East Haven, Conn. — Irving C. Jacocks, Jr., operator of the Branford Theater, takes over the Capitol here as of next Monday, with Abel Jacocks, one of the former operators of the Capitol assisting temporarily. Jacocks reports he has bought 748 new International chairs for the house, and will close for three weeks at a later date to improve projection equipment.

Paramount Selects Simplex

Indianapolis—New Super-Simplex Mechanisms with front and rear shutters have been installed in the Paramount Pictures screening room.

Long and Ochs Set Up New Exhibition Firm

Cleveland — Cleveland interests have formed the Louisville Drive-In, Inc., to build and operate a Drive-In Theater on Route 60, 7½ miles out of Louisville, Ky., on the Shelbyville Road. Col. Harry E. Long is president of the company, incorporated for $50,000, and Herbert J. Ochs is vice-president. Work on the structure has been started, and under the supervision of George M. Peterson, will be completed about Aug. 22.

Long and Ochs built the recently completed Toledo Drive-In, and have sold all of their interest in it to Wintner Brothers of the Capital Bank, Cleveland.

During construction, Long and Ochs will spend their time in Louisville, but they will continue their main office here.

Grant-Lee Theater Is Leased in Palisades

The Grant-Lee Theater, a 1,000-seat motion picture house at 817 Abbot Blvd., Palisades, N. J., has been leased for 21 years by the Harold S. Eskin Amusement Enterprises of New York, according to Berk & Krumgold, brokers. The Freed Realty Co., Inc., Harry W. Doniger, president, owns the property.

The lessees plan to modernize and redecorate the building.

Horrell Is Named To Sangomo Elec. Posts

Springfield, Ill.—Charles R. Horrell has been elected vice-president and general sales manager of the Sangomo Electric Co.

He has been associated with the organization for the past 23 years and is well and favorably known to the theater supply trade throughout the country. He is a member of the American Institute of Electrical Engineers.

Simplex for Loew-Poli

New Haven — Harry F. Shaw, Loew-Poli division manager, reports that all Loew-Poli houses will have new Simplex E-7 mechanisms and lamp houses installed. The College, New Haven, will redecorate first and second balconies and lobbies.

Loew's Orders Projectors

Louisville, Ky.—National Theater Supply Co., will install new Simplex E-7 mechanisms in Loew's Theater here.

An enterprise long associated with the best work in the field . .

Executing
PAINTING . .
DECORATING
MURALS . .

BATTISTI STUDIOS

303 WEST 42nd STREET New York City

Sonotone Shows Sharp Rise in '41 Net Profit

Sonotone Corp. (hearing aids) and subsidiaries report for six months ended June 30, 1941, net profit of $189,748 after charges and Federal income taxes, equal after preferred dividend requirements, to 24 cents a share on 796,378 shares of common stock.

This compares with $135,304 or 17 cents a share on 792,878 common shares in first half of 1940.

Reserves for Federal income taxes, the company states, has been computed at 35 per cent of income, as compared with 20 per cent a year ago.

1st Fiscal Quarter Shows Wurlitzer Net Upswing

Cincinnati—Rudolph Wurlitzer Co., reports for quarter ended June 30, 1941, net profit of $220,664 after depreciation, interest, Federal and state income taxes, etc., equivalent after dividend requirements on 7 per cent preferred stock, to 48 cents a share on 409,573 shares of common stock.

This compares with $73,107 or 13 cents a share on 401,873 common shares in June quarter of previous year.

Company's fiscal year ends on March 31.

Carstenite Discloses A New Sign Material

Chicago—The Carstenite Co. has developed a novel wood resin fused to masonite and which has been found most useful for signs and displays, as well as backgrounds and fixture work, by the theater accessory trade.

Theater signs and their sales are said to be currently stimulated by the new line.

Improves Rialto Lobby

Akron, O.—W. L. Hart has fixed up his Rialto Theater lobby adopting the plan of putting its best foot forward. Henry Hellriegel, contractor, supplied new carpet, indirect lighting, new wall covering and new frames.

Cooling Plant for Catawiss

Catawiss, Pa.—A modern cooling system has been installed at the Andrea Theater.

IT'S GOOD BOXOFFICE

to give patrons excellent sound and projection. Mirrophonic Sound and Motiograph Projectors will bring good Boxoffice. Offered by better theatre supply dealers everywhere.

MOTIOGRAPH - MIRROPHONIC

COMING and GOING

WALTER E. GREEN, president of National Theater Supply, leaves New York next week for a business trip to Philadelphia and Baltimore.

EMERY HUSE, SMPE prexy, arrived in New York from the Coast last week to attend that organization's board of directors' meeting held in the Hotel Pennsylvania.

A. A. FEINBERG, prexy of U. S. Air Conditioning Corp., is currently in New York on a business visit.

JOHN EBERSON returns to New York today from Lansing, Mich., and Norwalk, O.

KENNETH R. HILL of Marysville, O., arrived recently in Waynesville, O., to supervise modernization of the Twin Theater.

H. W. EGGERT arrived in Denver recently on an equipment buying trip for his 200-seat Victory Theater which he is erecting in Upton, Wyo.

MISS DORA GOLDMAN, of International Projector Corp., has returned to New York from a month's vacation in the West with **MRS. S. R. BURNS**, wife of IPC's former president.

DREW EBERSON leaves New York today for Hartford, and will then go to Atlanta via Pittsburgh.

WALTER WORTHAM, salesman for National Theater Supply's Oklahoma City branch, and **CHARLES ROOK**, owner of the new Charles Theater, Montgomery, Ala., are vacationing together in Florida.

Kaplan Gets Contract To Build Lucas House

Oak Lawn, Ill.—The Lucas Theater Co., Chicago, has awarded the general contract for its new Camera Theater to be erected at 95th St. and Cicero Ave. to H. Kaplan & Co., of Chicago.

The building, designed by R. B. Blass, architect, Chicago, will be one-story and two-story and cost about $175,000 with equipment. It will have the very latest sound and air-conditioning system and other modern conveniences.

To Dedicate Washita Today

Chickasha, Okla. — The Griffith Amusement Co. circuit will hold opening ceremonies for the dedication of the new 1,000-seat Washita Theater here today. The house was built to replace the Chickasha, destroyed by fire here last year.

FOR LOW COST
COMFORT
COOLING
WRITE..
U.S.AIR CO.
Northwestern Terminal
Minneapolis,
Minn.

Strom Still Fighting For Iowa Fire Code

Des Moines—Iowa Fire Marshal John Strom, in conjunction with motion picture operators, has been working on establishing a theater fire code, but action has been held up pending an opinion from the attorney general as to whether the fire marshal had jurisdiction to set up regulations.

Strom on Wednesday of this week reported that during the first six months of 1941 there had been 12 theater fires in the state with property loss of $122,923. The figures were taken from his semi-annual report.

This compared with a total of 16 fires in theaters during the entire year of 1940 with property loss of $46,181, or an increase of $75,742 in property loss during the first six months of 1941 as compared with the entire year of 1940.

Strom pointed out the rapid increase in both number of fires and property loss called for more rigid fire regulations in the state. A bill which would have provided for a state theater fire and building code was defeated in the last legislature this Spring.

Loew's Appoints Altec To Service N. Y. Chain

(*Continued from Page* 1)

service the 75 Loew's theaters in Greater New York, beginning today. This appointment affects the entire Loew's metropolitan circuit.

This action brings the total number of Loew's houses under Altec service contracts to 105.

Bert Sanford negotiated for Altec.

Query-Altec In Pact

D. D. Query, general manager of the Lincoln and King Cole Theaters, of Marion, Va., has renewed Altec sound and repair replacement service agreements for the eight Lincoln and King Cole houses in Virginia.

Montreal Thea. Nears Completion

Montreal—Interior painting and final finishing work is well advanced on the $125,000 house being built on St. Denis St. Features include stadium type seating, special visual angle arrangements, foyers and rest rooms. Structure, designed by Eliasoph & Greenspoon, in consultation by Benjamin Schlanger of New York, is scheduled to be completed in a few weeks.

To Remodel House at Gainesville

Gainesville, Fla.—The Florida will be closed today for a complete remodeling job. Project includes redecoration, air conditioning and new seats, according to Ed Roberts, manager. The closing is planned to coincide with the opening of the new $85,000 State, and the staff of the Florida will be moved over to the State.

Designs New Dimmer

Hollywood—Mickey Moran, "best boy" on Warners' "They Died With Their Boots On" company, is designer of a new compact, portable dimmer unit for one-man control of all floor lights on a set. First such unit is now in use. Similar units will be built as fast as possible to equip the entire plant.

Knoop Is Designated DuMont Sales Engineer

(*Continued from Page* 1)

gineer. He is assisting Len Cramer who heads the instrument and television transmitter sales.

Prior to graduation with honors from Renssalear Polytechnic Institute, Knoop was associated with Detroit Edison in the sales department. He holds the degree of E. E., is a member of the engineering honor societies, Sigma Xi, and Tau Beta Pi, and has specialized in cathode-ray oscillography which was the subject of his graduation thesis. Knoop brings to the DuMont sales engineering service a rich background of cathode-ray oscillograph technique and practice.

K. R. Hill Announces Purchase of Twin Theater

Waynesville, O.—Purchase of the Twin Theater here has been announced by Kenneth R. Hill of Marysville, former manager of the Avalon and Strand Theaters here. Hill came here to supervise modernization of the house which he expects to reopen early this month.

Named originally because it was owned by twin brothers, the local theater has seating accommodations for 300.

Floyd Opens Sebring House

Sebring, Fla.—Floyd Theaters has opened their new $25,000 theater, the Florida. Gene Stone is manager of the 609-seat house. Interior is finished in white-brown Celotex and cypress in natural tones with a two-tone light green trim. Foyer is finished in natural wood, with a bright red carpet. Exterior is concrete with strips of bright orange carra glass.

Toledo S & B House Renovated

Toledo—Smith & Beidler has renovated the Pantheon at a cost of approximately $25,000. Work includes a new glass front, new canopy and sign, complete interior decoration, new basement lounge and rest rooms, new lighting system and furnishings, and a candy and popcorn bar.

Defense Sub-contract for SOS

S. O. S. Cinema Supply Corp. has been let a sub-contract by the British Purchasing Commission through one of the Commission's original contractors. Facilities of the plant have been registered with various U. S. Government agencies for other National Defense work.

MOVIE VACATIONS?
A Swell Idea, But...

MAKE sure your Movie "Vacationland" offers patrons a real vacation . . . comfort, relaxation, freedom from distraction.

Modern Simplex Four-Star Sound and modern Simplex Projection can add *plus* enjoyment to any "Movie Vacation."

Sell "Movie Vacations" but sell them with the right surroundings. Your National Theatre Supply Company representative will show you how modern Simplex equipment will bring more Movie "Vacationists" to your theatre. Ask him today.

★

Simplex
REG. U.S. PAT OFF
The Preferred
PROJECTION & SOUND

SERVING THE NATION
NATIONAL THEATRE SUPPLY COMPANY
SOLD ★ SERVICED ★ GUARANTEED

NATIONAL THEATRE SUPPLY COMPANY
There's a National Branch near you

Equipment Markets Seen on Even Keel

(Continued from Page 1)

shuttered stands. In a number of instances the labor invasion of communities has been going hand-in-hand with the concentration of trainees in Army centers. Modernization operations for the first seven months have been brisk, aiding equipment sales.

Circuits and indie exhibitors report some delays in acquiring certain equipment, notably air conditioning units, but even such delays do not indicate, it is said, any shortages of consequences on the manufacturing end. It is merely that orders have come in so rapidly that, coupled with the demands exacted by national defense, the equipment field is unable to deliver "spot."

Supply houses assert that theater chairs continue to be in the "slow delivery" bracket, as are motor generators and rectifying apparatus. Carpet deliveries are also tardy, due not at all to inability of manufacturers to obtain raw materials, but rather to the extraordinary demands made upon loom and other facilities. Much the same situation prevails as to other items.

Sources probed declare that 1941, barring unlooked-for developments, will prove to be among the top years in equipment purchasing and manufacturing.

Del Mar Opens Tonight; Caldwell Named Mgr.

San Leandro, Calif.—Golden States Theater Circuit Metropolitan Oakland Division, operated under the supervision of David J. Bolton, will hold the formal opening tonight of the new 1,100-seat Del Mar Theater.

This is the 96th house to come under the direction of that circuit.

Glenn Caldwell will manage the new house.

Set Montgomery Contracts

Montgomery, Ala.—Contract for plumbing and heating in the new $25,000 Negro theater under construction at Washington Park, has been awarded to Boddie & Johnson of this city by A. Berney Jones, general contractor. Jones has also let the roofing contract to Acme Roofing Co., and electric wiring and fixtures to Dixie Electric Co., both firms of this city. Owner of the new theater building is John R. Moffett. Clyde Pearson is architect.

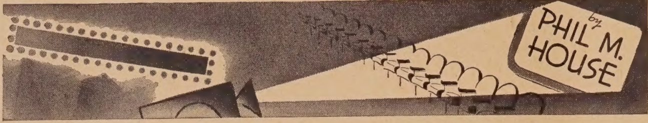
Building in Minneapolis for Para.

Minneapolis—Work has been started on the steel and concrete two-story building that will house the Paramount exchange. The air-conditioned quarters will be ready about Dec. 1.

To Remodel at Sacramento

Sacramento, Cal.—Remodeling of the El Rey, damaged by fire some months ago, is expected to cost $44,000.

OF MATERIAL INTEREST



● ● ● **WARNER circuit's fifth house in Albany, N. Y.......—the new 700-seat Delaware—......was launched a bit ago in the grand manner......with Mayor Herman Hoogkamp officiating......The noozepapers there went to town in spotlighting the debut......via publishing in their colyums a flock of co-op ads...... gleaned from merchants renting in the building......or who had sub-contracts for materials and such......All this was in addition to a load of space editorially allocated......The result was high public interest in the theater's modernity and equipment......Warner officials on hand for the debut included M. A. Silver, zone manager; Charlie Smakwitz, district manager......J. P. Faughan, contact, and Max Friedman, zone booker...... Station WABY, which carried spot announcements for a week prior to the opening, carried the ceremonies......for an hour to listeners-in......**

▼ ▼ ▼

● ● ● *SPEAKING of advertising......something new in the way of advising the public in Hazleton, Pa.......that the community's theater would be having a several weeks' shuttering for alterations......was tried by John H. Hersker of the stand which bears his name......He took a splash in the local sheet......in the form of a letter addressed to "Mr. and Mrs. Movie Fan"...... and told 'em all about the fine improvements to be made...... and equipment to be installed......*

▼ ▼ ▼

● ● ● **OUT in Chi.......Bell Howell contributed $1,207 to the USO fund......while 20th-Fox Exchange subscribed $100......and so did the Chicago Operators Union . . .● DeVry Corp. out that-a-way ......reports that owing to the big increase in both foreign and domestic biz......two shifts have been put on to meet demand for org.'s lines ......Bill DeVry tells us that the Army flight cameras his company is turnin' out......has met all tests......and orders are now being received from the aviation factories......for cameras to be fitted into planes while latter are being constructed......**

▼ ▼ ▼

● ● ● *IT happened in 'Frisco:......The Embassy Theater had been publicizing its recent housewarming......—$10,000 worth of new chairs, carpets and fresh paint......having gone into the stand during alterations......and all was about set for the said housewarming......Alas!, Owner Dan McLean's Scotch blood got the better of him......He noticed one little spot the painters had missed......Why call them back for a minute's work?......So Dan balanced himself on a stepladder......can of paint in one hand......brush in the other......and merrily dabbed away......leaning over to give one final touch......then ......splash!......Dan was on the floor with the can of paint on top of him......The incident cost him a tailor's bill of $100...... P.S.—Next day the professional painter finished the job......*

▼ ▼ ▼

● ● ● **IN the first of a series of talks......on visual and sound projection under a new education project......Myron Wheaton, of RCA's sound service department, recently addressed projectionists' Local No. 273......up in New Haven......Wheaton discussed trouble shooting and emergency operation......F. J. Pfeiff, of Altec, spoke on Mirrophonic system and the TA-7400 sound compartment......John Griffiths, Jr., of the Capitol, Ansonia, chairman of the entertainment committee ......reports his committee is planning an annual banquet......with details to be announced soon......**

« « « » » »

RCA Testing On Coast New Line Microphone

(Continued from Page 1)

immediately in front of, just above, or at the side of the sound source as the conventional microphone would be, the new device can be positioned "out in front," in a spot more nearly approximating that of the audience.

These unusual properties, say RCA's engineers, introduce the element of "sound perspective," a factor quite necessary to realistic listening.

With the full development of the line microphone, it is pointed out, motion picture directors no longer need concern themselves with swinging booms and drop suspensions in order to kep the microphone out of sight. The new instrument may be placed along-side the camera, so that action and sound are seen and heard from the same point. Sound pickups in long shots would be facilitated.

At present, in theaters and auditoriums, microphones are placed in front of performers or speakers by means of a stand or a drop suspension. The line "mike," in these instances, would operate from the rear of the house.

Has Other Applications

Still another of the instrument's many potential applications would be in the fields of television and radio broadcasting. One of the devices could be set up at the edge of a large crowd to pick up the voice of a speaker in the center or standing on a relatively distant platform. The smack of football players crashing together on the field would be within reach.

Indicative of the new microphone's capabilities is the fact, according to engineers, that it would successfully pick up the sound of a symphony orchestra from a distance of 100 feet.

Wampler In Carrier Post

Chicago—Cloud Wampler, president of Stern Wampler Co., identified with Chicago theater financing, has been elected executive vice-president of the Carrier Corp. of Syracuse, N. Y. He will retire from active association with Stern Wampler Co.

Ft. Myers Lee to Open Sept. 1

Ft. Myers, Fla.—The Lee, being built for Joe Lee by the Cojac Co. of Atlantic City, will be completed about Sept. 1, according to Herb Coplan, Cojac representative. The 600-seat house will cost approximately $60,000. Furnishings will be contracted for in the Cojac Co.'s Atlantic City office.

Open Two in Quebec Province

Montreal—Two theaters have recently been reopened in Quebec. J. A. Duclos has opened the Avalon, at Longueuil, with J. Venne as manager, while R. D. Wilson and Donat Lord have reopened the Cartier, Shawinigan Falls. Georges Champagne is manager of the Cartier.

Will Rogers Theater Dedicated in Tulsa

(*Continued from Page* 1)

city manager for Griffith Southwestern Theaters, in Tulsa, who was master of ceremonies.

Among those who spoke on the dedication program were Mayor C. H. Veale of Tulsa; L. C. Griffith, president of the Griffith Amusement Co., who in his speech dedicated the theater to the memory of Will Rogers; and Davis Milstein, Tulsa attorney and Ascap representative, who read from the stage his poem on Will Rogers, which has been designated by the Eighteenth Legislature of the State as the official Will Rogers poem.

Following the ceremonies in the theater, Griffith Southwestern was host at a stag prty at the Tulsa Club, where more than 100 prominent Tulsa businessmen and officials were guests as well as members of the film industry. At the banquet the centerpiece at the table was a picture of Will Rogers frozen in a cake of ice which was also illuminated from within. A feature of the new theater is a large original oil painting of Will Rogers on horseback which has been hung in the lounge of the theater.

Among the film men present were: Homer Jones, Alva; Jack Gregory, Altec Service Corp., Kansas City, Mo.; John Terry, Wewoka; Sol Davis, franchise holder, and G. A. Alt, salesmen, both of Republic exchange, Oklahoma City; Buck Weaver, Paramount branch manager for Oklahoma; Jimmy Burge, M-G-M exploitation man for the Oklahoma territory; Jimmy Zartaludes, Griffith partner at Sapulpa, Okla.; Ralph Talbot and Emory Austin, representing Ralph Talbot theaters, Tulsa; J. D. Wineland, Picher, Okla.; Hugh Gardener, operator of the Nusho, Neosho, Mo., who has been 22 years in the film business there; Dr. V. E. Bowers, Lawton; Jack Wilburn, Duncan; W. T. Spears, Altus, Foster McSwain, Ada; Al Powell and Harold Purdum, Guthrie; Adam Hornbeck, Shawnee; George Kadane, Wichita Falls, Tex.; Fred Morley, of the Dallas office, R. E. Griffith Theaters of Texas, and C. B. Akers, supervisor of operations for the Griffith circuit in Oklahoma, Oklahoma City.

Remodeling Des Moines Theater

Des Moines—The Orpheum has been shuttered for six weeks while the house is being redecorated and remodeled. It is the first shutdown of the house for five years. Emil Franks, manager, will vacation in Chicago and while there will serve two weeks as relief manager of the Palace.

Rebuilt Simplex to McGowen

Loogootee, Ind.—William P. McGowen, operator of the Ritz Theater here, has installed factory re-built Simplex rear shutter mechanisms, furnished by National Theater Supply Co.

Engineers Find Answer to the Question: What Is So Rare As A (Sticky) Day In June?

Pittsburgh—Interesting application of air cooling comes to light in the curing room of the concrete testing section of the Pittsburgh Testing Laboratory here where concrete cylinders and building blocks are readied for use. Refrigeration helps maintain an atmosphere like that of a very sticky June day. Two G-E conditioned-air cooling units, each equipped with a 500-watt Calrod heating unit located in front of the blower, turn the trick. Temperature is kept at 70 degree F., plus or minus three degrees, and the humidity at never less than 90 per cent.

Associated Theaters Let Contracts on Two Jobs

Detroit — Contracts have been awarded for the remodeling of the Iris Theater and construction of the new duplex Wyandotte, at Wyandotte, by Associated Theaters, and for the new Rouge Theater at River Rouge, and the remodeling of the Harmony in Detroit by William A. London, an Associated partner, and Bernard A. Brooks.

Seating for the Iris went to International Seating Co., and for the other three to American Seating Co. National Theater Supply got booth equipment and carpets at all four, and the sound at the Wyandotte.

Demand for RCA Sound Brisk In Chi. Sector

Chicago—RCA sound equipment is going into many amusement spots according to Archie Klein, manager of that department. Among the recent jobs are new sound for the New Strand Theater; Frank Peakis' Virginia Theater; the Plodna Palace Theater, all of Chicago; the Fox Menasha, Menasha, Wis.; and the Varsity, Appleton, Wis.

The Oriental, Chicago, received Brenkert projectors and RCA sound. The Baldwin Theater, Gillette, Wis., is also equipped with RCA screen and sound equipment.

Meyers Opens New Biloxi House

Biloxi, Miss.—Henry Meyers has opened his new Harlem Theater. House, which cost $15,000, has 525 seats, is of steel frame construction with metal sidings, and has a cooling system. Theater will cater to Negro patrons.

To Jump Jacksonville Capacity

Jacksonville, Ala.—J. L. Townley, operator of the Princess, plans to increase his capacity from 200 to 600 seats.

Rentals—

A FULL line of modern equipment together with a staff of trained men to handle any job large or small anytime, anywhere. Generator trucks, searchlights and floodlights, for premieres and general lighting activities.

Let Us Enlighten You on
Your Lighting Problems

CHARLES ROSS Inc.

333 W. 52nd St., New York City
Telephones: Circle 6-5470-5471

Kroeschell Cites Call For Air-Conditioning

Chicago—The Kroeschell Co. reports many orders from the film trade for air conditioning units, with the factory rushed to meet the demand. Among orders for Westinghouse units are those calling for new plants for the Majestic Theater, Kankakee; Peerless, Kewanee; Harvey, Harvey, Ill.; Orpheum, Joliet; Academy, Waukegan; and Lyric, Blue Island, Ill.

Company is also installing a complete plant in the State Lake Building television unit of B & K. A new 300-ton job will go into the Chicago Theater, and a 225-ton job in the southside B & K Tivoli.

Numerous orders have come in from the trade for modernization jobs, according to Bob Kroeschell, and it is a question of obtaining equipment before any time can be set for job completions.

Motiograph Equip. Features New Clover

(*Continued from Page* 1)

lenses; staggered seats with "love seats" for two; Robin Imperial generators, air conditioning, and automatic ice fountains. Seating capacity is 700.

Interior decorations follow the modernistic design with Wil-Kin Theater Supply Company's drapes continuing a color scheme of peach and green grounded in lobby's floor covering of deep coral to dubonnet carpet. Close-in curtain of silver lame is bordered with orange and dubonnet velvet.

Located in the heart of Montgomery's most exclusive suburb, the theater building cost $40,000.

State Theater Poised For Its Formal Opening

Houston—The new State Theater, which is owned and operated by R. Z. Glass, proprietor of the Stude Theater, will be opened early this month. It will be of stadium type, seating 650. The State will be completely air conditioned and have upholstered seats.

Theater was designed and is being built by Charles Wygant & Son, and will cost $45,000.

"THEY MET IN BOMBAY"

There's magic in carpet, too. The right carpet often can go a long way towards banishing Box Office Blues. One reason why you find Alexander Smith Carpet in most of the country's successful theatres.

ALEXANDER SMITH CARPET

Demand Continues For Kroehler Chairs

(Continued from Page 1)

Royal Oaks, Mich.; Harry Nepo's Kimbark, Chicago; Davue Theater Co.'s (Maurice White and I. Libson) Davue, Dayton, O.; Mullins & Pinanski's Falmouth, Falmouth, Mass.; Adams Investment Co.'s Adams, Dorchester, Mass.; Bowlium Amusement Co.'s Bowlium Bowling Alley, Chicago; and Arthur Segal's Springfield Bowling Alley, Springfield, Ill.

Robinson Theaters, Inc., has selected Push Backs for the Grenada, Detroit, as has Bob Lucas for his Coral, Oaklawn, Ill.

Additional orders include B & K's LaGrange, LaGrange, Ill.; Gasconade Theater Co.'s Uptown, Rollo, Mo.; National Broadcasting Co., New York City; the Tower Theater, San Diego, Cal.; College Bowl Bowling Alley, Oakland, Cal.; and the North Bowl Bowling Alley, North Sacramento, Cal.

Martin-Davis Theaters To Build $60,000 Stand

Panama City, Fla.—Officials of the Martin-Davis Theaters have announced that a new theater costing $60,000 is to be built immediately, and that extensive improvements will be made to the Ritz and Panama Theaters.

Rufus Davis, of the organization, says the new house will have a seating capacity of between 700 and 800. New carpets are listed among other improvements for the Ritz and Panama.

The company is now operating 84 theaters in Florida, Alabama, Georgia and Tennessee, and has nine new houses under construction in the area it serves. New houses are being erected to take care of increased population in areas affected by defense projects.

Wards Shutter For Work

Detroit—G. A. and Lee Ward have closed their Broadway Theater at Mount Pleasant, Mich., for complete remodeling. Bennett & Straight of Dearborn are the architects.

Frank Joins Eastman

Rochester—William J. Frank, local attorney, is now associated with Eastman Kodak Co.

New Catalogs

TILE—The Tile Tex Co., Chicago, have compiled new circulars on their plastic floor tile, known to the trade as Flexachrome. Tile Tex floor tile and Tile Tex wall tile are being used by several architects in new theaters being erected in various sections of the country. The circulars will be mailed upon request to interested filmland and architectural channels.

Stand "Burned-Up" and So Were Firemen When They Saw Blaze Just Across the Street

Houston—The Plaza Theater at 3800 Broadway, in Park Place, was destroyed by fire just across the street from the precinct fire station. Damage was $30,000. A man walking in front of the theater at 7:45 a.m. saw flames shooting from the roof. He walked across the street and notified firemen. The fire lasted half an hour and required two alarms. Nearby shops were damaged. Only the walls were left standing. The theater was owned by L. C. Baxley and O. O. Ballard.

New Exhib. Firm May Build Stadium Theaters

(Continued from Page 1)

cal performances and stage presentations.

The incorporators were G. Carey, Paris, Ark.; E. R. Gillett, Memphis, Tenn.; and Scott Carey, Dearing, Mo. The papers of incorporation were prepared by Ward & Reeves, attorneys, Caruthersville.

It is understood that the new company contemplates opening one or more motion picture theaters of the stadium type in this vicinity. The important Rodgers Circuit, with headquarters in Cairo, Ill., has two theaters in Caruthersville, the Rodgers, a 600-seater, and the Bijou with 300 seats.

Camp Polk Opens Its Second Film Theater

Leesville, La.—Camp Polk's second theater, seating 1,038, has been opened. The first was opened June 2.

The house is cooled by washed air, will be heated in Winter by the same system. The house has two large dressing rooms backstage for stage productions and a large room off the lobby for a branch of the camp exchange. The sound box is mobile so that it can be removed when the stage is in use.

City Shutters The Park

Pittsburgh—The Park Theater, in the Greenfield section of the city, has been closed by the Department of Public Safety for the reason that the roof is considered unsafe. This is a new theater, owned and operated by H. L. Perer, which opened only last November. Work has already been started on the construction of a new roof which will meet all the necessary safety requirements and specifications, which is expected to be finished by Labor Day.

OTS Lists New Sales

The Oklahoma Theater Supply Co. recently sold RCA sound systems to the following exhibitors: Glenn Smith, Ritz, Sallisaw, Okla.; Claude Thompson, who is building a new house in Tahlequah, Okla., and to W. O. Kemp, operator of the Victory at Poteau, Okla. Kemp also purchased a pair of Brenkert projectors and lamps houses.

Fong Set for Opening

Marianna, Ark.—L. Man Fong is arranging to open his Blue Heaven Theater here within the next few weeks. Prior to this time, L. F. Haven has operated the only theater in this town.

L-O-F's Half Year Net Betters 1940 Period

Toledo—Libbey-Owens-Ford Glass Co. in report for six months ended June 30, 1941, subject to adjustments, shows net profit of $5,377,247 after charges, depreciation and Federal income taxes, including $1,325,000 excess profits taxes, equal to $2.14 a share on 2,512,732 shares of capital stock. This compares with $5,176,748, or $2.06 a share on 2,513,258 shares, in first half of 1940.

For quarter ended June 30, last, indicated net profit (based on a comparison of company's reports for first quarter of fiscal year and the six months period) was $1,976,330, equal to 79 cents a share, comparing with $2,278,796, or 91 cents a share, in June quarter of previous year, and $3,400,917, or $1.35 a share, for quarter ended March 31, 1941.

Biloxi's Newest House Has Capacity Opening

Biloxi, Miss.—Biloxi's fifth theater, the Roxy, seating 800 persons, has opened here to a capacity crowd, according to Owner Vincent Cvitanich, prominent businessman.

The theater whose dimensions are 44 by 105 ft., was constructed by C. W. Morris, contractor. The fireproof projection room is 10 by 20 ft. Seats throughout are metal with spring edges. Cooling equipment is of the latest type, as is all other equipment.

Lamproplos Acquires Majestic

Philipsburg, Pa. — William Lamproplos, one of the first motion picture exhibitors in the Western Pennsylvania territory, who owned and operated two houses in Latrobe, Pa., until about 12 years ago when he disposed of them and retired, has taken over the Majestic Theater here, which has been closed for several years. He will remodel and refurnish throughout before reopening.

Lighting Equipment

AS Sole Eastern Distributors, we carry the full and complete line of equipment manufactured by:—

MOLE-RICHARDSON CO.
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Estimates Cheerfully Given

Let Us Enlighten You on
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NTS Lists New Orders In Chicago Sector

(Continued from Page 1)

ana, South Bend; Tivoli, Mishawaka; Avon, Peoria; and Riviera, Rock Island, while Walker P. M. screens went to the Rogers, Varsity and Alhambra in Decatur; York, Elmhurst; Galva, Galva; and Lyric and Bugg, local stands.

Alexander Smith & Sons' Crestwood carpet was furnished to the following: Rockne and Rivoli in Chicago; Uptown, Davenport, Ia.; Rogers, Decatur, Ill.; and the LaMar, Manito, Ill. Curtain control and all-steel track deliveries went to the York, Elmhurst; Arlee, Mason City; and Illinois, Macomb.

Five Chicago houses,—Ken, Palace, Lindy, Newberry and Armitage,—received heavy duty vacuum cleaners, as did the Ace, Hessville, Ind.; Edna, Gibson City, Ill.; and the Premier, Valparaiso, Ind.

Fabian Interests Plan New Drive-In Theater

Albany—Fabian's District Manager Louis R. Golding announces circuit's purchase of 16 acres of land at the intersection of Schnectady-Albany and Warner Roads for erection of a new 500-car Drive-In Theater.

Investment, it is reported, will be about $50,000, with project to include a modern night club. Construction will commence in a few weeks.

Medina Theater Open

Medina, Tenn.—Early in July the Russell Brothers opened the Medina Theater here. H. J. Russell is managing the house and does the booking and buying. This house has approximately 225 seats and is the first theater operation in this town.

New House for Bardstown

Bardstown, Ky.—Arnold & Cisco are building a new theater, estimated to cost $40,000.

For—

FLAGS—
BANNERS—
VALANCES—

IT's

LIEBERMAN
Flag and Valance Co.

71 FIFTH AVENUE, NEW YORK, N. Y.

646 N. Michigan Ave., Chicago, Illinois
8954 Gibson Street, Los Angeles, Calif.

Schlanger-Designed Brockway Has Debut

Brockway, Pa.—The new Brockway Theater with a capacity of 600 seats was opened here, on July 19. This theater, by Ben Schlanger, architect, is another one in a series of recently constructed theaters having special scientific design for the purpose of making vision of the picture and acoustical properties as near perfect as is known to modern theater design.

A greater part of the interior surfaces are finished with a corrugated asbestos lining which is especially adaptable for the lighting and acoustical requirements. All of the seats are placed on floor slopes which are comparatively flat, and the seats are placed in accordance with a specially devised staggering plan, guaranteeing unobstructed vision from every chair location.

Chattanooga to Get First Open-Air Theater

Chattanooga, Tenn.—Plans have been drawn by Architects Gill and Wallace for Chattanooga's first open-air theater, to be constructed on Cherry St. by the Frye Institute.

A stone and concrete stage will be designed for only musical concerts and dramatics. The seating capacity will be 600 with standing room for 1,000 more. The project is estimated to cost $5,000.

Second Stand For Lepanto

Lepanto, Ark. — The last few weeks have seen a complete change in the theater operation of this town. The Rialto, which had been operated by the Strand Amusement Co., was taken over by D. F. Fortis, completely remodeled, and is now known as the Cotton Boll, while Strand Amusement has just completed a $40,000 house, with colored balcony, and known as the Strand. This is the first time two theaters have ever operated in this town.

Theater Fires

Oklahoma City—The Phillips Theater, Phillips, Tex., operated by a partnership of Smith, Bearden and Seale, was reported destroyed by fire on July 12, according to information reaching here. The house will be rebuilt, according to the owners. The Phillips has been operating in opposition to the Griffith Amusement interests there.

Heppner, Ore.—The Star Theater here has been damaged by fire to the extent of $1,000. Blaze started in an adjoining storeroom. Loss is covered by insurance.

Cincinnati—W. M. Bennett is rebuilding the Dunbar Theater, Lockland, O., destroyed by fire recently. Reopening of the stand is expected by Sept. 1.

WHO'S WHO IN EQUIPMENT

HERBERT GRIFFIN. Born in London. Educated there and in the U. S. Worked with large engineering firms here and in Canada. Joined the film industry in its formative years and became an operator when films were being run into bags during projection. "Herb" or "Grif," as he is widely known, is a charter member of Local 396, and his close association with projectionists has been of great value to him. Was associated with Nicholas Power Co. for many years in sales and engineering. During World War No. 1 had full charge of film equipment for the Y.M.C.A. and A.E.F. in Siberia. Rejoined Nicholas Power, 1919, heading sales department until merger of company with Precision Machine Co. For a long period was general sales manager of International Projector Co. and later became vice-prexy and a director, which posts he currently occupies. Is a member of all important technical organizations in the technical film field, such as American Projection Society, Projection Advisory Council, Academy of M. P. Arts and Sciences, and currently is executive vice-president of SMPE, of which he has been a member since its formation. Is an expert in his profession, having a vast knowledge of projector operation, engineering, and manufacturing and sales of film equipment.

Juke Box Biz Is Facing Shortage of Materials

Chicago—Juke box manufacturers are beginning to have trouble securing raw materials for the manufacture of such machines. F. R. Wurtlitzer, chairman of the board of the Rudolph Wurtlitzer Co. declares he does not know how long his organization can continue to produce the coin machines because of shortages of steel, die castings, and various metals essential to their manufacture.

As yet, the Mills Novelty Co. has not been delayed to any extent by materials shortages, but, if priorities continue to be instituted, production may be affected later in the year.

Other manufacturers in this section have similar problems to face. A few of them have secured small veloped into real production in the defense orders which may be de- near future.

Shortages in the juke box field have brought quite a demand for used machines, according to a leading local distributor. Stocks of used are being held for higher prices in many instances, it is asserted by channels close to the market.

Zerga Acquires The Union

San Francisco—Al Zerga, operator of the Bridge Theater here, takes over the Union, small nabe, from William Delmonte. New name, the Rio, and complete refurbishing throughout, is the plan of new owner.

Malco To Open Riddle

Clarksville, Ark.—Malco circuit's Riddle Theater, managed by Jack Thomas, will be opened some time in September, after having been shuttered for several years. It seats 450.

Opens Display Room

The American Desk Manufacturing Co. has opened an office and theater seat display room at 606 W. Grand Ave., Oklahoma City, Okla.

Dr. Gage Will Address P S of A Regional Meet

Binghamton—Dr. H. P. Gage, of Corning Glass Co., will speak on the subject of "Color Theories" and "Corning Filters for Scientific Purposes," at the first program meeting f the local Technical Section of the Photographic Society of America on Tuesday night.

The Binghamton Section was recently organized and has the following officers: Lloyd E. Varden, chairman; Fred Jayne, vice chairman; Walter Lester, secretary-treasurer; Ira Current and Frank Fiaschette, members-at-large.

Group, which has more than 50 members, is composed mainly of technicians and engineers in the photographic industry, although others are expected to increase the scope and strength of the organization.

Wherenberg's Michigan Gets Air-Loc Chairs

Air-Loc Seat Industries, Inc., report that 1,000 Deluxe Air-Loc Full Upholstered Opera Chairs are this week being installed in the Michigan Theater, St. Louis, Mo., which theater is owned by the Fred Wherenberg Circuit.

Wherenberg previously had installed similar Air-Loc Chairs in all of the other theaters of his circuit.

Fain Gets Air Conditioning

Leesburg, Fla. — Earle M. Fain, manager of the Palace Theater, announces that his theater is to be air conditioned immediately. A system will be installed that can be used in Winter to keep warm air in circulation as well as to cool the temperature in Summer.

Cassidy Project Started

Detroit—William A. Cassidy, upstate circuit owner, is starting work on his previously-announced big combination recreation project at Midland.

Chair Orders Held Business Barometer

Minneapolis — Commenting upon the fact that Air-Loc Seat Industries, Inc., has on hand the largest number of orders since the company's founding some eight years ago, T. Karatz, organization's president, said here yesterday that he and his associates feel that the "placing or orders for new chairs by exhibitors at this time is definitely an indication that business has made a turn for the better, and that exhibitors are optimistic as to the future possibilities for increase in business."

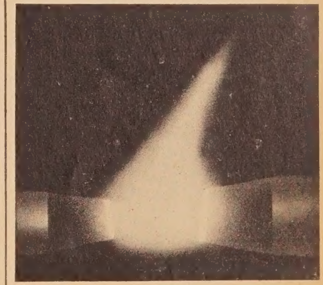
Among the many orders received by Air-Loc Seat Industries are those from the Ralph Snider circuit, Boston, which has just completed the new Cinema Theater in Portland, Me.; H. D. Field, who heads the Pioneer circuit of Iowa for his Earle, Carroll, Ia., and the Iowa, Atlantic, Ia.; Ralph Green of Minneapolis, head of the Green Circuit, for his newly-acquired Grenada and Morningside Theaters, Sioux City, Ia.; Harry Dickerman, Northwest circuit operator, for his Arcade Theater, St. Paul, which is now being completely rebuilt, and set for reopening Sept. 15; and Ted Mann for his Gem Theater, St. Paul.

To Better The Be-Jo

Mathews, Va.—Mrs. Helen Bertschy, owner of the Be-Jo Theater, is planning on completely renovating the house and installing a balcony.

Wayne House Going Up

Wayne, O.—A new motion picture theater is under construction here and is to be completed by Sept. 1.



FOREST *arc-light* PRODUCTS

Super MCS RECTIFIERS using exclusively the P. R. Mallory magnesium-copper sulphide rectifying units. The best in dry-disc rectification . . .

BULB-TYPE RECTIFIERS—LD60, LD40, LD30, are reliable, efficient and low cost power conversion equipment . . .

UNIVERSAL TRIM LAMPS—burn from 5 to 9mm. negative and 6 to 13mm. positive . . . thus accommodating trims for Suprex-S.H.I., 1 KW, and Low Intensity . . .

ONE KW LAMPS—cannot be matched by competition in quality, performance and progressiveness. Yet, they match competition in PRICE.

SOUND SCREENS—complete line of flameproofed, special process coated screens.

SEND FOR BROCHURES

FOREST MANUFACTURING CORP.
200 MT. PLEASANT AVE. NEWARK, N. J.

PROSCENIUM CHATTER

COLUMBIA and RKO exchanges in Cincinnati are being completely remodeled, air conditioned and sound-proofed. New offices for salesmen and branch managers are provided for in the operations.

* * *

A new brick building to house a movie theater is being erected by F. P. Spinnenweber in Pocahontas, Ark. The front will be of jade green glazed brick, with trim of glass brick and stainless steel. The estimated cost is $20,000.

* * *

Joseph Stoia of Detroit's Midway and Circle Theaters has just started construction on his new 2,000-seat Forum Theater there. Project is to include 20 bowling alleys, 10 stores, and parking space for 1,000 cars in a seven-acre development.

* * *

Warners' Strand in Akron, O., which shuttered July 19 for complete remodeling, will reopen Aug. 14, it is announced by Manager John La Due. Plans call for a newly arranged auditorium, foyer and lobby, and other improvements include lounge facilities, rest rooms and powder room. New carpet, wall fabrics and drapes are other items on the list of improvements, as are fluorescent lighting, fixtures, screen and curtain travelers.

* * *

The North Park, Buffalo nabe stand, has installed a new marquee, and the 20th Century, downtown first-run theater, has installed new ones at each of its two entrances.

* * *

Chris and Leon Velas, operators of the Family Theater, Bridgeport, O., have started construction of a film house on a downtown site. All modern equipment will be installed. Opening will take place in the early Autumn.

* * *

The Fobian Decorating Co. has just finished redecorating the front and marquee of the State, Richmond, Va. House is managed by Stewart Tucker.

* * *

H. B. McCullough is remodeling the former McCullough & Guelck building in Hoxie, Ark., to provide for a new film house which will be operated by J. Green.

* * *

G. Bezanilla is modernizing his Palace Theater, Key West, Fla., via installation of new RCA Photophone sound.

* * *

Shiar Rahain and A. H. Freeman are building a new theater in Laurel, Miss. It will be named the Lincoln.

* * *

Morris and Ben Flaks have scheduled reopening of their Roosevelt, Baltimore, for September. House was shuttered on July 12 for extensive remodeling.

* * *

Virgil Jackson's new McCook Theater in Dayton, O., has opened. It is managed by Bob Partlow.

* * *

Charles Auerbach, prexy of the Strand Amusement Co., has purchased RCA Photophone sound for his 800-seat New Strand Theater, Chicago.

Pereira Org. Lists Jobs Now Underway

Chicago—The office of W. L. Pereira, Chicago theater architect, reports many jobs going through the local headquarters of the company.

Work is underway on the B & K television station on the 12th floor of the State Lake Building. Work is being rushed on the new RKO Exchange Buildings in Philadelphia, Washington, and Boston.

The Chicago offices also furnished the plans for the Rhumba Casino at State and Wacker Drive, built at an estimated cost of $100,000.

The West Coast offices of the organization in Los Angeles, under W. L. Pereira direction, has completed plans for the Pan Pacific Theater on Gilmore Island, utilizing color dimension lighting throughout the structure. Wurdeman and Seickert are associates on these plans.

Plans for the Motion Picture County Home, to be built on Ventura Blvd. and Mulholland Highway, in Ventura, have been completed and are ready for the builders.

New Projector Flashes News in Music Hall

A special United Press news service has been made available to the patrons of the Radio City Music Hall with the installation in its Grand Lounge of a new type of Trans-Lux projector which automatically flashes news reports on a screen as received over a standard teletype printer.

The new projector, the first of its kind to be placed in use anywhere, is completely automatic in operation. As the news is received on the printer, it is typed out on a web of translucent paper of standard width which is projected on a screen three feet by two feet in size. The screen, which can hold 24 lines of single-space or 12 lines of double-spaced news, is legible at a distance of 35 feet. The new machine makes possible for the first time the projection of the full width of a broad page teletype roll.

The entire apparatus is encased in a glass cabinet with its operation completely visible to the public.

Two for Fort Dix

Fort Dix, N. J.—Contracts for the construction of two theaters at a cost of $105,008 will be awarded as soon as bids are approved by the Quartermaster General in Washington, and work will start immediately thereafter. The J. A. J. Construction Co. was the low bidder in this phase of a $2,000,000 building program soon to be instituted. A major portion of the amount will be devoted to providing various recreational facilities.

Ozark Is Operating

Spencer, Ark.—The Ozark Theater, which seats 150, is now operating. Gene Higginbotham is the house manager.

Work Starts Sept. 1 On New Miami Project

Miami—Construction of a $112,000 theater is scheduled to start by September 1 by Royal Palm Investments, Inc., according to a statement by Edward N. Claughton, promoter. The building will be on the corner of S. E. Third Ave. and S. E. First St., and will be the only downtown theater with its own parking lot.

Witters Construction Co. here, is the contractor and Carl H. Blohm, architect. Building specifications are expected to be completed within two weeks. This will be a 1,000-seat house. It is reported that Wometco and Paramount chains, as well as an independent company, are negotiating a lease of the theater.

Okla. Theater Supply Busy Filling Orders

Oklahoma City, Okla. — Recent sales by the Oklahoma Theater Supply Co., as reported by Eldon Peek, president, include: pair of Brenkert projectors and hi-intensity arc lamps to J. D. Hughes, operator of the Liberty Theater, Heavener; RCA sound system to L. L. Jones, Ritz Theater, Lawton; 650 Heywood-Wakefield seats to William Slepka, Jewel and Crystal theaters, Okemah. Slepka is remodeling the Jewel, his "B" house, in Okemah.

Also Heywood-Wakefield seats to Glenn Smith, Ritz, Sallisaw; carpet and new RCA sound to Charles Mahone, Oklahoma Theater, Hobart, and Brenkert projectors and arc lamps, RCA sound, new carpet, new Heywood-Wakefield chairs in the balcony to the Crawford Theater, Wichita, Kan., which house is being remodeled preparatory to inauguration of a combination vaudeville and film policy. The stage of latter house, of the old opera house style of architecture, is being rebuilt to accommodate vaudeville acts.

Crescent Plans New Nabe

Nashville, Tenn.—The site has been purchased and Architect Joe Holman is drawing plans for a new suburban theater for Crescent Amusement Co. to be located on Franklin Road. Preliminary plans call for a theater similar to the Belle Meade, which was built last year on Harding Road. The development will probably consist of a building large enough for eight or ten store spaces in addition to the theater.

Camp Theat. Nearly Ready

Fort Monmouth, N. J.—A movie theater and other recreation buildings are among the $7,000,000 worth of new buildings nearing completion at this Signal Corps training center. An additional $1,000,000 worth of contracts have just been awarded, for completion by November 1.

Idaho Theater Under Way

Smelterville, Ida.—Ed Metzgar announces that work has been started on his new theater here.

EQUIPMENT FIELD NOTES

HAMMOND INSTRUMENT CO., Chicago, has shown heavy recent gains in all departments, including that devoted to theater organs. More than 650 employes are currently on the payroll, and others will be added from time to time, officials assert. Company has 555 electric organs under construction for the Government, which, C. V. Merrill, treasurer, states will take three months to complete. Also on order are more than 50 organs for the Army and Navy.

* * *

Peter Perakos has installed a new air cooling system in his State, Jewett City, Conn.

* * *

Four Star Sound modernization equipments have been purchased from the Denver branch of NTS by Fox Inter-Mountain for their Fox Valencia, Walsenburg, Colo., and their Lincoln, Cheyenne, Wyo. For their Lotus, Sheridan, Wyo., the circuit purchased Four Star Sound modernization equipment, Super Simplex projectors, Magnarc lamps and National rectifiers. New theater chairs have been installed in their Denver, Denver, and in their America Theater, Butte, Mont.

* * *

Roy V. Starling, operator of several theaters in Texas, has renamed his Mesquite in Mesquite, Tex., the Texan Theater. RCA Photophone sound and booth equipment has just been installed as part of a modernization drive.

* * *

The newly decorated and equipped Bagdad Theater, Portland, Ore., is now under the management of Ted R. Gamble. This is one of the few houses in the Pacific Northwest that is now equipped with fluorescent lobby carpeting, illuminated with so-called "black light." New sound and projection equipment has been installed, theater front remodeled and new seats placed.

* * *

The Goldsteins, Samuel and Nathan, of Western Massachusetts theater circuit, are not planning to erect any outdoor theater on Holyoke's Easthampton Road as rumored, following the real estate transfer recorded at the Registry of Deeds office in Springfield. Samuel Goldstein said that it was an intercompany transfer from William E. Kennedy. The land covers about 30 acres and is situated near the lookout tower of Anniversary Park.

* * *

The Rio, Bunkie, La., community's second house and claimant to some kind of title for being the smallest modern theater in this section of the country, has opened. Its seating capacity is less than 300. Manager V. C. Clark, also manager of the neighboring Bailey Theater, installed streamlined red plush seats in the Rio.

* * *

Brown Farinholt, manager of the Edgehill Theater, Gloucester, Va., has virtually completed interior and exterior improvements which he had planned for this Summer.

* * *

A motion picture theater is under construction in Alexandria, Ont., a town of 2,000, midway between Montreal and Ottawa.

Early Trade Press Screenings Urged

(*Continued from Page* 1)

advantage" to exhibitors, Ed Kuykendall, MPTOA prexy, declares in a membership bulletin released yesterday.

Kuykendall declares that such reviews and reports are an "invaluable service" and "are most important to the management of theaters in buying, booking, and advance advertising of every picture, and must be available to exhibitors well in advance, even if it requires a special screening for the trade press alone."

The bulletin applauds the end of the preview priority long enjoyed by Coast newspaper men and radio commentators, and points out the new order gives local critics a "chance to make their own independent reviews and descriptions of new pictures count."

In the slim exhib. attendance at tradeshows, Kuykendall sees the props knocked out from under proponents of the Neely bill, and continues:

"Many small theater operators prefer to see the pictures they book at the first-run theaters anyhow, where they get a chance to observe actual audience reaction and interest in the picture. No doubt such exhibitors will continue this method rather than spend the time and money required to attend the compulsory tradeshowings."

The block-of-five plan, Kuykendall asserts, offers possible exhib. benefits "in that the exhibitor will have full and accurate reviews and descriptions by the responsible trade papers—not just a press agent's blurb or a tipster sheet's opinion—on each picture before him when the film salesman comes around with his asking prices. Smart exhibitors will make use of this information in buying product.

"Likewise, in cities and competitive areas where double features are really considered an evil by the theater owners, not just something to yell about in publicity statements, the blocks-of-five selling plan (starting Sept. 1) may enable exhibitors to work out plans to curb and restrain the practice of double billing. Also it makes it possible for courageous exhibitors to experiment with single features on their own initiative. You won't be overloaded with product for months ahead any more."

The proposed Exhibitors Service Bureau, Kuykendall says, is still receiving close study, with these questions to be determined:

"Is the information collected by unsigned questionnaires reliable or misleading, does such information add anything to the information readily available in the trade press, would any additional information on arbitration under the consent decree be of any value to exhibitors, are there any national sales policies that a distributor is bound to adhere to, do reports on local conditions have any bearing in other localities, will the more important exhibitors reveal the terms of product deals to their competitors?"

Observing that unsolved industry business problems remain, Kuykendall says that they will never be solved by the courts or in Washington, but can only be "by those responsible executives of long and active experience within the business itself."

Bulletin hails producers' decision to up ad budgets and endorses 20th-Fox's experiment with a short form contract, saying "it seems to us this idea should be adopted by all of the companies now."

"Not Our Baby", Avers Allied

Myers Puts Tradeshow Idea at D of C Door

Blame directed at Allied for the introduction of tradeshows and their low attendance was disclaimed by Abram F. Myers in a bulletin issued yesterday. The Allied general counsel declared that there had also been a revival of the attempt to cast upon Allied the responsibility for the selling method prescribed by the consent decree.

"There has been no recognition of the fact," Myers wrote, "that no substantial number of exhibitors wanted tradeshowings and blocks-of-five. The plan was developed at conferences between representatives of the Department of Commerce and representatives of the producers-distributors. The Department of Commerce evidently sold the idea to the Department of Justice and the latter was in a position to impose it on the industry."

Myers said it was true that Allied endorsed a plan for synopses which an exhibitor could study without spending a lot of time and money attending tradeshowings. He declared that the plan Allied supported would have permitted the distributor to sell and the exhibitor to buy as many pictures at one time as they could agree upon. "That plan," he said, "was fought tooth and nail by the distributors," adding that its defeat paved the way for the consent decree.

In regard to the sparse attendance at the tradeshows by Allied men, Myers said most independent exhibitors buy late "so that under the new system they will have their accurate synopses in the form of trade paper reviews and reviewing committee reports before they do any buying."

"The time has come for all persons in the industry to acknowledge the indisputable fact," Myers said: "to recognize that all must live under the new system for at least one season, and to turn their attention to the solution of the vital problems that confront the industry and engaged therein."

Myers indicated that the new contracts received from two of the consenting companies—RKO and Paramount—were a "disappointment." He added, however, that Allied would issue a pamphlet summary of all companies' provisions when they are received.

Indiana-Illinois Circuit To Extend Singles Policy

Chicago—With the advent of August releases, the Indiana-Illinois Theaters circuit will extend the use of a single feature policy, it is announced by Jack Rose, I-I exec.

Plan will be adopted by the Elco, Elkhart, Ind.; Jefferson, Goshem; Tivoli, in Michigan City; Hoosier, Whiting; Indiana, Indiana Harbor, and the Vogue, East Chicago.

In this city, the Lex will offer one feature on Sunday through Tuesday. The Gayety here has employed the policy successfully, Rose stated.

Rose said the circuit has been experimenting with an hour variety program with a single feature at the Elco theater with fine results. Type of program is generally used from Wednesday to Friday.

RKO Extends Time Limit For K-A-O Stock Purchase

(*Continued from Page* 1)

per share. Offer originally was made July 9 and was expressed to expire yesterday.

Approximately one-half of the common stock of K-A-O held by the public at the time the offer was made has been acquired by RKO under the offer. Some years ago the holders of the minority interest in the common stock of K-A-O were entitled to exchange their stock, share for share, for the common capital stocks of the predecessor of the present RKO company, but such exchange is no longer available.

RKO Appeals Decision Banning Canton Clearance

(*Continued from Page* 1)

the American Theater, Canton, was appealed yesterday by RKO Radio who were named in the original complaint, together with Vitagraph.

Complainant was Alec Papayanakos. Arbitration resulted in cancellation of existing 14 days clearance.

Abbott-Costello Whodunit

West Coast Bureau of THE FILM DAILY

Hollywood—"Who Done It?" a murder mystery, has been scheduled for Bud Abbott and Lou Costello at Universal to follow their loan-out to Metro for "Rio Rita." Hugh Wedlock and Howard Snyder will write the scenario and Arthur Lubin is expected to direct.

Para. Second Quarter Net at $1,904,000

(*Continued from Page* 1)

July 5, on the same basis are estimated at $4,379,000, including $881,000 share of undistributed earnings of partially owned non-consolidated subsidiaries. No provision has been made for Federal excess profits taxes for Paramount and its consolidated domestic subsidiaries since it is estimated that none have accrued.

> *Paramount's first preferred closed at a new high for the year of 100½ on the Big Board yesterday. Day's gain was three-quarters of a point.*

Earnings for the quarter ended June 29, 1940 were $1,478,000, including $323,000 share of undistributed earnings of partially owned non-consolidated subsidiaries and $58,000 profit on purchase of debentures, while earnings for the first six months of 1940 were $3,084,000 including $1,039,000 share of undistributed earnings of partially owned non-consolidated subsidiaries and $66,000 profit on purchase of debentures.

There were outstanding as of July 5, 1941, 126,389 shares of cumulative convertible $100 par value 6 per cent First Preferred Stock and 531,620 shares of cumulative convertible $10 par value 6 per cent Second Preferred Stock. After deducting $269,327 of dividends accrued for the quarter on these preferred shares, the remaining $1,634,673 of estimated combined consolidated and share of undistributed earnings for the quarter represent 66 cents per share on the 2,466,692 shares of Common Stock outstanding on July 5, which compares with 48 cents per share for the quarter ended June 29, 1940. Computed on the same basis, the estimated combined consolidated and share of undistributed earnings for the six months ended July 5, represent $1.56 per share of such common stock outstanding, which compares with $1.01 per share for the six months ended June 29, 1940.

Moe Streimer Funeral Rites to Be Held Today

(*Continued from Page* 1)

pany's inception in 1919, when he assumed the post of manager of the New York exchange. He held this position until 1936, when he was appointed special h.o. rep. for the New York territory.

As a mark of respect, UA's New York exchange closes today at 1 p.m.

Paul Escoffier Dead

Paris (By Cable)—Paul Escoffier, French stage and screen star, is dead here.

"York" Terms Call For 50% of Net

(Continued from Page 1)

be shown at lower prices anywhere for the rest of year at least.

Theaters ordinarily giving night performances only must offer "York" at matinees also.

Advertising expenditures above the normal house budget will be shared equally.

It is understood that, prior to setting the terms, Warners had received exhib. tenders of the GWTW percentage. Company, however, alert to the pic's contribution to national morale, determined against asking that figure.

At the Astor, New York, "York" has played thus far to 78,000 people and a gross above $100,000. Femme matinee attendance has jumped in the five weeks from 11 to 47 per cent.

Chicago opening of "York" has been delayed until Warners can obtain the right house and assurance that the picture can stay in the house as long as attendance warrants.

Bids have come from several key cities for the N. Y. Astor Theater electric sign, designed by Mort Blumenstock, which must be dismantled when "York" moves.

Asbury Park, N. J.—"Sergeant York" opened to excellent biz at the Mayfair here last night. Pic starts Aug. 8 at the Warner, Atlantic City, with Sergt. Alvin C. York and Jesse L. Lasky due for p.a.'s.

Record Capital Ballyhoo Launches "Sergeant York"

Washington Bureau of THE FILM DAILY

Washington — Jesse L. Lasky's "Sergeant York" bowed in at the Earle theater here last night, climaxing by what was regarded by many as the biggest and most extensive bally ever staged in the nation's capital for a film. A veritable Washington "who's who" audience packed the house to see the Warner epic, the man whose exploits it pictures, Sergt. Alvin C. York, and the man responsible for its production, Lasky.

At the conclusion of a reception given by the Tennessee State Society, York, Governor Cooper, Senators Kenneth McKellar and Tom Stewart, General Hershey, General Duncan and other dignitaries were escorted in a parade from the Willard Hotel to the Earle.

Fortune's Tax Poll

Fortune Magazine's Survey of Public Opinion finds that 77.7 per cent of men and women willingly would pay double the present taxes on movies, tobacco and liquor if we were actually in the war. Survey results appear in the August issue, published today.

Of the remainder, 14.2 per cent would pay the added taxes unwillingly, 3.9 per cent would fight against them and 4.2 per cent don't know what their course of action would be.

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

VI BRADLEY, composer and wife of scenarist Robert Andrews, is here from New York to write special music for the films. She has been East eight months, composing for musical shows and doing night club work. She has just completed two tunes for "Happy" Felton of "Hellzapoppin." While here, Miss Bradley will likely appear in a picture. She is a noted song stylist.

• •

THE proverbial "old lady who lived in a shoe" had an easy task in comparison with the difficulties which beset Sam Wood recently when he used more than 300 youngsters for several days in scenes for "Kings Row," at Warners Bros. Wood now feels qualified to write a treatise on the subject.

• •

THE Charles "Buddy" Rogers fan clubs throughout the country are said to be swamping Hollywood producers with queries as to why their favorite screen personality is not being cast in leading man roles, particularly in view of the admitted shortage of this type of player both on stage and screen.

• •

PARADOXICALLY. Although he is directing Bob Hope and Victor Moore in the Paramount production, "Louisiana Purchase," Irving Cummings is proving a most spontaneous "audience" for these two comedians. Their interpretation of the New York stage roles is a source of constant merriment for Cummings.

• •

BARTON MacLANE, who has been flying his own plane over Nevada and Idaho in search of a ranch of from 2,000 to 2,500 acres, returns to Hollywood this week to report for the second spot in "All Through the Night," at Warner Bros.

• •

WALTER HUSTON has been signed by Arnold Pressburger for the role of "Sir Guy Charteris" in "The Shanghai Gesture." The producer has also signed Maria Ouspenskaya for a role that was not in the original play, but was written in by Director Josef von Sternberg.

• •

IRVING CUMMINGS, who is directing "Louisiana Purchase," for Paramount, disclosed that Victor Moore, who plays one of the stellar roles, has never before appeared on the screen in a comedy role in a feature, contrary to the prevailing belief.

• •

PETE SMITH will place another of his "Specialties" in production at M-G-M with Vince Barnett playing a hen-pecked-husband. The title is "How To Hold Your Husband—Back," with Johnny Hines directing.

• •

JAMES ELLISON, who just completed the co-starring role in Republic's "Ice-Capades," following the stellar juvenile role in 20th Century-Fox's "Charley's Aunt," is vacationing at the North Verdi ranch in Victorville.

• •

JACK OAKIE, who vacationed during the month of July, following the completion of his co-starring role in Warner Bros.' "Navy Blues," will report to 20th Century-Fox for a similarly important assignment in "The Song and Dance Man."

• •

DIRECTOR Louis King will start production on "Young America," starring Jane Withers, on Aug. 18. It will be a high-budgeted production and will be made with Sol M. Wurtzel as executive producer.

• •

THE Edward Finney production, tentatively titled, "Gentlemen From Dixie," has been changed to "Li'l Louisana Lady." The cast includes Marian Marsh, Jack LaRue, Clarence Muse and Mary Ruth, eight-year-old pianiste, now under contract to M-G-M.

• •

"THE TWINS" is the temporary title of the new Garbo comedy now in production at Metro.

• •

MARTA EGGERT, Viennese singing star, has been signed to a long-term contract by Metro.

• •

COLUMBIA has lifted its option on Jinx Falkenberg.

• •

ARNOLD PRESSBURGER has signed Ona Munson for Madame Gin Sling in "The Shanghai Gesture," thus completing the cast.

Warner Sales Convention Nears Adjournment Stage

Chicago—Warners' sales convention at the Blackstone here approaches the adjournment stage today with divisional conferences conducted by Roy Haines and Ben Kalmenson, also discussions of exchange operations and contract matters with Al Schwalberg, Arthur Sachson, Mike Dolid and Stanley Hatch and some further remarks on advertising and publicity by Mort Blumenstock.

Further discussion of the N. Y. consent decree and outlining of sales policies by Grad Sears and Carl Leserman occupied yesterday morning. James Coston's party honoring Sears with an attendance of about 600 topped off the afternoon.

Leserman, at the morning session, predicted that the consent decree would result in fewer pictures and more theaters, because producers will spend more time and money on each picture and better product in turn should attract more customers. The frequent cry of fewer and better films will now have the acid test, he said.

The contemplated tea parties and giveaways at tradeshowings came in for comment at yesterday's session but later events have disposed of the idea

Coast Studios Start Eight More Shooting

West Coast Bureau of THE FILM DAILY

Hollywood—This week saw 8 new pictures go into production. The studio round-up:

At Columbia: Five shooting including "The Dutch Shoe Mystery," featuring Ralph Bellamy and Margaret Lindsay. Larry Darmour producing, with James Hogan directing.

At M-G-M: Nine shooting including "Kathleen," Shirley Temple starrer, with Herbert Marshall. Norman Taurog directing for producer George Haight.

At Paramount: Eight shooting including "Fly By Night" featuring Nancy Kelly and Richard Carlson, with Robert Siodmak directing for producer Sol C. Siegel.

At Republic: Three now shooting including "The Pittsburgh Kid," with Billy Conn, Jean Parker, Veda Ann Borg, Alan Baxter, Ernest Whitman, Etta McDaniel, Teresa Harris, Harry Hayden, Arthur Donavan, Mike Jacobs and Henry Armstrong. Jack Townley directs for producer Armand Schaefer.

At RKO: Three now shooting including "Four Jacks and A Queen," with Ann Shirley, Desi Arnaz, Ray Bolger, June Havoc, Eddie Foy, Jr., Jack Briggs, Jack Durand, William Blees, Lou Holtz, Henry Daniell and Fortunio Bonanova. Jack Hively directs the John Twist first production.

At Fox: Eight now shooting including "Hot Spot," with Betty Grable, Victor Mature, Carole Landis, Laird Cregar, Elisha Cook, Jr. Bruce Humberstone directs for associate producer Milton Sperling.

At Universal: Six shooting including "Appointment for Love," comedy-drama, with Charles Boyer and Margaret Sullavan, Mary Gordon, J. M. Kerrigan, Reginald Denny and Charles Ray. William Seiter directing for producer Bruce Manning.

At Warners: Seven shooting including "The Black Widow," with Jane Wyman and Jeffrey Lynn. Ross Lederman directs for producer Ben Stoloff.

At Monogram: Two shooting including "Let's Go Collegiate," musical, with Mary Ruth, Marian Marsh, Robert Kellard, Clarence Muse and Jack LaRue. Al Herman directing the Edward Finney production.

Rogell on "Gobs In Blue"

West Coast Bureau of THE FILM DAILY

Hollywood—Albert S. Rogell has been signed by Republic to direct its big musical of the season, "Gobs In Blue," which Albert J. Cohen will produce. Screenplay by Art Arthur and Malcolm Stuart Boylan, the picture has a naval background and will be filmed with the co-operation of the U. S. Navy.

Phoenix Studio Completed

West Coast Bureau of THE FILM DAILY

Hollywood—Valley of the Sun Studio has been completed on a site 10 miles Northeast of Phoenix, Ariz. It will be used by Phoenix Productions which has been organized by S. P. B. Cudia. Phoenix will make 12 features, first of which will be "Let Freedom Ring," by Mary Alice Scully.

Merle Oberon on CBC

Montreal — Merle Oberon will broadcast over the CBC network in the Dominion Government's "Carry on Canada" program next Sunday at 8:30 p.m. She will recite a new poem "For They are England," by Walter O'Hearn, Montreal radio commentator.

Warner 39 Wks. Net Soars to $4,433,445

(Continued from Page 1)

vision of $175,000 for contingencies, reported for the corresponding period the previous year.

Earnings are equivalent to $44.50 per share on 99,617 shares of outstanding preferred and, after allowance for current preferred dividend requirements, to $1.12 per share on 3,701,090 shares of outstanding common. Preferred dividends in arrears amount to $33.6875 per share.

Warners' preferred advanced a half point to a new high on the N. Y. Stock Exchange yesterday, closing at 70.

Realization of a tax loss arising from the sale of all the capital stock of, and advances to, Brunswick Radio Corp., a subsidiary company previously consolidated, has reduced the estimated normal Federal income taxes for the 39 weeks by $415,000. While the book value of the investment in Brunswick Radio Corp. was adjusted each year for the losses of this subsidiary, not all the adjustments were deductible for Federal income tax purposes. Warners has offset its loss, resulting from the sale, including a substantial portion of the accumulated adjustments referred to above, against taxable income in computing its normal Federal income tax for the period.

Additional provision for contingencies increased the reserve in respect of net assets of subsidiaries operating in foreign territories to $1,250,000.

Net profit from operations for the 39 weeks before charges for amortization and depreciation of properties and normal Federal income taxes, was $9,391,855.

Gross income, after eliminating intercompany transactions, for the 39 weeks, was $76,609,471. Comparable gross income for the 39 weeks ending May 25, 1940 was $76,375,905.

Cash in the United States as at May 31, amounted to $10,284,296 as compared with $10,932,279 as at March 1, 1941.

Company's income for the period from rentals, theater admissions, sales, etc., was $73,486,490.50, with rents from tenants and royalties adding $3,122,981.34. Operating and general expenses totalled $43,645,025.27; amortization of film costs amounted to $19,539,066.26, and other costs, including royalties and participations, were $1,772,021.50.

Mohawk In Levine Deal

I. Levine of Interstate Film Co., New Haven, Conn., has consummated a deal for the release of Mohawk's second group of pictures in the Connecticut territory.

REVIEWS OF NEW FILMS

"Bullets for O'Hara"

with Joan Perry, Roger Pryor, Anthony Quinn

Warner 50 Mins.

ROUTINE MELODRAMA RATES AS AVERAGE PROGRAM FARE.

Another entry from the studio which can turn out a cops-and-robbers-drama faster than it picks up an option. It follows the pattern in a rather snappy but standardized fashion. Should go as average program fare.

Director William K. Howard has curtailed superfluity and hokum to a minimum and as a result the film moves along briskly. Joan Perry is a shapely lead and shares honors with Roger Pryor and Anthony Quinn.

Story has the girl innocently married to a gangster. Rude awakening comes a year later when husband flees the scene. Pryor, as Detective O'Hara, uses the girl to catch the gangster which occurs as expected.

CAST: Joan Perry, Roger Pryor, Anthony Quinn, Maris Wrixon, Dick Purcell, Hobart Bosworth, Richard Ainley, DeWolf Hopper, Joan Winfield, Roland Drew, Joseph King, Victor Zimmerman, Hank Mann, Frank Mayo, Jack Mower, Sidney Bracey, Leah Baird.

CREDITS: Director, William K. Howard; Screenplay, Raymond Schrock; Original Story, P. J. Wolfson; Cameraman, Ted McCord; Dialogue Director, Frank Fox; Film Editor, James Gibbon; Sound, Charles Lang.

DIRECTION, Capable. PHOTOGRAPHY, Good.

Republic to Hold N. Y. Regional Meet Aug. 12

Republic will hold the first of its regional meetings of the new season at the home office Aug. 12. Herbert J. Yates, president, will arrive late next week from the Coast to lead the discussions on the forthcoming product.

Among the eastern branch managers slated to attend are: Morris Epstein, New York; Arthur Newman, Albany; M. E. Morey, Boston; Jack Bellman, Buffalo; Sam Seletsky, New Haven; and Max Gillis, Philadelphia. Franchise holders Nat L. Lefton of Cleveland and Cincinnati, J. H. Alexander and Sam A. Fineberg of Pittsburgh, and Jake Flax of Washington also are expected to attend.

IATSE Executive Board To Convene on Monday

IATSE's executive board headed by George E. Browne, president, will hold its annual midsummer meeting at the Ritz-Carlton Hotel in Atlantic City Monday. The sessions are scheduled to last from a week to about 10 days.

Exceed USO $10,000 Quota

Chicago—The Amusement Division, headed by Jack Kirsch, exceeded its $10,000 quota in the USO drive. B & K and employes gave more than $2,500.

☆ SHORTS ☆

"Peace—by Adolph Hitler"

(March of Time)

RKO 18 mins.

Timely Plus

Latest issue of March of Time brings up-to-date the long list of Hitler's broken promises. The film reveals that a new Nazi propaganda offensive for peace is almost under way. Stress is made of the fact that supporters of the German move are isolationists, Nazi-sympathizers, and others who are earnestly devoted to the ideal of peace but not fully cognizant of the peril of dealing with Hitler. There is a rapid review of the "peace pacts" negotiated by Hitler on his rise to power. Their tragic result is a ringing warning to the United States which is eloquently uttered by Wendell Willkie in one of the closing shots.

"Superman"

Paramount-Fleischer 11 mins.

Cartoon Newcomer in Super-Duper

Latest entry in the animated cartoon field is the well-known comic strip character, Superman. He makes his bow under auspicious circumstances. All he does is save a city from destruction by a mad scientist. Possibilities for the new series catching on are very good. Superman here as in the strip certainly taxes the imagination, but that should make for more fun. It is a Fleischer Technicolor cartoon.

"Jockey's Day"

(Sportscope No. 10)

RKO-Pathe 9 Mins.

Actionful and Entertaining

All who are even remotely interested in the so-called sport of kings will like this single reel which depicts the strict regimen which the jockey undergoes to keep in shape physically. Training is as essential to the rider as to the horses he rides, the film points out. There are some fine action shots included, particularly at the finale when a big race is presented. Throughout, the reel is solidly entertaining. Too, it is informative, and frequently exciting. Producer Fred Ullman, Jr., shows his usual flare for turning out subjects of quality and zip.

"Robot Wrecks"

Metro 11 mins.

Fair Comedy

The Our Gang kids watch a demonstration of a robot. An idea germinates in their minds that a robot would be very helpful in disposing of their chores and they build one. A couple of slicker kids who don't like them work a frameup and one of the kids gets in the robot and creates confusion in quantities. However, he is caught and the kids are forced to clean up the mess they made.

Nat'l Ad Campaigns Asked by Allied

(Continued from Page 1)

and few will deny it—then it would seem to be good business for the distributor to say to the exhibitor, 'On all percentage pictures it will be proper to deduct from the gross receipts before computing the percentage to which I am entitled, an amount not to exceed blank dollars to be expended in advertising such pictures in the local newspapers.'"

Myers declared that when an exhibitor who is playing a picture at 40 per cent, spends money to advertise that picture in the local paper, he is in effect paying the distributors 40 cents on the dollar for money invested by the exhibitor in advertising a joint enterprise.

Declaring that the distributors must co-operate with the exhibitors in cushioning the impact of the new selling system, Myers pointed to a joint advertising campaign as one thing that is needed.

"While it may be wise to enlist the good will of periodicals with national distribution by giving them a slice of the advertising appropriation, such advertising actually is of little value," Myers said. "It usually appears far in advance of the exhibition of the pictures advertised. Motion picture advertising is like the advertising of foodstuffs. The latter appeals immediately and directly to the appetite and the reader is urged to 'get some from your grocer—today.'"

Myers pointed out that the distributors split advertising costs with some first-run accounts, and while there may be no incentive to help the subsequent-runs on flat rentals, there is every reason why "they should aid those accounts in advertising pictures played on percentage."

This, Myers said, is only one of the many plans which can be put into effect by co-operative action to rescue the movies from the current box-office slump, adding that before they could be put into execution they must be thoroughly considered and discussed. That is why Allied plans an all-industry convention in Philadelphia next month, Myers said, and why it is hoped that able leaders in all branches will attend.

FCC Grants CBS Month For Tele Experiments

The FCC has granted CBS an additional 30 days experimental period, through Aug. 31, before going over to commercial television. To facilitate the change-over of receiving sets to receive CBS telecasts, an additional hour has been added to the daily programs. Experiments with color television are being continued on a daily one-hour schedule.

U. S. O. CAMPAIGN · MOTION PICTURE THEATRES DIVISION

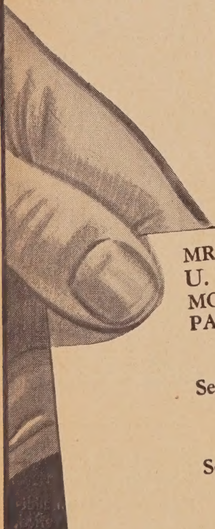
JOSEPH BERNHARD, *Chairman*

HAYDEN HAYDEN

UNCLE SAM EXPECTS EVERY EXHIBITOR TO DO HIS SHARE . . . ENROLL YOUR THEATRES IN THIS GREAT CAUSE . . . LET'S DO A MAN-SIZE JOB FOR THE MEN IN UNIFORM!

EXHIBITORS ROLL CALL U. S. O. THEATRE WEEK

WEEK BEGINNING MONDAY, SEPTEMBER 1st



MR. JOSEPH BERNHARD, *Chairman*
U. S. O. CAMPAIGN
MOTION PICTURE THEATRES DIVISION
PARAMOUNT BLDG., NEW YORK CITY

I herewith enroll all my theatres for this great cause, during the seven (7) days beginning Monday, September 1st.

You can rely upon me to cooperate with you on the following:—

A. I will run the special trailer—to be supplied to me gratis—at all performances during the week of September 1st.

B. I will take collections following each showing of the trailer.

EXHIBITOR ____________________ CITY ____________________

THEATRE ____________________ STATE ____________________

USO
UNITED SERVICE ORGANIZATIONS

FILL IN AND MAIL IN TODAY TO ANY BRANCH MANAGER

METRO-GOLDWYN-MAYER
AUG 7 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 24 NEW YORK, MONDAY, AUGUST 4, 1941 TEN CENTS

DECIDED BOX OFFICE PICKUP SEEN NEAR

Allied Co-op Ad Campaign Gets UA Support

THE WEEK IN REVIEW

Tradeshows

By WINFIELD ANDRUS

TRADESHOWS: D of J attitude on the lack of attendance at tradeshows was unofficially revealed at the week-end. Department feels that THE FILM DAILY and other trade papers are doing a "good reviewing job" making attendance not mandatory. Delegates to the Warner convention in Chicago were told that the company will hold special tradeshows for short subjects. From Detroit, Ray Branch, Michigan Allied head took exhibs. to task for not attending showings, declaring that their bluffs had been called. National Allied General Counsel, Abram F. Myers disclaimed blame directed at Allied for tradeshows and blocks-of-five, and claimed that Allied had wanted only synopses of features.

* * *

ARBITRATION: National Allied had two criticisms of arbitration when surveyed by THE FILM DAILY. Abram F. Myers directed his criticisms to (a) the "inadequacies of the provisions of the decree imposing qualifications on the right to arbitrate and limiting the powers of arbitrators to make effective awards, and (b) to the policy of the distributors ganging up on the exhibitors with a multiplicity of lawyers experienced in the motion picture business and in relying on technicalities instead of permitting cases to be considered wholly on their merits." Ed Kuykendall, MPTOA prexy, believes that arbitration has undoubtedly proven beneficial, and "that the AAA is doing its dead level best to do a fair and constructive job." Six months check up of arbitration decisions gave an edge to exhibs., 15 to 14. Complaints totaled 94.

* * *

UNITED ARTISTS: Whether W. F. Rodgers, M-G-M general sales director, will become president of United Artists depends partially on the willingness of Nicholas M. Schenck, Loew's president, to release him from a contract running three more years. From the Coast came word that Schenck had not been asked for a release by Rodgers. UA's release

(*Continued on Page 8*)

Exhibs. Should Guarantee Not to Cut Regular House Budget, Greenthal Asserts

Abram F. Myers' idea of co-operative newspaper advertising in percentage situations (FILM DAILY, Aug. 1) received the unqualified endorsement of Monroe Greenthal, United Artists' director of advertising and publicity, at the week-end.

Greenthal said he agreed with the Allied general counsel that selling pictures to the public at the

(*Continued on Page 4*)

UA Members Still Want W. F. Rodgers

West Coast Bureau of THE FILM DAILY

Hollywood—No formal meeting of United Artists stockholders was held Friday due to illness of Charles Chaplin. UA members still hold out some hope that Nicholas M. Schenck can be induced to grant W. F. Rodgers a release from his M-G-M contract to accept the UA

(*Continued on Page 7*)

20th-Fox Manila Office Burns; Employe Killed

Twentieth-Fox's Manila branch, with its complete contents, was destroyed by fire last week, a cable to the home office from Arthur Doyle, company's Far Eastern manager advised. One exchange em-

(*Continued on Page 5*)

Music Hall to Get Goldwyn's "Foxes"

Samuel Goldwyn's initial production under the RKO banner, "The Little Foxes," is pencilled in for the Radio City Music Hall for Aug. 21, following Columbia's "Here Comes Mr. Jordan," which begins this Thursday.

Ascap Music Back On the Air in Week

With the approval of the Ascap-NBC licensing contract by the Ascap board of directors Friday, the return of the Society's music to the NBC network seemed to be a matter of a week or so. CBS and Ascap are expected to come to an agreement shortly.

The NBC-Ascap peace pact was hailed with a sigh of relief by the film industry, for it means the early return of Ascap film music to the air. Radio in the past has played

(*Continued on Page 8*)

Ruling Today On Effort to Use Crescent Tax Reports

Nashville—Plans for a Saturday session of the Crescent trial were abandoned Friday because the court could proceed no further until Judge Elmer D. Davies rules on a defense objection to the introduction into the records of the income tax reports of Crescent Amusement Co. and affil-

(*Continued on Page 6*)

Gary Cooper's Salary is Tops

James Cagney is Second on Treasury's List

Washington Bureau of THE FILM DAILY

Washington—Salaries of those in the film industry, with the exception of Loew's employes, who made in excess of $75,000 for the calendar year 1939 or fiscal years ending in 1940, were made public by the Secretary of the Treasury at the week-end. The high-salaried Loew's

(*Continued on Page 7*)

RCA Six Months Profit Rises by $2,121,272

RCA and subsidiaries for the first six months of the year reported on Friday a consolidated net profit of $5,306,494 after all taxes and all other charges, a gain of $2,121,272

(*Continued on Page 4*)

Theater Biz in Nearly All Spots Already Well Above Last Year, Declares Sears

Chicago — A decided box-office pickup next season, as a result of the defense money that is now starting to make itself felt and also in response to more big pictures, was predicted by Gradwell L. Sears, Warner general sales manager, in closing the company's convention Friday.

Sears said reports reaching him at the convention from many sections showed that theater business in nearly all situations already was well above last year, with further improvement in sight. He told the sales force that on the basis of

(*Continued on Page 5*)

Sher-Hayes Win Apex Arbitration Victory

Robert Sher and James Hayes, former Department of Justice attorneys who were active in the preparation of the consent decree, won their first arbitration case, that of the Apex Theater, Washington, against Loew's and Warner Bros. Theaters.

The Apex, operated by the K-B

(*Continued on Page 7*)

Polio Outbreak Cuts Kid Pix Attendance in Atlanta

Atlanta—Polio outbreak here has cut heavily into juvenile attendance in 55 local pix houses, with

(*Continued on Page 7*)

Ah, Those Badges! ! !

North Little Rock, Ark.—An ordinance creating a 12-member Censor Board is up here. The Board would pass on pictures and stage productions and on periodicals sold at local news stands. Its members would serve without pay, but would be furnished official badges entitling them to enter any theater without paying admission fee.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 24 Mon., Aug. 4, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(August 1)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6¼	6⅛	6¼	+ ¼
Columbia Picts. pfd..	26	26	26	— ⅛
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd..	9¾	9¾	9¾	+ ⅛
East. Kodak	139⅞	139½	139⅞	— ⅛
do pfd.	....	....	....	.....
Gen. Th. Eq.	13¼	13⅛	13⅛	.....
Loew's, Inc.	34	33½	34	+ ⅛
do pfd.	....	....	....	.....
Paramount	13	12⅝	13	+ ⅛
Para. 1st pfd.	101½	100	100½	+ 1
Para. 2nd pfd.	11¾	11⅝	11¾	.....
Pathe Film	14⅛	13⅞	14⅛	+ ⅛
RKO	3⅜	3¼	3⅜	+ ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7⅛	6⅞	7⅛	+ ¼
20th Century-Fox pfd.	19¼	19¼	19¼	— ¼
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5¼	4⅝	5¼	+ ¾
do pfd.	72	70¾	71	+ 1

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	95	94⅜	95	+ 1

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	3-16	3-16	3-16	—1-32
Sonotone Corp.	2⅛	2⅛	2⅛	.....
Technicolor	9⅜	9⅜	9⅜	— ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63	65½
Roxy Thea. Bldg. 4s 1st '57	60	63½

George Delis Recovers

Canton, O.—George Delis, district manager for the A. G. Constant circuit, has been dismissed from a local hospital having recovered from pneumonia.

Wilson to Get Degree

Fort Collins, Colo.—Colorado State College will confer an honorary degree here Wednesday on Carey Wilson, Metro producer.

The Broadway Parade

Picture and Distributor	Theater
Lady Scarface (RKO Radio Pictures)	Rialto
The Shepherd of the Hills (Paramount Pictures)	Paramount
Ringside Maisie (Metro-Goldwyn-Mayer)	Capitol
Charley's Aunt (Twentieth Century-Fox)	Roxy
The Stars Look Down (Metro-Goldwyn-Mayer)	Criterion
The Perfect Specimen (Warner Bros.) (a)	Central
A Slight Case of Murder (Warner Bros.) (a)	Central
Gangs, Inc. (Producers Releasing Corp.)	Globe
The Bride Came C. O. D. (Warner Bros.)—2nd week	Strand
Tom, Dick and Harry (RKO Radio Pictures)—3rd week	Music Hall
The Reluctant Dragon (RKO Radio Pictures)—2nd week	Palace
Ku Kan (Adventure Epics, Inc.)—7th week	World
The Terror (Alliance Films) (a)	New York
The Medico of Painted Springs (Columbia) (a)	New York

♦ TWO-A-DAY RUNS ♦

Fantasia (Walt Disney Productions)—38th week	Broadway
Sergeant York (Warner Bros.-Jesse Lasky)—5th week	Astor

♦ FUTURE OPENINGS . ♦

Double Cross (Producers Releasing Corp.)—tomorrow (a)	New York
Nevada City (Republic Pictures)—tomorrow (a)	New York
Moon Over Miami (Twentieth Century-Fox) (a-b)—Aug. 7	Palace
Highway West (Universal Pictures) (a)—Aug. 7	Palace
Here Comes Mr. Jordan (Columbia Pictures)—Aug. 7	Music Hall
Hold That Ghost (Universal Pictures)—Aug. 7	Capitol
Forty Thousand Horsemen (Principal Pictures)—Aug. 9	Globe
The Perfect Crime (Columbia Pictures)—Aug. 9	Rialto
Kiss the Boys Goodbye (Paramount Pictures)—Aug. 13	Paramount
Bad Men of Missouri (Warner Bros.)—Aug. 15	Strand
Wild Geese Calling (Twentieth Century-Fox) (c)	Roxy

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

W. Va. Managers Ass'n Will Convene Aug. 25

West Virgnia Managers' Association has scheduled its seventh annual convention for Aug. 25-26 at the Greenbrier Hotel, White Sulphur Springs, W. Va.

Representatives from the major company home offices and exchanges in New York, Cincinnati, Pittsburgh and Washington are expected to be on hand. Ed Kuykendall, MPTOA president, is slated to address the convention.

SPG Submits Contract; $40-$125 Scale Asked

New York SPG has submitted to the eight majors the terms of the proposed contract ratified by the Guild membership for collective bargaining with the producers. Understood that the wage scales asked range from $40-$125 weekly. Negotiations are expected to start shortly. The SPG scored an overwhelming victory in the recent NLRB elections, winning 172 of the 191 votes cast.

Monopoly for Wallace

Alliance, O.—Ray Wallace, who owns and operates the Columbia, Morrison and Strand Theaters, takes control of the entire Alliance picture theater situation with the purchase of the Mount Union from Meyer Fine, P. E. Essick and associates of Cleveland.

Simon Joins Ohio Co-op

Cleveland — F. Arthur Simon of Lake Shore Sales Co. has turned the operation of his office over to his brother, Milton Simon, while he joins Co-operative Theaters of Ohio as booker, replacing Ralph Bishop.

Shlyen Names Ray Levy As Boxoffice Ad Chief

Ben Shlyen, publisher of Boxoffice, announces the appointment of Raymond Levy as Advertising Director and Merchandising Counsel. Levy headed his own advertising agency for five years—the Raymond Levy Organization, Inc. Prior to this he filled executive spots with leading adv. agencies.

Before coming to the U. S., Levy resided in Australia and New Zealand, where he was employed as exploitation and publicity manager by distributors.

"Winslow of the Navy" To be Universal Serial

Universal has purchased the newspaper comic strip, "Winslow of the Navy" as a serial to replace "Head Hunters of the Amazon." Strip appears in more than 200 newspapers.

Wage Increases, Strike Compensation, Disney Pts.

West Coast Bureau of THE FILM DAILY

Hollywood—Principal points which remain for settlement by award of Federal arbitrators in the Disney strike matter are blanket increases for all cartoonists; compensation for time lost during the strike; restoration of pay cut for April and May; severance scale based on service; military service compensation; placing of cartoonists' union insignia on pictures.

"Book Night" Said Gaining

Chicago—Robert Gordon of Consolidated Book Publishers, reports "Book Night" is gaining ground in many of the Central States' key cities.

COMING and GOING

LIEUT. ROBERT MONTGOMERY, USN, is in London as a member of the staff of naval attaches at the United States Embassy.

CHARLES A. MAYER, 20th-Fox manager for the Dutch East Indies, is visiting the home office during his vacation furlough.

JAMES R. GRAINGER is due back at his desk this morning after a visit to Republic upstate offices.

Postmaster General **FRANK C. WALKER** stopped at the Drake Hotel in Chicago over the week-end.

DOROTHY DEERE, of the B & K publicity department, is spending her vacation in the North Woods of Wisconsin.

MILES CONCANNON, manager of the Roosevelt, Chicago, has returned from a vacation trip through the East.

BEN FELDMAN of the United Artists Theater, Chicago, is visiting his wife and son in Detroit. His son is a member of the "Life With Father" company now playing there.

JAY FAGGEN, sales manager of Exhibit Merchandisers, is here from Chicago on a business trip.

WILL EDDY, manager of the B & K television department, is in the East on a business trip.

GEORGE TOBIAS, Warner comedian, is in New York for a brief visit.

BILL KIERNAN, of the RKO theater department, left Saturday for a vacation at Cape Cod.

MORT BLUMENSTOCK is back at his desk after attending the Warner convention.

MORTON GERBER, of the Warner publicity department, is vacationing in New England.

JERRY KEYSER, Warner foreign publicity manager, and his wife, left over the week-end for a vacation in California. They will also visit the studio at Burbank.

J. H. SEIDELMAN, vice-president in charge of foreign affairs at Universal, left Friday for Hollywood for studio conferences.

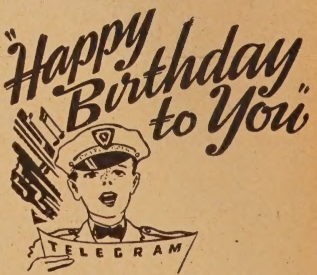
CHESTER B. BAHN, editor of THE FILM DAILY, is vacationing at his Skaneateles Lake farm.

MATT SAUNDERS, manager of the Poli, Bridgeport, will start his vacation in Chicago with a visit to his mother.

SAM BAILEY of the Westville, New Haven and other Bailey houses, and **MRS. BAILEY**, are Miami Beach bound for a visit with Mrs. Bailey's father, Morris Joseph, recently retired Universal manager.

Three Film Stocks Climb To Reach Highs for Year

Three film stocks bounded up to hit new highs on the N. Y. Stock Exchange Friday. Paramount's first preferred moved up a point to 101½, while both Warners' common and preferred were up, the former advancing ¾ to 5¼, the latter a point to 71.



Anita Page
Helen Kane
Chas. Delaney
Daniel N. Rubin
Fred Steele

KEEPING THE FAITH!

Let's Look At the Record!

We did

PROMISE

38 PICTURES ON OUR 1940-41 PROGRAM

And We Delivered 100%

On Exact Release Dates Set

We will

DELIVER

42 PICTURES ON OUR 1941-42 PROGRAM

24 FEATURES INCLUDING 4 EXPLOITATION SPECIALS

•

18 WESTERNS IN THREE SERIES OF SIX EACH

•

BILLY THE KID	FRONTIER MARSHAL	THE LONE RIDER
STARRING BUSTER CRABBE	STARRING BILL BOYD LEE POWELL ART DAVIS	STARRING GEORGE HOUSTON

BIGGER BUDGETS
BETTER PICTURES

P.R.C.

Allied Ad Plan Gets UA Support

(Continued from Page 1)

point of contact and at the time of their local exhibition was the backbone of any film campaign. However, he said, there were several points that he would like to clear up in regard to UA's policy of advertising co-operation with exhibitors.

"We believe," he said, "that the exhibitor should share in these local campaigns, but that in sharing he should guarantee and adhere to the policy of not cutting his regular budget."

Greenthal said there had been isolated cases where an exhibitor agreed to share on the extra advertising and then promptly recouped his investment by cutting down the size of his local ads, thereby nullifying the effectiveness of the campaign and arousing the ire of the local newspaper. The exhibitor, Greenthal said, definitely must spend his regular budget in addition to whatever big ads he shares in with the distributor.

"We have found this policy so effective," Greenthal declared, "that where five or six years ago only 40 or 50 key cities received the benefit of this advertising aid, today on a picture we have gone into as many as 300 to 400 big situations and co-operative ads and materially boosted the theaters' profits and grosses on pictures."

Because of United Artists' setup, it has been the company's policy to support all pictures in key situations, Greenthal pointed out.

"In other words, we give every picture an advertising sendoff. The size and number of ads in any supporting campaign naturally varies with the box-office potentialities of the individual picture."

"We feel," Greenthal concluded, "that if the exhibitor plays ball by adhering to his regular newspaper budget in addition to these special ads, such as radio and national magazines, both the exhibitor and distributor will benefit by this concentrated selling campaign direct to the public focussed at the point of sale the opening day of the picture in the exhibitor's theater."

WEDDING BELLS

Memphis—Jimmy Lee Pitts of the local National Screen office resigned to marry John Marshall of Birmingham.

Richmond, V.—William Attmore, RCA engineer, was married to Nellie Ferguson.

Chicago—Hazel Collins, of the Chicago Theater staff, was married to Dr. Will Hoffman.

ALONG THE
RIALTO
WITH
Phil M. Daly

● ● ● WHAT with certain holdover pix on Broadway this week ......some Army gents may be pardoned......for bustin' a button or two......in the chest sector......of their serviceable service shirts ......Either their faces or their handicraft appears in the said holdovers......—'specially true is this of the boys of the Film Lab at Fort Monmouth, N. J.......Doug Kennedy, writer at the Film Lab, plays the role......of the noozepaper photog. in Warners' opus......—"The Bride Came C.O.D."......And Berk Anthony, Disney story man, has considerable footage......in "The Reluctant Dragon"......i.e., the straight photography portions......Yeah, and four animators......in the Army service......also can view their late civilian efforts...... in the "Dragon":......Murray Fairbairn, Ambie Poliwoda, Bob Perry, and Rod Johnson......Not yet in the Film Lab.......but very much on the screen these days......is the work of another Army private ......namely, Garson Kanin, director of RKO Radio's "Tom, Dick and Harry"......at Mister W G. Van Schmus's cozy li'l Radio City Music Hall......Kanin, 'tis reported, is to be transferred this week......

▼ ▼ ▼

● ● ● OUR New Haven sleuths......aver that Connecticut MPTO has succeeded......in arranging exclusive use......of the Race Brook Country Club's championship course No. 1...... for its Sixth Annual Film Golf Tournament on Aug. 19...... Links warfare will start in the morning......followed by luncheon, more tourney play, non-golfers events, dinner, entertainment and prize awarding......Fee for the day is a mere five smackers......and Herman M. Levy, chairman asks film gents in and out of the territory......to make reservations early...... Complete committee now consists of Chairman Levy, Treasurer George Wilkinson, Jr., Master of Ceremonies Harry F. Shaw...... Irving Sheeler, B. E. Hoffman, Peter Perakos, Sam Rosen, Louis Schaefer, Max Tabackman, Adolph Johnson......Irving C. Jacocks, Jr., Edwin Raffile, Morey Goldstein, Barney Pitkin, Timothy O'Toole......John R. Mahan, William L. Hadden, Morris Nunes, Charley Clare, Sam Seletsky, Daggett M. Lee, and B. B. Salzman.

▼ ▼ ▼

● ● ● SPEAKIN' of golf......the power and the glory of fillum folks......in that grand and ancient game......is exemplified by Jim Frisina of Taylorville, Ill.......who lately won the annual 36-hole Urbana, Ill., Open Golf Tournament......with a four under par over the sporty Urbana Country Club course......He was tops in the field of 83 golfers......from all parts of Illinois, Indiana, and points thereabouts......

▼ ▼ ▼

● ● ● LATEST example of radio being in competition with film biz:......Out in Cincy recently......Peter Rosian was presented with a wow of a console combination radio and victrola ......at a testimonial dinner tendered to him......by the Queen City Variety Club and friends......Pete, we understand, likes the gift so well......that he can't wait to get home......to play the contraption. . . ● Fred P. Sharby, well-known exhib., up Keene, N. H., way......has announced his candidacy for the Common Council from Ward 2......in the coming municipal election. . . ● Out in Detroit......Edward C. Beatty, Butterfield Theaters prexy, has been named chairman of the motion picture division of the State Committee on Public Information......by Governor Murray D. Van Wagoner. . . ● Addison N. Ringler, foreman at Eastman Kodak, in Rochester......has developed...... in co-op with a friend......a pair of radio-controlled model boats......It's a hobby now......which may later have...... military possibilities......

DATE BOOK

Today: Buffalo Variety Club golf tournament, Wilmont Country Club.

Aug. 5: Warner zone meeting, Washington.

Aug. 5-7: Schine circuit convention, Gloversville, N. Y.

Aug. 9: Baltimore Showmen's Club dance.

Aug. 12: Republic regional, home office.

Aug. 14: Conn. MPTO golf tournament, Racebrook Country Club.

Aug. 18: George E. Browne-Willie Bioff trial starts, New York.

Aug. 18: Detroit All-Industry outing.

Aug. 19: MPTO of Connecticut annual golf tournament.

Aug. 22: Washington, D. C., Variety Club golf tournament, Manor Country Club.

Aug. 22: Chicago Warner Club outing, Olympia Fields Country Club.

Aug. 24: AMPTO of W. Pa. Corn Roast, Dr. C. E. Herman Farm, Carnegie.

Aug. 25-26: West Virginia Managers Association convention, White Sulphur Springs.

Sept. 1: Variety Club of Texas Outdoor Fun Festival.

Oct. 11-13: Variety Club of Texas Fall Golf Tournament.

Oct. 18: Cinema Lodge banquet and ball, Hotel Astor.

RCA Six Months Profit Rises by $2,121,272

(Continued from Page 1)

over the figure for the same period a year ago.

Net profit for the second quarter was $2,571,921.61 as against $1,238,328.32 for the second quarter of 1940. Quarterly net is equal to .127 on the 13,881,016 shares of outstanding common; a year ago, earnings equalled .031.

The profit for the first six months of 1941 is after providing $4,740,000 for Federal income and excess profits taxes, compared with $1,579,900 for the corresponding period in 1940.

Total gross income from all sources amounted to $72,583,659 in the first half of 1941, compared with $56,854,182 in the same period in 1940, an increase of $15,729,477.

After payment of Preferred dividends, earnings applicable to the Common stock were equivalent to 26.6 cents per share, compared with 11.3 cents per share in the first half of 1940.

Quarterly dividends of 87½ cents per share on the Radio Corporation of America First Preferred stock, and $1.25 per share on the "B" Preferred stock, were declared today by the Board of Directors. These dividends are for the period of July 1, to Sept. 30, and will be paid Oct. 1, to stockholdes of record at the close of business, Sept. 5.

Butterfield Buys Gibson

Greenville, Mich.—Gibson Theater has been sold to the Carley Amusement Co., affiliated with Butterfield Theaters, Inc., according to Mrs. Joseph Gibson, Sr. H. R. Martin, manager of the Silver Theater, also will manage the Gibson.

Decided B.O. Pickup Seen Coming Soon

(Continued from Page 1)

present prospects, their bonuses next season would be the handsomest yet.

It was intimated by Sears that Warner sales meetings might be held more frequently in the future.

"There is no longer any seasons in our business" he declared. "We have abandoned set programs of pictures and annual budgets. Instead of annual budgets, we are now making up our budgets by individual pictures and instead of figuring on income by groups of pictures, we must now figure by the individual release."

WB Branch Managers Get Full Contract Authority

Chicago—In carrying out recently adopted plan for close and speedier contact between home office and field, Warner branch managers hereafter will have full say in approval or rejection of contracts, Carl Leserman, assistant general sales manager, told the sales force at Friday's conference of the convention.

Stressing the new and greater responsibilities placed on branch heads, Leserman said they now become the most important cogs in the sales machinery. He urged more and closer contact by branch executives and salesmen with exhibitors.

Roy Haines, Eastern and Canadian sales manager, and Ben Kalmenson, Southern and Western sales manager, held conferences with respective branch managers Friday morning.

Exchange heads were told field sales force will be increased, if necessary to get best results under the decree.

S. Charles Einfeld flew back to Hollywood after attending the convention here. He had been in the East over a month working chiefly on "Sergeant York" openings in New York and Washington.

Frank Liberman of Mort Blumenstock's home office staff has been assigned to the Chicago territory, under Monroe Rubinger, in line with the company's plans for increasing field representation to aid exhibitors.

Marshall to Berkeley

Grundy Center, Ia. — John Marshall, is resigning as manager of the Center Theater at Grundy Center, left yesterday for Berkeley, Cal. W. Lee Beckley of Rock Rapids succeeds Marshall.

Fight Tent Shows With Acts

Milwaukee, Wis.—A sprinkling of flesh is being spotted in several state houses in response to tent shows circulating around Wisconsin.

Accordion and Radio Entertainment Plus 76-Mile "Cool Off" Bus Ride for 15 Cents

Toledo, O.—Exhibs. have an additional form of competition in Toledo this Summer, with the Community Traction Co. offering accordion and radio entertainment to all purchasers of "cool-off" rides on the city's buses. For 15 cents, a person can obtain a pass permitting unlimited riding from 7 P.M. to 1 A.M. on weekdays, and from 2 P.M. Sunday to 1:10 A.M. Monday. Number of accordionists have been engaged to board buses nightly to entertain users of the "cool-off" passes. Person may travel as far as 76 miles with a pass.

PRC Has 4,000 Accounts, Convention is Told

Cleveland — Producers Releasing Corp. now has 4,000 accounts on its books, Arthur Greenblatt, general sales manager, told representatives at the first of a series of regional conventions here Saturday. Greenblatt said he was confident that the company would have 6,000 accounts within the next year.

Greenblatt stated that production on the 1941-42 program is under way, with uninterrupted production guaranteed to meet exact release dates throughout the coming year.

Franchise holders and members of the field organization at this regional meeting are: Lee L. Goldberg, Bernie Rubin, J. Lawrence, Cleveland; Nat Kaplan, Joe Goldberg, Donald Duff, Cincinnati; Sam Abrams, Jos. W. Bohn, Indianapolis; William Flemion, Bert Foster, Carl Zipper, Detroit; Charles Miller and Victor Bernstein, Chicago; Ed Hickey, Milwaukee; Milton and Lew Lefton, Godfrey Lefton and Joe Fleshin, Pittsburgh.

The next regional meeting will be held at Atlanta, Aug. 9-10, with the following attending: Ike Katz, David Katz, B. S. Bryan, W. H. Rudisell and B. Elliott, Atlanta; Ed Heller and E. Miller, Charlotte. Fred Goodrow, Wm. Thomas and P. A. Sliman, New Orleans.

On Aug. 16-17, the third regional sales meeting will be held in Dallas, followed a week later, Aug. 23-24, by a meeting in Kansas City.

Other meetings covering the remaining PRC exchanges will follow at intervals of one week. Dates will be announced later.

16 mm. Theater Business On Upswing in the Midwest

Chicago—Upswing of the 16 mm. theater business in the Illinois territory is noted by J. M. Friedman of Monarch films. Among the circuits reporting, he says, are the Dale Kennedy interests in Table Grove which have 21 stands for 16 mm. product, and the Joe Riley circuit, with 28 stands in the southern territory.

In Chicago itself, Joe Vicedomi's World Playhouse is set to exhibit in the near future the 16 mm. film, "Here Is Ireland."

20th-Fox Manila Office Burns; Employe Killed

(Continued from Page 1)

ploye was killed in the conflagration, cause of which was undetermined, the cable stated. Office is in charge of Dan Lederman.

While no estimate of the loss was available at the week-end, it was said that the figure would run high. Twentieth-Fox had just delivered a sizeable shipment of Technicolor pix to the branch.

As replacements, the home office dispatched 12 features and 29 shorts at the week-end.

Stack as "Boy Wonder"

West Coast Bureau of THE FILM DAILY

Hollywood—Robert Stack is expected to have the title role in "Boy Wonder," by Paul Jarrico and Richard Collins, just acquired by Universal.

Harry David to Head Northio Theaters

Salt Lake City—Harry David, vice-president and general manager of Intermountain Theaters, Inc. since 1929, has been assigned by Paramount Theaters Service Corp. to take charge of the Northio Theaters Corp. with headquarters in Cincinnati. David took over management of eight theaters in 1929, bought by Paramount Theaters from the late Mayor Louis Marcus. The chain now has 25 houses in Utah and Idaho.

Tracy Barham, present head of the Ohio unit, will succeed David who is a native of San Francisco. He has been associated with Paramount and its affiliates for the last 21 years.

Operators Ready to Negotiate

Chicago—Operators' union notified exhibitors Friday that they are ready to negotiate for new contract. Old pact expires Aug. 30.

To Remake "Nobody's Widow"

West Coast Bureau of THE FILM DAILY

Hollywood—Columbia will remake Avery Hopwood's "Nobody's Widow," Harry Segal doing the new script.

Jimmy: You didn't lose much time moving in after you and that crooked lawyer of yours framed me . . . did you, Abbott?

RAGS TO RICHES
THIS PICTURE HAS NO CONNECTION WITH THE PLAY "FROM RAGS TO RICHES"
ALAN BAXTER • MARY CARLISLE
JEROME COWAN • MICHAEL MORRIS • RALF HAROLDE
PAUL PORCASI • SUZANNE KAAREN • EDDIE ACUFF
Director: Joseph Kane
Original Screen Play by James Webb
A REPUBLIC PICTURE

Await Ruling On Crescent Tax Reports

(Continued from Page 1)

iates and other confidential figures for the years 1935 to 1939.

Robert L. Wright, special assistant to the attorney general, attempted to introduce the income tax returns just before noon and the defense objection was entered immediately by William Waller. Judge Davies agreeed to rule this morning.

Pleading competency of the reports, Wright contended that the income tax figures would show that Crescent enjoyed an increase in income during the five year period after Aug. 11, 1934, four times greater than for the same period prior to that date, with assets about doubled. "It is competent," he asserted, "to show the effect on profit possibilities."

"It would throw no light at all on what is involved in this case," argued Waller, continuing: "we admit that we have a local monopoly in every town where there is no competing theater and we make money out of these. These local monopolies are not in any way, we contend, in restraint of interstate commerce. The only inference they can draw is that Crescent has been successful in the operation of its business."

"Every distributor in this case," declared George H. Armistead, Jr., chief defense counsel, "would be delighted to know what Crescent and affiliates have been realizing out of their business. The law says that there must be overwhelming proof of a conspiracy before evidence of this nature can be introduced."

It was the contention of Wright that "matter of this kind in all such cases tried by the D of J has been accepted as a matter of course." Wright added later: "We will show that the Crescent monopoly has been in a tighter one, with respect to competition allowed, than that of Paramount or any other. What Crescent has made out of their combination in proportion to area involved, makes the earnings of Paramount and others look like peanuts."

A memorandum indicating the existence of a three-year franchise between 20th Century-Fox and Crescent and nine affiliates, for 1939-40, 40-41, and 41-42, involving about 70 situations, was introduced by Government counsel but no supporting evidence has yet been offered.

It is believed that the Government will complete its case today, especially should Judge Davies rule out the income tax and other reports.

"John Doe" Clicks In Cuba

Havana (By Air Mail)—"Meet John Doe," opened here last week at the America Theater in a two-day prerelease engagement with all house records shattered. Picture returns to the America for its regular first-run engagement shortly. Short prerelease engagements on top pictures before start of regular runs is a general practice here.

☆ REVIEWS OF THE NEW FILMS ☆

"Whistling in the Dark"

with Red Skelton, Conrad Veidt, Ann Rutherford, Virginia Grey

M-G-M 77 Mins.

BLUES CHASING COMEDY; IS A SURE-FIRE BOX-OFFICE INTRO. FOR NEW COMER RED SKELTON.

As good entertainment, as an introduction to new comer Red Skelton, and as an audience and exhibitor picture, "Whistling In The Dark" will hit the mark it was aimed at.

Enhanced by good old down-to-earth hokum and comedy situations that lend themselves well to Skelton's ability and personality, plus the fine trouping of Conrad Veidt, Ann Rutherford and Virginia Grey, audience reaction was highly favorable and held the promise of definite acceptance of the screen birth of a new comedian.

To Director S. Sylvan Simon goes full acclaim for his deft handling of what might otherwise have proved itself to be a mediocre slap-stick opus, but under his understanding guidance becomes comedy deluxe, as noted by audience reaction.

Faced with the necessity of inventing the perfect crime when kidnaped by a cult of moon-worshippers, headed by Conrad Veidt, who seek to rid themselves of the nephew of a millionairess patron who had willed them the money after the death of her nephew, Skelton, who is known as "The Fox" via his radio broadcastings of perfect crime detections, thinks and acts his way through situation after situation until his final outsmarting of the gang through a broadcast from the inner sanctum of the cult.

Fine portrayals were the order of the pic, with Conrad Veidt, Ann Rutherford and Virginia Grey turning in very satisfying characterizations, but to "Rags" Ragland, as "Sylvester" and Will Lee, as "Herman" go added plaudits. The rest of the numerous cast are deserving of recognition for their fine support.

Credit as producer goes to George Haight who supervised the production, with Robert MacGunigle, Harry Clork and Albert Mannheimer sharing in the credits of a well-done screnplay based upon the play by Laurence Gross and Edward Childs Carpenter. Bronislau Kaper furnished the well-knit musical background. Sidney Wagner, the photography.

CAST: Red Skelton, Conrad Veidt, Ann Rutherford, Virginia Grey, "Rags" Ragland, Henry O'Neill, Eve Arden, Paul Stanton, Don Douglas, Don Costello, William Tannen, Reed Hadley, Mariska Aldrich, Lloyd Corrigan, George Carleton, Will Lee and Ruth Robinson.

CREDITS: Producer, George Haight; Director, S. Sylvan Simon; Screenplay, Robert MacGunigle, Harry Clork and Albert Mannheimer; Photography, Sidney Wagner; Recording Director, Douglas Shearer; Art Director, Cedric Gibbons; Film Editor, Frank E. Hull.

DIRECTION, Fine. PHOTOGRAPHY, Good.

Peck Sells In Monroe

Monore, Ga.—John W. Peck, Sr., has sold the Cherokee Theater here and has moved to Sparta, where he will continue operation of the Rex.

"Citadel of Crime"

with Robert Armstrong, Frank Albertson, Linda Hayes

Republic 58 Mins.

DIFFERENT GANGSTER PICTURE WITH A HILLBILLY BACKGROUND MOVES BRISKLY.

Standard "average audience" picture offers a new slant of a mob muscling in on West Virginia moonshiners to lift it from formula level. Film moves briskly enough and contains a fair amount of action.

Yarn is about a big-time gangster who returns to his childhood locale in the Southern hills. His idea is to organize the natives who make moonshine and peddle it at a great profit. When the Government man points out the dangers which the mountaineers face from their alliance, they agree to sever all connections with the gangsters. Then the Government man with the help of the mountaineers round up the mob.

Robert Armstrong delivers a satisfying portrayal as the gang leader. Skeets Gallagher, Linda Hayes, Frank Albertson and Russell Simpson are adequate in the supporting roles.

CAST: Robert Armstrong, Frank Albertson, Linda Hayes, Russell Simpson, Skeets Gallagher, William Haade, Jay Novello, Paul Fix, Bob McKenzie, Wade Crosby, William Benedict.

CREDITS: Associate Producer-Director, George Sherman; Screenplay, Don Ryan; Musical Director, Cy Feuer; Cameraman, Ernest Miller; Production Manager, Al Wilson.

DIRECTION, Fair. PHOTOGRAPHY, Fair.

Metro Advances 10 More In Its Field Personnel

Ten additional promotions among M-G-M's field personnel were announced over the week-end by the company. This brings the total of recent advancements, all from within the ranks of the organization, to 129.

Foster B. Gauker has been added to the sales staff at Indianapolis. He was formerly office manager there. Succeeding Gauker is Valmar Klaiber, promoted from first booker at Buffalo. Byron Gross moves from second booker to succeed Klaiber, and student booker Harry Buxbaum advances to Gross's old spot.

At Albany, former poster clerk Claire Avery becomes third booker. At Pittsburgh, Allan Douglas is promoted from poster clerk to booking clerk; James McGuinness from shipper to poster clerk; Joseph Stack from night shipper to shipper; Allan Tolley from assistant shipper to night shipper, and Raymond Nesbitt from day inspector to assistant shipper.

Chi. Warner Outing Aug. 22

Chicago — The Chicago Warner Club will hold its annual outing at Olympia Fields Country Club, Aug. 22. Larry Stein is in charge of arrangements.

"I Was a Prisoner on Devil's Island"

with Sally Eilers, Donald Woods, Edward Cianelli

Columbia 71 Mins.

FEEBLE MELODRAMA AND NOT TOLD VERY CONVINCINGLY.

A minor effort about corrupt practices of the officials who run the prison at Devil's Island. Sally Eilers, who usually suffers in prison roles, is married this time to the prison doctor, Edward Cianelli. That is about as bad as being in prison.

She meets Donald Woods at a village carnival. He falls in love with her without knowing who she is. He lands on Devil's Island after he accidentally kills his ship captain. There he helps expose Cianelli when an epidemic breaks out and it is disclosed that the prison doctor sold drugs for an illicit profit.

Director Lew Landers struggles along without much success on a script that has little to offer. Performances are okay for this type of film.

CAST: Sally Eilers, Donald Woods, Edward Cianelli, Victor Kilian, Charles Halton, Dick Curtis, John Tyrrell, Eddie Laughton, Edmund Cobb, Robert Warwick.

CREDITS: Producer, Wallace MacDonald; Director, Lew Landers; Screenplay, Karl Brown; Story, Osso & Edgar Van Eyss; Cameraman, John Stumar; Musical Director, M. W. Stoloff; Film Editor, Richard Fantl.

DIRECTION, Fair. PHOTOGRAPHY, Okay.

Manufacturers Trust Sells 15,000 Shares of Para. Deb.

Washington Bureau of THE FILM DAILY

Washington—The Manufacturers Trust Co., of New York disposed of 15,000 shares of Paramount Pictures' 3¼ per cent convertible deb. 1941, leaving it with 3,377,800 of that stock, and 5,710 of the Company's 6 per cent convertible 1st pfd., the SEC reports.

Samuel Broidy of Hollywood, acquired 3,000 shares of Monogram Pictures Corp.'s $1 par common, bringing his holding to 7,900 shares. He also holds 500 shares through Monogram Pictures, Inc., and has option to purchase an additional 11,129 shares.

Loew's, Inc. acquired 56 shares of Boston Loew's Theaters' $25 par common stock, bringing its holdings to 118,386 shares, while J. Robert Rubin of New York City disposed of 2,600 shares of Loew's, Inc., leaving him holding 21,315 shares of this stock.

Preston Davie disposed of 200 shares of Universal Corp.'s Common VTC, leaving him with 4,400 shares of this stock in his own name, and 26,500 shares and 111,283 options through Standard Capital.

Reopens In Waynesville

Waynesville, O.—Kenneth Hill of Marysville, has opened The Twins, formerly dark.

Sher-Hayes Win Apex Arbitration Victory

(*Continued from Page* 1)

Amusement Co., charged in its complaint that the seven-day clearance granted to Warners' Calvert, Uptown and Avalon Theaters was unreasonable. Sher and Hayes represented the Apex in the hearings, which resulted in the arbitrator's decision that all clearance between the Apex and the three houses be eliminated.

Costs were directed to be shared by all parties.

Dismiss Saybrook Complaint For Want of Jurisdiction

Complaint of the Saybrook Theater, New Haven, against Loew's RKO and Warner Bros. has been dismissed for want of jurisdiction by the arbitrator. Saybrook charged that the clearance granted to the Essex Theater, six miles away, was unreasonable and asked for a maximum of seven days. Costs were ordered against the complainant.

Polio Outbreak Cuts Kid Pix Attendance in Atlanta

(*Continued from Page* 1)

the nabes the biggest losers. The City Health Department, however, has given the theaters and the swimming pools a clean bill of health and has announced that they believe the air conditioned, filtered air of the theater is more safe than that otuside.

The polio epidemic seems to be waning, but it is widespread over Florida, Georgia and Alabama, and latest reports are that it is spreading into Mississippi.

To counteract the panicky fear of parents who are keeping their children at home, Lionel Keene of the Kirkwood theater is running a trailer reading:

"There is no use getting panicky about the polio," Atlanta Constition. "Try to keep the child from playing so hard it becomes fatigued." Dr. Dan Bowdin, state epidemiologist. "Let them rest and be entertained at the Kirkwood theater where it is healthfully cool. The Kirkwood is regularly serviced by Orkin to guard against germs of any sort. Your child is safe at the Kirkwood theater with its washed air cleaned and purified constantly."

Coal Co. Sells Theater

Windber, Pa.—B. J. Redfoot, who has operated the Arcadia Theater here for many years, is taking over the Central Theater, Central City, Pa., from the Reitz Coal Co., the new ownership to take effect Aug. 15.

Gary Cooper's Salary is Tops

James Cagney is Second on Treasury's List

(*Continued from Page* 1)

employes were apparently omitted through an inadvertency and will be made public at a later date, it was learned.

Gary Cooper received the highest salary in the industry on the list made public. He got $295,106 from Samuel Goldwyn, Inc., Ltd., and $179,000 from Paramount Pictures, Inc. James Cagney was next with $368,333.

In the $200,000 Category

Others in the industry who received in excess of $200,000 include: Bing Crosby, $250,000; Fred MacMurray, $240,000; Carole Lombard, $211,111; Ginger Rogers, $219,500; John Ford, $235,000; Sonja Henie, $249,166; Darryl Zanuck, $255,000; Errol Flynn, $213,333; Edward G. Robinson, $255,000; and H. B. Wallis, $265,000.

Floyd B. Odlum, head of Atlas Corp. was listed as having received $200,000 from that organization, $100,000 in salary and $100,000 in bonus.

Charlie Chaplin received $152,000 from Charles Chaplin Film Corp.; Walt Disney got $85,000 from Walt Disney Productions; and H. E. Edington, received $101,000 from Famous Productions, Inc. David O. Selznick was paid $185,500 by Selznick International Pictures, Inc., while Alfred Hitchcock got $135,875 from that company.

$130,000 to Wanger

Myron Selznick got $130,000 salary from Myron Selznick & Co., Inc., while Walter Wanger Prods., Inc., paid Walter Wanger $130,000; Joel McCrea, $84,499; and Tay Garnett, $75,000. Marcus Loew Booking Co. paid Leopold Friedman $83,200, and Charles C. Moskowitz $87,100. Charles P. Skouras received $150,000 in "other compensation" from National Theaters Amusement Co., Inc., while Spyros P. Skouras received $78,000 in salary and $150,000 in "other compensation."

United Artists Corp. paid Maurice Silverstone $145,500, while Warner Bros. Circuit Management Corp. paid Joseph Bernhard $98,900 in salary and $26,500 in bonus.

General Aniline & Film Corp. paid $78,331 in salary to D. A. Schmitz, and Eastman Kodak Co. paid $150,000 to Frank W. Lovejoy.

Studio Earning Lists

The high salaried employes by studios follow:

PARAMOUNT: Jack Benny, $125,000; Claude H. Binyon, $76,958.33; Bob Burns, $77,380.95; Madeleine Carroll, $127,166.67; Ronald Colman, $150,000 salary and $44,747 other compensation; Gary Cooper, $179,000; Bing Crosby, $250,000; Roy Del Ruth, $84,166.67; Douglas Fairbanks, Jr., $161,718.75; Y. Frank Freeman, $104,000; Edward H. Griffith, $100,000; Henry Hathaway, $128,500; Bob Hope, $77,847.17; Arthur Hornblow, Jr., $156,000; Harold H. Hurley, $116,355; William LeBaron, $182,000; James M. Leisen, $98,000; Albert Parsons Lewin, $92,375.

Fred MacMurray, $240,333.33; Charles Ruggles, $79,666.67; Wesley Ruggles, $83,333.30; Mark Sandrich, $81,500; Barbara Stanwyck, $92,500; Preston Sturges, $143,000; Harlan Thompson, $83,166.66; Dale Van Every, $78,000; William A. Wellman, $148,354.68; Adolph Zukor, $104,000.

TWENTIETH CENTURY-FOX: Don Ameche, $128,583.33; Warner Baxter, $101,923.06; Harry Joe Brown, $127,500; Claudette Colbert, $150,079.50; Irving Cummings, $137,708; Richard M. Day, $76,500; Roy Del Ruth, $110,490.94; Allan Dwan, $109,125; Alice Faye, $140,291.66; Henry Fonda, $103,246.17; John Ford, $235,000; William Goetz, $102,000; Raymond Griffith, $104,625; Sonja Henie, $244,166; Nunnally Johnson, $85,833.33; Al Jolson, $128,125; S. R. Kent, $179,370.

Henry King, $155,833.33; William Koenig, $76,500; Sidney Lanfield, $112,875; Walter Lang, $77,083.34; Kenneth MacGowan, $102,000; Gene Markey, $97,875; Wm. Anthony McGuire, $96,708.33; Tyrone Power, $151,250; Gregory Ratoff, $109,375; Joseph M. Schenck, $113,833.33; Randolph Scott, $80,208; William Seiter, $119,000; John Stone, $76,500; Shirley Temple, $116,570.50; Harry Tugend, $76,500; Sol Wurtzel, $178,500; and Darryl F. Zanuck, $255,000.

WARNER BROTHERS: Lloyd Bacon, $196,000; Henry Blanke, $92,750; Charles Boyer, $100,000; George Brent; $110,833.33; James Cagney, $368,333.33; Michael Curtiz, $183,900; Bette Davis, $129,750; Wilhelm Dieterle, $78,500; Errol Flynn, $213,333; Leo Forbstein, $79,500; Bryan Foy, $138,750; Mark Hellinger, $80,625; Miriam Hopkins, $102,500; William Keighley, $117,083.34; Anatole Litvak, $150,000.

Robert Lord, $140,450; Merle Oberon, $85,000; Pat O'Brien, $164,666; George Raft, $138,000; Claude Rains, $95,000; Casey Robinson, $99,833.33; Edward G. Robinson, $255,000; Max Steiner, $79,500; H. B. Wallis, $265,000; Albert Warner, $92,750; H. M. Warner, $132,500; and J. L. Warner, $159,000.

VITAGRAPH, INC.: S. C. Einfeld, $85,650; Gradwell L. Sears, $85,650.

RKO RADIO PICTURES, INC.: Brian Aherne, $82,500; Pandro S. Berman, $161,868.35; John Cromwell, $144,166.66; William Dieterle, $103,333.33; Cary Grant, $93,750; George Haight, $90,500; Norman Krasna, $82,500; Gregory La Cava, $175,000; Charles Laughton, $116,170; Carole Lombard, $211,111.08; Leo McCarey, $127,500; Adolphe Menjou, $74,999.99; George O'Brien, $120,400; Ginger Rogers, $219,500; George Stevens, $139,833.34.

SAMUEL GOLDWYN INC., LTD.: Samuel Goldwyn, $107,000; Jo Swerling, $81,666; Archie Mayo, $175,156.25; Sam Wood, $177,000; William Wyler, $104,999.34; and Gary Cooper, $296,106.92.

HAL ROACH STUDIOS, INC.: Hal Roach, $103,500; Stan Laurel, $82,500; and Adolphe Menjou, $82,500.

UA Members Still Want W. F. Rodgers

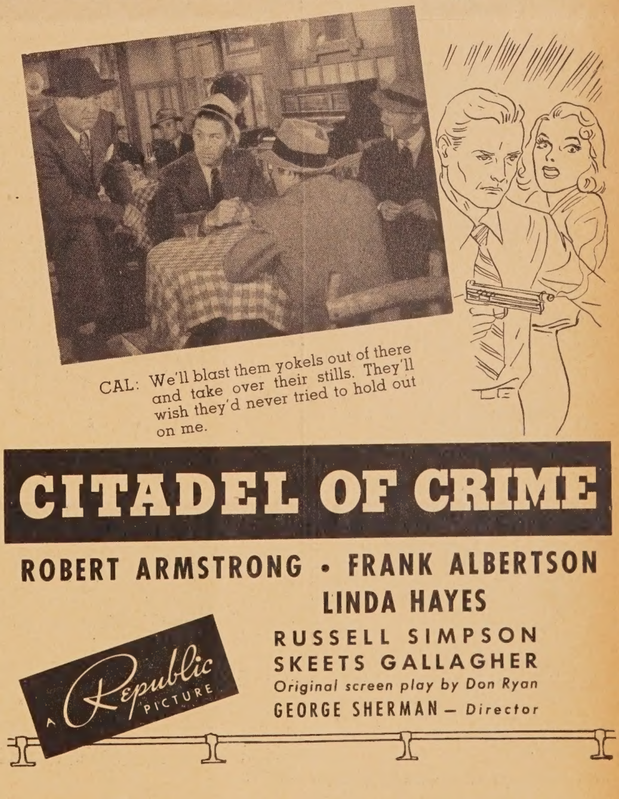
(*Continued from Page* 1)

presidency but observers here do not believe arrangements can be made to have Rodgers join the UA fold.

If all efforts to get Rodgers fail, stockholders have two other men they consider well qualified for the presidency and in any event it is expected whoever is named will take office within 30 days.

Chi. Auditorium Passes

Chicago — Historic Auditorium Theater has folded.


CAL: We'll blast them yokels out of there and take over their stills. They'll wish they'd never tried to hold out on me.
A Republic PICTURE

CITADEL OF CRIME

ROBERT ARMSTRONG • FRANK ALBERTSON

LINDA HAYES

RUSSELL SIMPSON

SKEETS GALLAGHER

Original screen play by Don Ryan

GEORGE SHERMAN — Director

Ascap Music Back On the Air in Week

(Continued from Page 1)

a major role in the plugging of musical pictures. and the failure of some recent musicals to click solidly at the box-office was attributed by some in the industry to the inability to get the tunes on the air via the nets.

Settlement was generally accepted as opening the way for fairly wide use of films, essentially reissues, on tele programs. With feature product employing Ascap music, tele for the last seven months has been forced to steer clear of it. Alternative has been to drop the sound tracks with Ascap tunes and employ other music. This has been done on some occasions.

No AFM Tele Contract Unless On Temporary Basis

No early agreement between the American Federation of Musicians and television stations is anticipated, unless on a temporary basis. AFM officials are wary of any permanent contract with tele interests until the medium is further developed.

Reason is the experience of 15 years ago when the advent of talking pictures is said to have taken the jobs of 15,000 pit musicians. Union leaders are approaching discussions with television operators with one principal idea—that of increasing employment of musicians.

"Technological progress can't be stopped," said one union exec., "but it's certainly not the place of a union to aid it at the expense of its membership."

WB Houses Buy 20th-Fox "Five"

Pittsburgh—Ira H. Cohn, branch manager for 20th Century-Fox here, closed a deal with Harry Feinstein, buyer for Warner Bros. Theaters in the Pittsburgh territory, on July 30, covering the first group of five for the entire circuit.

Hollis Named Supervisor

Portsmouth, N. H.—Frank W. Hollis, for 11 years manager of the Colonial, has been appointed by the Maine-New Hampshire Theaters Corp. as supervisor of both the Colonial and Olympia, here.

Automat Premiere

Safely ensconced behind the broad expanse of the Automat window on Broadway, a score of newspaper folks, film critics and guests observed Friday night the debut of Fred Astaire and Rita Hayworth on the Mazda circuit. The couple can now be seen from almost any spot near 46th Street doing their number from the Columbia picture, "You'll Never Get Rich," on the well-illuminated Wilson cartoon sign created by Douglas Leigh. It was a press agent's idea of a "premiere." Yes, the coffee was good.

THE WEEK IN REVIEW

Tradeshows

(Continued from Page 1)

schedule will be swelled by 10 pictures from David O. Selznick who is scheduled to sign a contract Aug. 15. Four of the pix are to be made in the first two years, plus two due on his present UA agreement. Frank Capra is expected to sign by mid-August to produce a minimum of three in two years, with Capra directing one and producing another in the first year.

* * *

WARNER CONFAB: Grad Sears announced 38 titles at the Warner Bros. convention in Chicago and said that the company would make approximately 48 features, but said that the actual number released might be as high as 50 or as low as 40. WB merchandising methods, outlined by S. Charles Einfeld, call for an extensive campaign to sell the public on all pictures and test runs on important pictures. Policy is being inaugurated with "Sergeant York" with space to be taken in newspapers of 100 keys embracing 40,000,000 readers, plus individual handling from a special unit, headed by Frank Seltzer under Mort Blumenstock. "York" selling terms were revealed as 50 per cent of net receipts, a stated ticket scale, and no duals.

* * *

CRESCENT TRIAL: Highlight of the trial of the D of J's anti-trust action against Crescent Amusement Co. and affiliates was the introduction in Court of correspondence and files between co-defendants.

* * *

FINANCIAL: Reports of Warners and Paramount revealed increased earnings for both companies. Warner net for 39 weeks was $4,433,445, compared with $2,450,713 for the same 1940 period. Paramount reported a second quarter net of $1,904,000 and estimated six months earnings at $4,379,000 compared with $1,478,000 in the first 1940 quarter and $3,084,000 in the first half of last year.

* * *

THIS AND THAT: Extended playing time and increased admission prices were advocated by Charles P. Skouras in a wire to Grad Sears at the Warner convention. . . . Additional costs to distribs. selling under the consent decree are estimated at $1,800,000. . . . Disney workers went back to work after winning union recognition and a closed shop and leaving other points to arbitration.

Milt Harris to Drive-in

Milton Harris, former special exploiteer for Universal, has been named resident manager of the new Cheektowaga drive-in theater near Buffalo.

Their BLITZ Will Give You "FITS"!

Wildest attack of action and laughs these scrap-happy tenement terrors have ever thrown at an audience! All-out war against gangsters and cops both! WOW!

THE EAST SIDE KIDS in

Bowery Blitzkrieg

with LEO GORCEY • BOBBY JORDAN

HUNTZ HALL

WARREN HULL • CHARLOTTE HENRY

Produced by SAM KATZMAN
Directed by Wallace Fox
Story by Brendan Wood and Don Donmullahy
Screenplay by Sam Robins

"Action moves along with pace and excitement"—VARIETY "Considerable boxoffice value has been built into it"—HOLLYWOOD REPORTER • "Fast dialogue and clever wisecracks make for innumerable laughs"—L. A. TIMES

THEY'VE GONE PLANE CRAZY!

A MONOGRAM PICTURE

Yesterday they were sassing cops. Today ... they're Bowery birdmen ... waging gang-war on enemy agents!

THE EAST SIDE KIDS IN

"FLYING WILD"

with LEO GORCEY BOBBY JORDAN

Produced by SAM KATZMAN
Directed by WILLIAM WEST
Story & Screenplay by AL MARTIN

"Best of this series for action"—SHOWMEN'S • "East Side Kids never had a more hilarious vehicle"—L. A. TIMES "Good direction, nice performances, amusing comedy"—HOLLYWOOD REPORTER

METRO-GOLDWYN-MAYER
READING DEPT.
AUG 9 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 25 NEW YORK, TUESDAY, AUGUST 5, 1941 TEN CENTS

NATHANSON RUMORED FOR UA EXEC. POST

Clark Asks Probe of Pix's "War Propaganda"

Missouri Senator Expects Early Action as Wheeler Heads Com. Considering It

Washington Bureau of THE FILM DAILY

Washington — Senator Champ Clark, (D., Mo.) yesterday introduced a bill in the Senate calling for an investigation into allegations that the motion picture and the radio industries have been conducting propaganda for this country to enter the European war.

Senator Clark stated yesterday that he expects early committee action on his bill. Possibility that the bill

(*Continued on Page* 10)

Fix Clearance Based On Admission Prices

Milwaukee—Evansville Theaters, Inc., operator of the Rex in Evansville, failed in its attempt to obtain equal clearance with the Jeffris in Janesville when Arbitrator Thomas P. Whelan ruled that the complainant had not proven a case for relief against Paramount under Article 9 of the consent decree.

Finding, however, that the clear-

(*Continued on Page* 9)

Palm Case in Philly Dismissed by Arbitrator

Philadelphia—Arbitrator H. Evans Rhell not only handed down a decision against the complainant in the Palm theater case but commended the defendants for the way they acted. The Somersons, Samuel and Morris, had brought an ac-

(*Continued on Page* 12)

Japan Bars American Pix in Indo-China

Japanese authorities are reported to have forbidden the showing of American and English pictures in Indo-China and all imports have been forbidden. It is said that the move is a retaliatory measure against Anglo-American opposition to Japan's expansion.

Allied Starts Nation-wide Product Check To Determine Comparison of Block Terms

Columbus—Nation-wide survey to determine what the five companies participating in the consent decree are charging for their first block-of-five will be started this week by Allied. A second phase of the study will reveal what non-consenting distributors are demanding in the way of rentals.

All Allied regional units are sending out a form survey card on which exhibitors are to indicate rental charges.

Will Not Release Rodgers—Schenck

M-G-M will not release William F. Rodgers, general sales manager, from his contract to accept the presidency of UA, according to Nicholas M. Schenck, president.

When asked if he had come to any decision on the Rodgers contract, Schenck replied: "What do you mean?"

The question was rephrased as to whether Schenck would release Rodgers from his contract.

"Certainly not," Schenck replied emphatically.

Schenck also reaffirmed his state-

(*Continued on Page* 10)

Court Asks 24 Hours More For Crescent Case Ruling

Nashville—With defense attorneys submitting a brief quoting authorities against admitting in the Crescent circuit anti-trust hearing such confidential matter as the income tax reports of Tony Sudekum, K. C.

(*Continued on Page* 9)

M-G-M Moves Trade Shows to Exchanges

M-G-M will shift its trade showings of the second block-of-five from theaters to screening rooms. It is understood that showings formerly held in cities other than exchange centers will be eliminated.

It is tentatively planned to begin the screenings of the second group on Aug. 25 and 26. This, however, will depend on the availability of several 20th Century-Fox screening rooms where the M-G-M showings will be held. Tradeshows will be held in 32 cities.

Canadian Odeon Circuit Adding More Theaters

Toronto—Odeon Theaters of Canada, Ltd., has acquired the Alexander Theater, in the Northern Quebec mining town of Rouyn, and the Alexander at Wallaceburg, Ont., from Tony Allevato, independent exhibitor. J. A. Giguerre, formerly

(*Continued on Page* 9)

Reviews Better Than Synopses

Myers Lauds Sears for Tradeshow Stand

Trade paper reviews and reviewing committee reports now being supplied to exhibitors as soon as the pictures are tradeshown, and before they are licensed, constitute full and complete synopses even better than those contemplated by the Neely bill, according to a bulletin issued by Abram F. Myers, Allied general counsel.

Myers expressed this opinion in

(*Continued on Page* 8)

13 New Pictures Start In Hollywood Studios

West Coast Bureau of THE FILM DAILY

Hollywood—Thirteen new pictures are scheduled to go into production this week.

At Columbia: Five shooting, including "The Lone Wolf's Double-cross," featuring Warren William

(*Continued on Page* 11)

Former FPC Prexy Said Talking Deal to Help in Financing UA Producers

Developments surrounding the United Artists executive setup took a surprising turn late last night when it was disclosed that N. L. Nathanson, former president of Famous Players Canadian, might assume a prominent role in the company's affairs.

Nathanson, it is learned, is talking a deal with UA officials whereby he would participate in the financing of a majority of the company's producers. Contemplated setup would also give UA much desired theater outlets in Canada.

Deal was discussed last week when Nathanson was in New York. Further conversations, it is understood, will be resumed late this week when the Canadian film executive returns here.

McCarthy, Bergman Resign from 20th-Fox

Resignations of Charles E. McCarthy, director of advertising and publicity for 20th Century-Fox, and Maurice Bergman, advertising manager, were announced yesterday. It was reported unofficially that Hal

(*Continued on Page* 11)

Fewer Closings Noted In Milwaukee Territory

Milwaukee — A check-up reveals closings in this territory to be smaller this Summer than for several

(*Continued on Page* 9)

Form Company for Television Films

One of the first companies formed to produce pictures solely for television has been incorporated in Albany. Firm is Motion Picture Television Corp. which will make shorts for advertisers who plan to use television commercially. Temporary headquarters are at 10 Rockefeller Plaza.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday Aug. 4)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6¼	6	6⅛	— ½
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	9⅞	9⅞	9⅞	+ ⅛
East. Kodak	141	140⅛	140⅛	— ⅜
do pfd.	....	....	....	.....
Gen. Th. Eq.	13⅝	13⅜	13⅝	+ ⅛
Loew's, Inc.	33⅞	33⅝	33⅞	.....
do pfd.	....	....	....	.....
Paramount	13⅛	13	13⅛	.....
Para. 1st pfd.	103	103	103	.....
Para. 2nd pfd.	11⅞	11¾	11¾	— ⅛
Pathe Film	14⅛	13⅞	14⅛	+ ⅛
RKO	3⅝	3½	3½	.....
RKO $6 pfd.	52	52	52	.....
20th Century-Fox	8	7¾	7⅞	+ ¼
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5¼	5	5⅛	+ ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	95¾	95¾	95¾	+ ¼
Warner Bros.' dbs. 6s48	96	95¾	95¾	— ¼

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	¼	7-32	¼	+1-16
Sonotone Corp.	....	....	....	.....
Technicolor	9¾	9⅝	9¾	+ ½
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	7¾	7½	7¾	+ ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63	66
Roxy Thea. Bldg. 4s 1st '57	60	63½

Beaudine, Mooney, Ray To Produce for PRC

West Coast Bureau of THE FILM DAILY

Hollywood—Martin Mooney and William Beaudine have been signed by Producers Releasing Corp. to produce "Mr. Celebrity," first of a series to be made by this unit. B. B. Ray also has been signed by PRC to produce "Dangerous Lady."

Charles Mayer Reports Biz Up in East Indies

Exclusion of German and French pictures from the Dutch East Indies has benefited American distributors, according to Charles Mayer, 20th-Fox manager for the territory, who reports business is on the increase.

Freezing of funds of nationals residing on the Islands has resulted also in theater building activity there, Mayer stated. There are, he estimated, 243 wired houses in the Dutch East Indies.

Growth of Malayan production has progressed slowly. According to the 20th-Fox manager, there are now about eight producers who each average three productions a year. First Malayan film ever produced was in 1938. Lack of star personalities and story material is their biggest handicap, Mayer said.

One trend observed by Mayer is that only big pictures are doing business. "You can't get people in the Dutch East Indies excited over the 'B' picture any longer," Mayer declared.

Although there are exchange restrictions in Dutch East Indies, they are not unduly severe and distribs. are realizing remittances from the territory, he said.

Mayer, who is on furlough, plans to remain in New York for about two months before returning.

SAG-Producer Modification Goes Into Effect Aug. 15

West Coast Bureau of THE FILM DAILY

Hollywood — Modification agreement between the Screen Actors Guild and producers which affects nearly everv class of actor and will give group more than $300,000 a year in added earnings and establish improved working conditions and other concessions, goes into effect August 15 subject to approval of the Guild membership by a majority vote.

Most important clause in the contract provides for a new basic wage of $10.50 for general extra work and means approximately $220,000 added annual earnings for general and atmosphere extras.

"Happy Birthday to You"
TELEGRAM

Robert Taylor	Robert Vignola
M. A. Lightman	Ann Morriss
Reginald Owen	A. C. Brauninger
Emanuel Cohen	Al Brauninger

Five New Soviet Films And Shorts Arrive Here

Five new Soviet film features and several art shorts and newsreels have just arrived here, according to Artkino Pictures, Inc, American distributors of Soviet films

The shipment includes: "A Day in the New World," a documentary cavalcade; "Valery Chkalov," a biography of the famous Soviet transpolar flier; "Yakov Sverdlov," the story of the first president of the Soviet Union and "My Love," an Ukranian love story. The American release of these films will follow "General Suvorov" and "Musical Story" which are now being readied for distribution

Artkino also confirmed a previous announcement about the first newsreels of the Soviet-Nazi war as now being en route. Their arrival in this country is expected shortly

Walt Disney to Produce For Canadian Government

Montreal—The Walt Disney studios will co-operate with the Canadian government in producing films to help support Canada's war effort, J. T. Thorson, chairman of the National Film Board, said yesterday. Robert Carr and U. B. Iwerks, studio representatives, arrived in Ottawa to discuss two projects on which the Disney studios expect to start work immediately. They will remain about a week for consultations with the National Film Board and other Government officials.

A series of films for the War Savings Committee featuring all Disney's most famous characters is first on the list. The second project is a military training film in cartoon technique to be made for the Minister of National Defense.

Pittsburgh Drivers Settle Strike for 5 Cents an Hour

Pittsburgh—Strike of the drivers of Exhibitors Service Co., which lasted 16 days, was settled yesterday contingent upon the machinists being paid for duration of the strike which, from present indications, will be agreed upon within the next day or two.

The drivers were asking 10 cents an hour increase, time and half for overtime and vacations with pay but settled on the basis of five cents an hour increase and received the other concessions demanded. They are expected to resume work not later than tomorrow.

Rose to England

David Rose, Paramount's managing director in England, arrived yesterday aboard the Twentieth Century from the Coast. Rose plans to leave Saturday by plane for London. On his arrival in England, Rose stated Paramount would start shooting on the long-talked about "The Admirable Crichton."

COMING and GOING

S. R. KENT is expected to return to his desk Aug. 15. He is vacationing in the Thousand Islands.

S. S. HOREN, 20th-Fox's manager for the Argentine, returns by plane Monday to Buenos Aires.

DICK CONDON, formerly with the Walt Disney office, arrived yesterday aboard the Twentieth Century from Chicago.

LOUIS PHILLIPS, Paramount attorney, returned to New York yesterday via the Twentieth Century.

ALEXANDER KORDA arrived yesterday from the Coast.

NICHOLAS M. SCHENCK arrived from the Coast yesterday morning.

HAL HORNE returned from Hollywood yesterday.

DAVID ROSE, Paramount's chief in Great Britain arrived from the Coast en route to England.

CARMEN MIRANDA is due here in mid-August to start rehearsals for a musical.

MYRNA LOY and her husband, **ARTHUR HORNBLOW**, arrived today from a Canadian fishing trip.

C. R. ABBEY, Rochester correspondent for THE FILM DAILY, is vacationing in Georgian Bay.

JOSEPH BERNHARDT is in Hollywood.

MRS. JAMES J. CORBETT, wife of the late champion, is due in Hollywood in two weeks to confer with Warner Bros. on the filming of her husband's life.

AL SACK, accompanied by **MRS. SACK**, of the Sack Amusement Enterprises of Dallas, arrived in New York yesterday for a week's stay on business.

Fred North Named RKO Branch Mgr. in Detroit

Ned E. Depinet of RKO Radio Pictures yesterday announced the appointment of Fred North to the post of branch manager at Detroit.

North's home has been in Detroit for many years and he is widely known in the film industry throughout the territory. He was head of the Detroit exchange for Warner Bros. until his recent resignation. He was at one time connected with First National in Detroit and was also engaged in the automobile business.

The appointment became effective yesterday.

"Andy Hardy Week" Set To Start on Aug. 14

M-G-M will release "Life Begins for Andy Hardy" during the week of Aug. 14 in 375 cities and plans have been set to designate the period as National Andy Hardy Week.

Campaign calls for proclamations by mayors and civic groups. Co-operation is being promised by radio stations, newspapers and local organizations.

La HIFF'S TAVERN
For Lunch, Dinner, or Supper
The Industry's
MEETING and EATING PLACE
156 W. 48th St. CHickering 4-4200

ERROL **FRED**

FLYNN · MacMURRAY

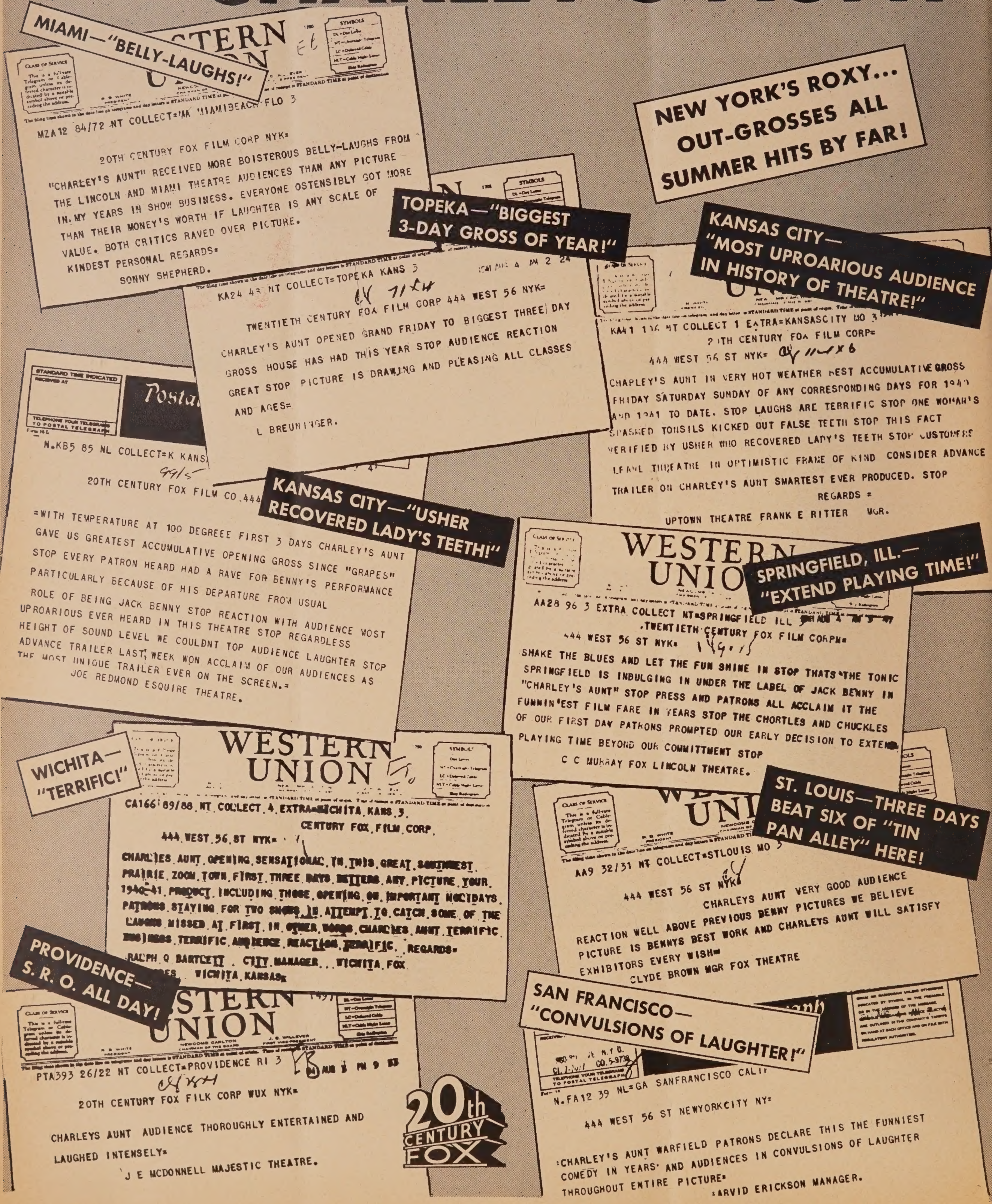
"DIVE BOMBER"

in unbelievably magnificent TECHNICOLOR

ERROL FLYNN
FRED MacMURRAY
in
"DIVE BOMBER"
In TECHNICOLOR
with
RALPH BELLAMY · ALEXIS SMITH
ROBERT ARMSTRONG · REGIS TOOMEY
ALLEN JENKINS
Directed by MICHAEL CURTIZ
Screen Play by Frank Wead & Robert Buckner
From a Story by Frank Wead
Music by Max Steiner
A Warner Bros.-First National Picture

Coming right up from *Warners!*

"CHARLEY'S AUNT"



MIAMI—"BELLY-LAUGHS!"

MZA12 84/72 NT COLLECT=MA MIAMIBEACH FLO 3

20TH CENTURY FOX FILM CORP NYK=

"CHARLEY'S AUNT" RECEIVED MORE BOISTEROUS BELLY-LAUGHS FROM THE LINCOLN AND MIAMI THEATRE AUDIENCES THAN ANY PICTURE IN MY YEARS IN SHOW BUSINESS. EVERYONE OSTENSIBLY GOT MORE THAN THEIR MONEY'S WORTH IF LAUGHTER IS ANY SCALE OF VALUE. BOTH CRITICS RAVED OVER PICTURE.

KINDEST PERSONAL REGARDS=

SONNY SHEPHERD.

NEW YORK'S ROXY... OUT-GROSSES ALL SUMMER HITS BY FAR!

TOPEKA—"BIGGEST 3-DAY GROSS OF YEAR!"

KA24 43 NT COLLECT=TOPEKA KANS 3 1941 AUG 4 AM 2 24

TWENTIETH CENTURY FOX FILM CORP 444 WEST 56 NYK=

CHARLEY'S AUNT OPENED GRAND FRIDAY TO BIGGEST THREE DAY GROSS HOUSE HAS HAD THIS YEAR STOP AUDIENCE REACTION GREAT STOP PICTURE IS DRAWING AND PLEASING ALL CLASSES AND AGES=

L BREUNINGER.

KANSAS CITY—"MOST UPROARIOUS AUDIENCE IN HISTORY OF THEATRE!"

KA41 136 NT COLLECT 1 EXTRA=KANSASCITY MO 3

20TH CENTURY FOX FILM CORP=

444 WEST 56 ST NYK=

CHARLEY'S AUNT IN VERY HOT WEATHER BEST ACCUMULATIVE GROSS FRIDAY SATURDAY SUNDAY OF ANY CORRESPONDING DAYS FOR 1940 AND 1941 TO DATE. STOP LAUGHS ARE TERRIFIC STOP ONE WOMAN'S SPASMED TONSILS KICKED OUT FALSE TEETH STOP THIS FACT VERIFIED BY USHER WHO RECOVERED LADY'S TEETH STOP CUSTOMERS LEAVE THEATRE IN OPTIMISTIC FRAME OF MIND CONSIDER ADVANCE TRAILER ON CHARLEY'S AUNT SMARTEST EVER PRODUCED. STOP

REGARDS =

UPTOWN THEATRE FRANK E RITTER MGR.

KANSAS CITY—"USHER RECOVERED LADY'S TEETH!"

N.KB5 85 NL COLLECT=K KANS

20TH CENTURY FOX FILM CO.444

=WITH TEMPERATURE AT 100 DEGREEE FIRST 3 DAYS CHARLEY'S AUNT GAVE US GREATEST ACCUMULATIVE OPENING GROSS SINCE "GRAPES" STOP EVERY PATRON HEARD HAD A RAVE FOR BENNY'S PERFORMANCE PARTICULARLY BECAUSE OF HIS DEPARTURE FROM USUAL ROLE OF BEING JACK BENNY STOP REACTION WITH AUDIENCE MOST UPROARIOUS EVER HEARD IN THIS THEATRE STOP REGARDLESS HEIGHT OF SOUND LEVEL WE COULDNT TOP AUDIENCE LAUGHTER STOP ADVANCE TRAILER LAST WEEK WON ACCLAIM OF OUR AUDIENCES AS THE MOST UNIQUE TRAILER EVER ON THE SCREEN.=

JOE REDMOND ESQUIRE THEATRE.

SPRINGFIELD, ILL.—"EXTEND PLAYING TIME!"

AA28 96 3 EXTRA COLLECT NT=SPRINGFIELD ILL

.TWENTIETH CENTURY FOX FILM CORPN=

444 WEST 56 ST NYK=

SHAKE THE BLUES AND LET THE FUN SHINE IN STOP THATS THE TONIC SPRINGFIELD IS INDULGING IN UNDER THE LABEL OF JACK BENNY IN "CHARLEY'S AUNT" STOP PRESS AND PATRONS ALL ACCLAIM IT THE FUNNIN'EST FILM FARE IN YEARS STOP THE CHORTLES AND CHUCKLES OF OUR FIRST DAY PATRONS PROMPTED OUR EARLY DECISION TO EXTEND PLAYING TIME BEYOND OUR COMMITTMENT STOP

C C MURRAY FOX LINCOLN THEATRE.

WICHITA—"TERRIFIC!"

CA166 89/88.NT.COLLECT.4.EXTRA=WICHITA.KANS.3.

CENTURY FOX.FILM.CORP.

444.WEST.56.ST NYK=

CHARLIES.AUNT.OPENING.SENSATIONAL.IN.THIS.GREAT.SOUTHWEST.PRAIRIE.ZOOM.TOWN.FIRST.THREE.DAYS.BETTERS.ANY.PICTURE.YOUR.1940-41.PRODUCT.INCLUDING.THOSE.OPENING.ON.IMPORTANT.HOLIDAYS.PATRONS.STAYING.FOR TWO SHOWS.IN.ATTEMPT.TO.CATCH.SOME.OF THE LAUGHS.MISSED.AT.FIRST.IN.OTHER.WORDS.CHARLIES.AUNT.TERRIFIC.BUSINESS.TERRIFIC.AUDIENCE.REACTION.TERRIFIC. REGARDS=

RALPH G BARTLETT. CITY.MANAGER..WICHITA.FOX ES. WICHITA.KANSAS

ST. LOUIS—THREE DAYS BEAT SIX OF "TIN PAN ALLEY" HERE!

AA9 32/31 NT COLLECT=STLOUIS MO 3

444 WEST 56 ST NYK

CHARLEYS AUNT VERY GOOD AUDIENCE REACTION WELL ABOVE PREVIOUS BENNY PICTURES WE BELIEVE PICTURE IS BENNYS BEST WORK AND CHARLEYS AUNT WILL SATISFY EXHIBITORS EVERY WISH=

CLYDE BROWN MGR FOX THEATRE

PROVIDENCE—S. R. O. ALL DAY!

PTA393 26/22 NT COLLECT=PROVIDENCE RI 3 AUG 3 PM 9 53

20TH CENTURY FOX FILK CORP WUX NYK=

CHARLEYS AUNT AUDIENCE THOROUGHLY ENTERTAINED AND LAUGHED INTENSELY=

J E MCDONNELL MAJESTIC THEATRE.

SAN FRANCISCO—"CONVULSIONS OF LAUGHTER!"

N.FA12 39 NL=GA SANFRANCISCO CALIF

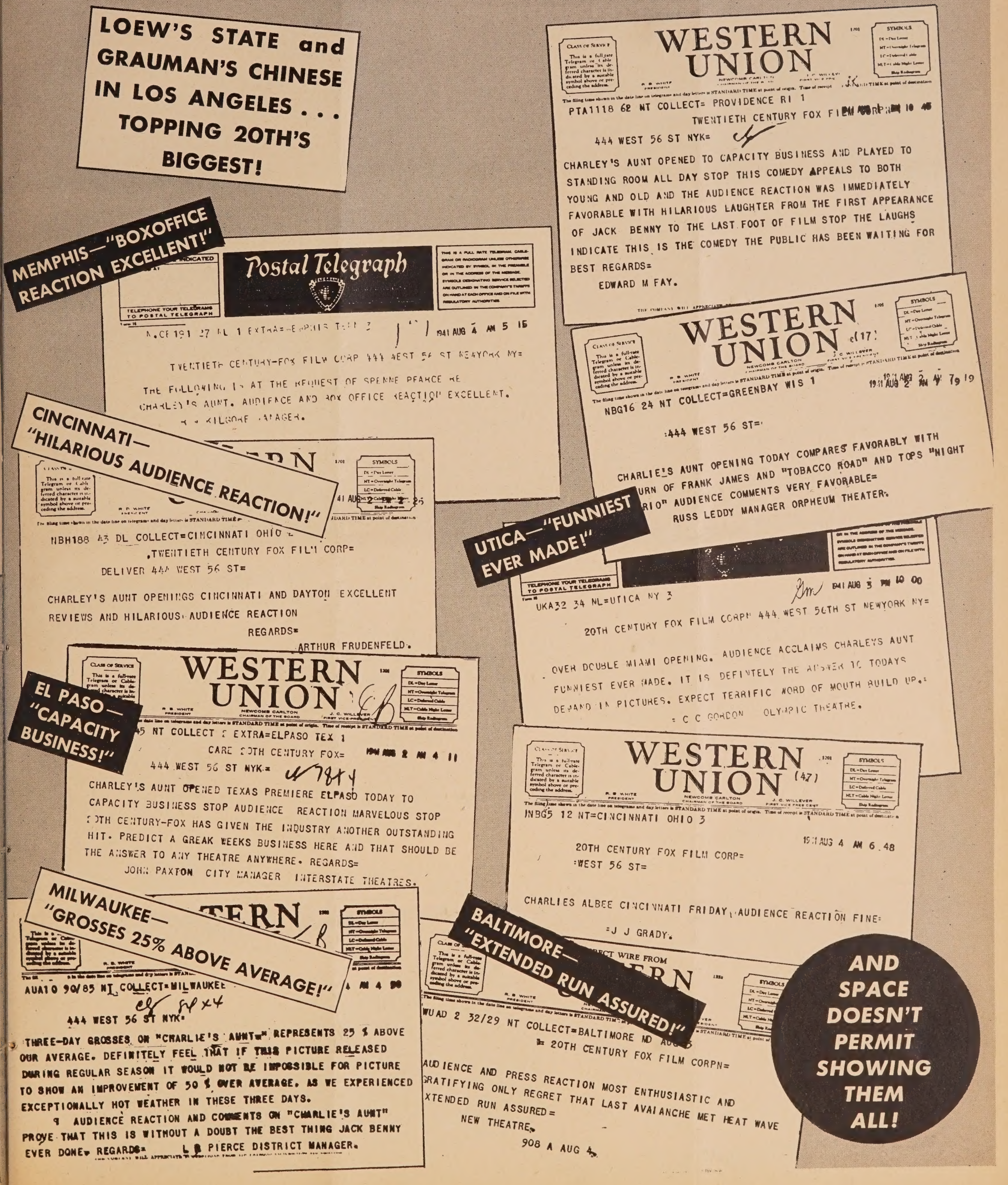
444 WEST 56 ST NEWYORKCITY NY=

CHARLEY'S AUNT WARFIELD PATRONS DECLARE THIS THE FUNNIEST COMEDY IN YEARS AND AUDIENCES IN CONVULSIONS OF LAUGHTER THROUGHOUT ENTIRE PICTURE=

ARVID ERICKSON MANAGER.

20th CENTURY FOX

-- BOXOFFICE SWEETHEART!



LOEW'S STATE and GRAUMAN'S CHINESE IN LOS ANGELES . . . TOPPING 20TH'S BIGGEST!

WESTERN UNION

PTA1118 62 NT COLLECT= PROVIDENCE RI 1

TWENTIETH CENTURY FOX FILM CORPN

444 WEST 56 ST NYK=

CHARLEY'S AUNT OPENED TO CAPACITY BUSINESS AND PLAYED TO STANDING ROOM ALL DAY STOP THIS COMEDY APPEALS TO BOTH YOUNG AND OLD AND THE AUDIENCE REACTION WAS IMMEDIATELY FAVORABLE WITH HILARIOUS LAUGHTER FROM THE FIRST APPEARANCE OF JACK BENNY TO THE LAST FOOT OF FILM STOP THE LAUGHS INDICATE THIS IS THE COMEDY THE PUBLIC HAS BEEN WAITING FOR

BEST REGARDS=

EDWARD M FAY.

MEMPHIS—"BOXOFFICE REACTION EXCELLENT!"

Postal Telegraph

TELEPHONE YOUR TELEGRAMS TO POSTAL TELEGRAPH

N.CF191 27 NL 1 EXTRA=MEMPHIS TENN 3 1941 AUG 4 AM 5 15

TWENTIETH CENTURY-FOX FILM CORP 444 WEST 56 ST NEWYORK NY=

THE FOLLOWING IS AT THE REQUEST OF SPENNE PEARCE RE CHARLEY'S AUNT. AUDIENCE AND BOX OFFICE REACTION EXCELLENT.

R . KILGORE MANAGER.

WESTERN UNION

NBG16 24 NT COLLECT=GREENBAY WIS 1 1941 AUG 2 PM 7 19

:444 WEST 56 ST=

CHARLIE'S AUNT OPENING TODAY COMPARES FAVORABLY WITH "RETURN OF FRANK JAMES AND "TOBACCO ROAD" AND TOPS "NIGHT ... RIO" AUDIENCE COMMENTS VERY FAVORABLE=

RUSS LEDDY MANAGER ORPHEUM THEATER.

CINCINNATI—"HILARIOUS AUDIENCE REACTION!"

NBH188 43 DL COLLECT=CINCINNATI OHIO 2

.TWENTIETH CENTURY FOX FILM CORP=

DELIVER 444 WEST 56 ST=

CHARLEY'S AUNT OPENINGS CINCINNATI AND DAYTON EXCELLENT REVIEWS AND HILARIOUS AUDIENCE REACTION

REGARDS=

ARTHUR FRUDENFELD.

UTICA—"FUNNIEST EVER MADE!"

TELEPHONE YOUR TELEGRAMS TO POSTAL TELEGRAPH

UKA32 34 NL=UTICA NY 3 1941 AUG 3 PM 10 00

20TH CENTURY FOX FILM CORPN 444 WEST 56TH ST NEWYORK NY=

OVER DOUBLE MIAMI OPENING. AUDIENCE ACCLAIMS CHARLEYS AUNT FUNNIEST EVER MADE. IT IS DEFINTELY THE ANSWER TO TODAYS DEMAND IN PICTURES. EXPECT TERRIFIC WORD OF MOUTH BUILD UP.=

= C C GORDON OLYMPIC THEATRE.

EL PASO—"CAPACITY BUSINESS!"

WESTERN UNION

...45 NT COLLECT 2 EXTRA=ELPASO TEX 1

CARE 20TH CENTURY FOX= 1941 AUG 2 AM 4 11

444 WEST 56 ST NYK=

CHARLEY'S AUNT OPENED TEXAS PREMIERE ELPASO TODAY TO CAPACITY BUSINESS STOP AUDIENCE REACTION MARVELOUS STOP 20TH CENTURY-FOX HAS GIVEN THE INDUSTRY ANOTHER OUTSTANDING HIT. PREDICT A GREAK WEEKS BUSINESS HERE AND THAT SHOULD BE THE ANSWER TO ANY THEATRE ANYWHERE. REGARDS=

JOHN PAXTON CITY MANAGER INTERSTATE THEATRES.

WESTERN UNION

INBG5 12 NT=CINCINNATI OHIO 3

1941 AUG 4 AM 6.48

20TH CENTURY FOX FILM CORP=

:WEST 56 ST=

CHARLIES ALBEE CINCINNATI FRIDAY AUDIENCE REACTION FINE=

=J J GRADY.

MILWAUKEE—"GROSSES 25% ABOVE AVERAGE!"

AUA10 90/85 NT COLLECT=MILWAUKEE ... AM 4 90

444 WEST 56 ST NYK=

THREE-DAY GROSSES ON "CHARLIE'S AUNT" REPRESENTS 25 % ABOVE OUR AVERAGE. DEFINITELY FEEL THAT IF THIS PICTURE RELEASED DURING REGULAR SEASON IT WOULD NOT BE IMPOSSIBLE FOR PICTURE TO SHOW AN IMPROVEMENT OF 50 % OVER AVERAGE. AS WE EXPERIENCED EXCEPTIONALLY HOT WEATHER IN THESE THREE DAYS.

¶ AUDIENCE REACTION AND COMMENTS ON "CHARLIE'S AUNT" PROVE THAT THIS IS WITHOUT A DOUBT THE BEST THING JACK BENNY EVER DONE. REGARDS= L B PIERCE DISTRICT MANAGER.

BALTIMORE—"EXTENDED RUN ASSURED!"

DIRECT WIRE FROM WESTERN UNION

WU AD 2 32/29 NT COLLECT=BALTIMORE MD AUG 3

= 20TH CENTURY FOX FILM CORPN=

AUDIENCE AND PRESS REACTION MOST ENTHUSIASTIC AND GRATIFYING ONLY REGRET THAT LAST AVALANCHE MET HEAT WAVE EXTENDED RUN ASSURED=

NEW THEATRE.

908 A AUG 4.

AND SPACE DOESN'T PERMIT SHOWING THEM ALL!

RKO RADIO PICTURES, INC.
RKO BUILDING
NEW YORK

OFFICE OF THE
PRESIDENT

July 30, 1941

Mr. Samuel Goldwyn
Samuel Goldwyn, Inc.
7210 Santa Monica Blvd.
Los Angeles, Cal.

Dear Sam:

I have just had a very great experience...I have seen Bette Davis in "The Little Foxes."

I think it is your masterpiece.

The box-office value of this picture - from a famous stage play - with a star such as Miss Davis...and produced by you...was obvious before a camera turned. But you have given us something more than a certain success. You have given us a sensation.

"The Little Foxes" has all of the deep emotional quality of your greatest productions. And again you have given us a brilliant portrait of an unforgettable woman, as you did in "Stella Dallas".

This picture makes me prouder than ever of your association with us - more confident than ever of other great attractions coming from you under the RKO Radio banner.

My congratulations to you are heartfelt. Will you please convey also to Miss Davis, to Director William Wyler, to Cameraman Gregg Toland, and to all of the members of your splendid organization, my admiration of their remarkable achievement in actually heightening the dramatic effect of Miss Lillian Hellman's already highly dramatic play.

And I am particularly grateful to you for introducing to the screen the seven newcomers, including Miss Teresa Wright, who make such brilliant debuts in this picture.

In conclusion, I want you to know that I am ready personally to assure any exhibitor, in any type of theatre, that he will get one of the soundest pieces of box-office merchandise in his career when he gets "The Little Foxes."

With kindest regards,

Sincerely,

George

G. J. Schaefer

RELEASE DATE
AUGUST 29TH

OPENING AT
RADIO CITY
MUSIC HALL
AUGUST 21ST

SAMUEL GOLDWYN
Presents
BETTE DAVIS
in
THE LITTLE FOXES

with
HERBERT MARSHALL
TERESA WRIGHT • RICHARD CARLSON

Directed by **WILLIAM WYLER**
From the Stage Success by ***Lillian Hellman***
Distributed by RKO RADIO Pictures, Inc.

A DEFENSE FILM WITH EVERY PROGRAM

Brandt Says Arb'n Needs Overhauling

The entire arbitration set-up needs an overhauling so that all of the trade practices of the industry may come under an arbitration board's rulings, in the opinion of Harry Brandt, ITOA president, who commented on the first six months of the system's operation. All exhibitors should be allowed to arbitrate.

Said Brandt: "The paucity of arbitration cases under the consent decree to date attests to the ineffectiveness of the system as set up by the Government. Exhibitors, because of the many restrictions imposed as to what may be arbitrated, have therefore determined to try to work out their salvation as best they can. Then, too, only certain exhibitors may arbitrate, which discriminates against many other theater owners who have legitimate claims to present to an arbitration board."

Davidson With Quarterly

Michael Davidson, who formerly wrote and produce the Ripley "Believe It Or Not Show" and more recently handled special radio broadcasts and national and local publicity for Walt Disney, is now handling promotion for "The Country Book," a new national quarterly.

Havana Firm Folds

Havana—After several months of operation here, the Compania Nacional de Peliculas S. A., distributing company, has closed and sold its stocks to Diamond Films S. A.

TO THE COLORS!

Burton, O.—Irving Field, for two years manager of the Colonial Theater, Burton, has been called for service, and is succeeded by Patricia Ochs, of Cleveland.

Clyde, O.—Paul Cleveland, manager of the Clyde Theater, has been accepted for training as a Flying Cadet.

Cleveland—Vernon Hobbs, of National Theater Supply Co., until called into the U. S. service, has arrived in the Philippine Islands.

Rochester—Nathaniel G. Parks, formerly with Eastman Kodak, is now attached to the 209th Coast Artillery (AA) at Camp Stewart, Ga.

Rochester—William C. Schipper and Nelson Furner, both formerly with Eastman Kodak Company, are now serving in the army. Schipper is at Camp Davis, while Furner is at Camp Blanding, Fla. Furner was recently injured on the firing range at the camp.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● TAKE your choice......—you can file this one......under evolution or devolution......depending on your viewpoint:......We have on our desk-top a dispatch from San Francisco......which reveals ......that cold chills and hot coffee plus doughnuts......constitutes the new Friday night policy......at the Grand......Frisco nabe...... First program......presented "Frankenstein" and "Dracula"......and a free meal to boot......all for the sum of two bits......One exhib. in an opposition stand......tosses disgustedly his arms heavenward...... and sez:......"What the hell!......When I went into this game...... it was the motion picture business......Then I found myself selling dishes......Now, I suppose I'll have to start filling the dishes"...... Phil M. avers that if you can get 'em to come in at midnight......with a bonus of a couple of sinkers......and a mug of Java......it's better'n leavin' customers out in the cold......and giving the b.o. the chills.....

▼ ▼ ▼

● ● ● *BY the same token......we're stringin' along...... with a certain Chicago theater manager......who upon discovering that the City Clerk......Ludwig D. Schreiber...... had sold 50,000 dog license tags......so far this year (breaking all Chi. records)......is toying with the idea of installing a "yelping room" ......in his theater......so the young army of juvenile patrons ......can park their pooches......while they themselves......attend the matinees....If there were fewer suggestions......and more of 'em actually tried......"takes" would probably be a lot better......It's a funny thing how most of us......are tempted to put up a scrap......resisting new and novel ideas......*

▼ ▼ ▼

● ● ● TO switch for a jiffy......from bringin' folks into movie stands......we have another Frisco dispatch......with the opposite twist......—bringing movies to incarcerated audiences......Just this past week......75 men saw their first talkie......the auditorium being San Quentin Prison's mess hall......The 75 were lifers......who started their stretches......before sound pix bowed......According to Warden Clinton Duffy......some of the boys broke down and cried......during the program......which included "Broadway Melody of 1940"...... a Mickey Mouse......and a news reel supplied by Ellis Levy......of San Francisco's Telenews Theater......Warden Duffy said that "lobby comment"......—or what amounts to that under the circumstances— ......was generally typified by the ejaculation of a lifer, Arthur Tate: ......"Gee, the world sure has changed since I was outside!"...... The men bought the projection machine......out of their own welfare fund......George Bowles, manager of the Golden Gate Theater, donated an old screen......plus other pieces of necessary equipment......which he dug up around his theater......

▼ ▼ ▼

● ● ● *IT pays to do a job well......Witness the case of Gene Curtis......former publicity chief for the Schine circuit ......up Gloversville way......and more recently mgr. of the chain's Paramount in Syracuse........He was assigned to Sally Rand (hey, hey!)......as publicity representative......when she recently toured that circuit......Gene grabbed so much 'tention ......and so many agate lines......on the Rand behalf......that she wanted him to continue on with her to the West Coast...... So Gene dropped-in t'other day a tthe Schine h.o. to say g'bye ......with a lush contract in his jeans......Sally must be the envy of every entertainer......'cause she's one......who'll always have......her fans......*

Myers Says Reviews Better Than Synopses

(Continued from Page 1)

commenting on the offer of Grad Sears, Warners' general sales manager, to show pictures at a time that will be convenient to exhibitors and to arrange private screenings.

Myers said it was gratifying "to learn that one film executive realizes the hardships incident to attendance at the one-a-day screenings which have been held thus far." He added that he hoped others would follow Sears' lead in improving conditions. Myers declared that "much money could have been saved as well as the unfavorable publicity that resulted from criticism" if the distributors had consulted with organized exhibitors before scheduling the first tradeshowings.

Continuing, Myers said:

"It is a pity that in all the criticism of exhibitors, resulting in publicity which will do the industry no good, there has been no recognition of the fact that whether the exhibitors attend the screenings or not, blind buying has been outlawed for the time being.

"It seems unlikely that a final decree similar to the consent decree can be imposed on Columbia, United Artists and Universal before June 1, 1942. If not, the provisions relating to tradeshowings and blocks-of-five will be suspended. During this experimental period of one year all should join in making the new system operate with a minimum of hardships. Grad Sears has shown the way and it is safe to say that others will follow."

Pack "York" Tradeshow

Buffalo — Overflow crowd of 45 exhibs. from Syracuse, Rochester, Skaneateles, Niagara Falls and first and subsequent-runs, jammed Fox screening room Monday for "Sergeant York" tradeshow, Warners first here under the consent decree. Consensus of exhibs. reported to be that "York" belongs in roadshow classification.

New Tax Bill Would Hit Pix Corporations

Washington Bur., THE FILM DAILY

Washington — New tax bill, adopted yesterday by the House by a vote of 369 to 40 and which now goes to the Senate, would hit motion picture corporations through both, normal income tax and excess profits tax. The two levies on corporations are expected to raise $1,322,900,000 of the $3,206,200,000 total fixed by the bill. Deletion of the mandatory joint return of husband and wife reduces the total of the tax bill by an estimated $323,000,000.

Court Asks 24 Hours For Crescent Ruling

(*Continued from Page* 1)

Stengel, R. E. Baulch, principals, and of the corporations involved, Judge Elmer D. Davies asked another 24 hours before finally ruling on defense objection Friday to the introduction of such matter, but during a day of almost constant legal arguments between Robert L. Wright and D of J associate counsel and the several defense counsel groups, Judge Davies intimated that he would probably admit no more of the income tax reports than a general balance sheet, not including the highly confidential and informing detailed reports which Wright sought to introduce.

Defense Attorney George H. Armistead contends that any such statements of profits or assets are unreliable as indicating "size and scope" of the Crescent Circuit and affiliates or to "show the profit possibilities of the combine" as suggested by Wright.

Armistead's contention was based on the obvious facts that these theaters and combinations are making money from other than box office receipts which alone relate to film rentals and exhibition of pictures. There are incomes from popcorn and candy concession, sales of screen advertising and promotional tie-ups, rental of store spaces in theater buildings and other sources. Defense counsel insists that any reduction in rental of films, brought about by combined buying, as a result of favorable franchises, would represent only a trifling part of the earnings of the theater.

Defense attorneys say that Crescent Amusement and affiliated exhibitor corporations and the distributor groups involved will offer their defense testimony jointly and not separately for the sake of saving time and that a week will be necessary for presentation of the case for the defense. Argument of attorneys must follow that and Judge Davies asks 24 hours in which to render his decision.

Virginia MPTO Names Legislative Committee

Richmond, Va.—At a board meeting of the MPTO of Virginia held here last week, William F. Crockett, president, announced that the following members of the association had been appointed to serve on the legislative committee for the coming year: Charles A. Somma, chairman; Morton G. Thalhimer, vice-chairman! Nat Glasser, Herman Rubin, Hunter Perry, Benjamin T. Pitts, Charles Roth, Ellison Loth, Sydney Gates, Julian Brylawski, C. L. Abercrombie, C. C. Lincoln, Sam Bendheim Jr., Harold Wood, A. Frank O'Brien, Rives S. Brown, Allen Sparrow, R. C. Overbey and Elmore Heins.

Nicholas Schenck Says M-G-M Would Aid In Any Move to Eliminate Twin Features

Approval of any movement toward re-establishing single features was expressed by Nicholas M. Schenck, on his arrival from the Coast.

"Naturally we would like to see them," the M-G-M president declared as he arrived from the Coast aboard the Twentieth Century. "We would be glad to co-operate with any exhibitors or exhibitors' groups in action for that purpose."

Fewer Closings Noted In Milwaukee Territory

(*Continued from Page* 1)

years past. Reason exhibitors have hung on, despite a reported rejection of their plea for relief from the projectionists' union, has been the hope that defense spending would find its way to the box-office.

Although industrial activity in the local area showed an increase in June for the twelfth consecutive month, business at the theaters continues spotty. According to the Wisconsin Industrial Commission, factory jobs here totaled 110,000 in June, a gain of 2,600 over May and an increase of 26,300 over June in 1940.

Payrolls in June ran to $3,708,000 weekly this year, $139,000 more than in May and $1,310,000 above June of last year. This has meant an average weekly pay check of $33.96 against an average of $29.03 per week for the man in the shop in 1929.

Industrialists declare that the end is not yet in sight and that with defense contracts continuing to roll in, record payrolls will continue to be earned by factory workers.

Daylight Saving Time Proclaimed for Virginia

Richmond, Va.—Governor James T. Price has formally proclaimed daylight saving time for Virginia from midnight Aug. 10 to midnight Sept. 28, and has called on the mayors of Virginia's 24 cities for co-operation.

The Governor said he had put in the termination date to coincide with the date already set by North Carolina, but said that could be changed in light of developments. At first he had planned to set no limit.

The proclamation is persuasive as far as cities, counties and towns are concerned, but is binding on all agencies and institutions of the state government.

Only Tax Tokens Barred As Aluminum Admission

Montgomery, Ala. — "Everything accepted except State luxury tax tokens" is the slogan for admish to aluminum matinees, sweeping the state in the national defense effort under sponsorship of Alabama Theaters, Inc., and civic organizations in towns where theaters are located.

Canadian Odeon Circuit Adding More Theaters

(*Continued from Page* 1)

of the Grand Theater, Sudbury, Ont., has been appointed manager of the theater at Rouyn.

Toronto theaters which have officially joined the Odeon circuit during the past few days include the Grant and King's Playhouse, operated by Hyman King; and the Esquire, Mayfair and Aster, owned by Sam Firestone, who was formerly prominent as an officer of the Independent Theaters Association of Ontario.

"Toots" Chapman Retiring

Detroit—J. L. (Toots) Chapman, who has been in poor health, is selling the Lincoln Theater at Sebewaing to the Adham Brothers, operators of a circuit in the Thumb District, and retiring from active management for the time being, effective Aug. 13.

Fix Clearance Based On Admission Prices

(*Continued from Page* 1)

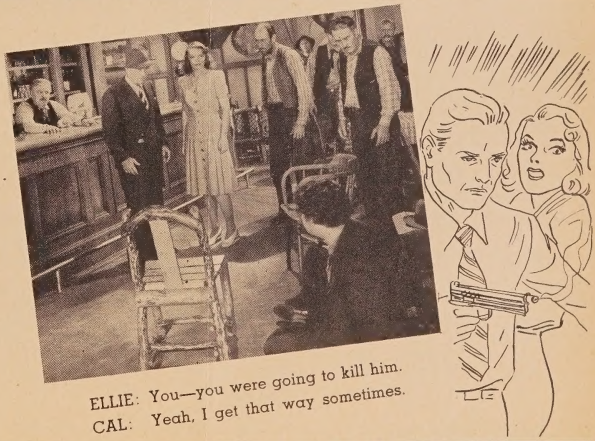
ance of 14 days granted the Jeffris over the Rex by Paramount to be "in certain respects unreasonable," Whelan ruled that in future contracts Paramount could give a maximum clearance of only seven days to the Jeffris where both houses played to the same adult admission price after 6 p.m.; 10 days where Jeffris admission was 5 cents higher than the Rex, and 14 days if the Jeffris charged 10 cents or more than the Rex admission

That part of the complaint against Paramount, which read "and is improperly refusing to deliver prints of motion pictures contracted for said Rex until said pictuees have been exhibited at the Jeffris" was dismissed by Whelan. This was the local board's first case and since recent settlement of its second case, leaves the board without any cases on the calendar.

Mrs. Capra's Mother Dead

West Coast Bureau of THE FILM DAILY

Hollywood — Mrs. Florence Warner, Mrs. Frank Capra's mother, died last week following an operation at the Oceanside Hospital, Oceanside, Calif.



ELLIE: You—you were going to kill him.
CAL: Yeah, I get that way sometimes.

CITADEL OF CRIME

ROBERT ARMSTRONG • FRANK ALBERTSON
LINDA HAYES
RUSSELL SIMPSON
SKEETS GALLAGHER
Original screen play by Don Ryan
GEORGE SHERMAN — *Director*

A Republic PICTURE

Asks Probe of Pix's "War Propaganda"

(*Continued from Page* 1)

will see early action is enhanced by the fact that Senator Burton K. Wheeler of Montana is chairman of the committee, which also contains several other well-known non-interventionists. However, prospects of early recess might stave off action.

The bill which Clark introduced on behalf of himself and Senator Nye states that

"Whereas the motion picture screen and the radio are the most potent instruments of communication of ideas; and

"Whereas numerous charges have been made that the motion picture and the radio have been extensively used for propaganda purposes designed to influence the public mind in the direction of participation in the European war; and

"Whereas all this propaganda has been directed to one side of the important debate now being held, not only in Congress but throughout the country; and

"Whereas this propaganda reaches weekly the eyes and ears of a hundred million people and is in the hands of groups interested in involving the United States in war; therefore be it

"Resolved, that the Committee on Interstate Commerce, or any duly authorized sub-committee thereof, is authorized and directed to make, and to report to the Senate the results of, a thorough and complete investigation of any propaganda disseminated by motion pictures and radio or any other activity of the motion picture industry to influence public sentiment in the direction of participation by the United States in the present European war."

Fleischman Advanced

Miami, Fla.—Harry Fleischman, formerly manager of the Strand, Miami Beach, has been named manager of all the neighborhood houses in the Wometco circuit. This puts him in charge of the six outlying houses.

Saxon Heads Film Fun

Chuck Saxon has succeeded Vic Bloom as editor of Dell Publishing Co.'s Film Fun. Bloom moves to Columbia Publications.

WEDDING BELLS

Elkhorn, Wis.—June Ward, cashier at the Sprague theater here, was married recently to Perry Spencer.

Cincinnati—Warner's Thelma Watkins announced her engagement to Richard Yockey.

REVIEWS OF NEW FILMS

"The Deadly Game"

starring Charles Farrell and June Lang
with John Miljan, Bernardene Hayes
(HOLLYWOOD PREVIEW)

Monogram 65 Mins.

TIMELY ACTION MELODRAMA HOLDS INTEREST. CHARLES FARRELL PLEASES IN SCREEN RETURN.

Here is good action melodrama that holds interest to the end. Director Phil Rosen has kept the action moving nicely, while praise is also due Producer Dixon R. Harwin and Associate Producer Barney A. Sarecky. Wellyn Totman contributed a timely, interesting screenplay.

The picture marks Charles Farrell's return to the screen and he gives a pleasing performance as a Government agent, who tracks down a gang of Nazi operators. Bernardene Hayes does excellent work, while John Miljan is convincing as the leader of the German spies. June Lang is decorative and capable as the love interest opposite Farrell. Tom Herbert supplied most of the comedy, and John Dilson, David Clarke and J. Arthur Young are among the principals.

Miljan and his aides kidnap Young, an inventor of a device to combat night air raids. Farrell, who is in love with June Lang, his daughter, does some clever detective work and runs Miljan and his operators to earth.

CAST: Charles Farrell, June Lang, John Miljan, Bernardene Hayes, David Clarke, John Dilson, Dave O'Brien, J. Arthur Young, Tom Herbert, Ottola Nesmith, Fred Gierman, Hans Von Morhart, Walter Bonn, William Vaughn, John Harmon.

CREDITS: Producer, Dixon R. Harwin; Associate Producer, Barney A. Sarecky; Director, Phil Rosen; Screenplay, Wellyn Totman; Cameraman, Arthur Martinelli; Film Editor, Martin G. Cohn; Art Director, Charles Clague; Sound Engineer, Glen Glenn.

DIRECTION, Good. PHOTOGRAPHY, Good.

Three San Diego Houses Go Single for "Bomber"

For the first time in some years, the three Fox West Coast first-run houses in San Diego will simultaneously revert to single-bill policy when Warner Bros.' Technicolor feature, "Dive Bomber," has its triple world premiere at the three theaters Aug. 12.

The theaters where picture will be premiered and then single-billed are the Fox, State and Plaza. At the Fox, navy officers and men, many of whom participated in filming of picture, will constitute the entire audience.

Hold "Shepherd of Hills"

With Saturday and Sunday receipts at the New York Paramount reaching $22,000, "The Shepherd of the Hills" will complete its first week tonight with receipts of approximately $46,500, according to Robert M. Weitman, manager of the theater. The picture starts its second week at the Paramount tomorrow.

"The Terror"

with Wilfrid Lawson, Linden Travers,
Bernard Lee

Alliance Film 63 Mins.

SLIGHTLY DATED BRITISH MELODRAMA THAT MANAGES TO GENERATE SUFFICIENT SUSPENSE.

Mysterious passageways, sliding doors and hooded figures are dusted off and used with only a fair amount of success in this melodrama. Suspense is of the lackadaisical kind and hardly of a spine-tingling nature. As fine an actor as Wilfrid Lawson finds it difficult to make much of his role as the mad criminal.

Based on one of Edgar Wallace's murder mysteries, the yarn is about a mad criminal who waits 10 years to commit the perfect crime. Bane of all the trouble is some loot hidden in the crypt of a former priory. The house at which he resides has been transformed into a large inn.

Center of the love interest is Linden Travers. She is the object of affection on part of the criminal and the Scotland Yard sleuth. After a number of murders are committed, the Yard traps the criminal. Alastair Sim, a good character comedian, does an exemplary bit as one of the criminals who attempts to get his share of the loot. Acting of the male lead, Bernard Lee, as the drunken detective is of the amateur variety.

CAST: Wilfrid Lawson, Bernard Lee Arthur Wontner, Linden Travers, Henry Oscar, Alastair Sim, Iris Hoey, Lesley Wareing, Stanley Latbury, John Turnbull, Richard Murdoch, Edward Lexy.

CREDITS: Director, William Bird; Screenplay, William Freshman; Original Story, Edgar Wallace.

DIRECTION, Fair. PHOTOGRAPHY, Fair.

Circuits Book Mono.'s "Bowery Blitzkrieg"

Monogram's "Bowery Blitzkrieg" has already established an outstanding record of circuit bookings although its national release date is Aug. 1. The State Lake theater in Chicago has booked the Monogram feature for the week of Aug. 15 and 40 houses of the Warners circuit in the Pittsburgh area are set to start playing it Aug. 30.

Important circuits which have already contracted for "Bowery Blitzkrieg" include Balaban & Katz; Essaness; Schoenstadt and the Great States.

Included in the list of circuits which have just closed for Monogram Pictures' lineup for the current season are the Co-operative circuit, Cleveland (all theaters) and the entire Schoenstadt theater circuit in Chicago.

Colli on Tour

Havana—Peter Colli, Latin-America supervisor of the Warner Bros. has left Havana for a tour of the Warner's branches in Puerto Rico, Venezuela, Panama, Trinidad and other countries. He will be back within two months.

Will Not Release Rodgers—Schenck

(*Continued from Page* 1)

ment made last week to THE FILM DAILY correspondent on the Coast that Rodgers has not requested his release from the contract which has three years to run.

"He has to live up to it," Schenck added.

Wm. Rovner Dies

Philadelphia—William Rovner, 40, was buried yesterday. Rovner, who died of a heart attack Sunday, operated theaters in Berlin and Laurel Springs, N. J. He is survived by his wife and five-months old boy.

RECEIVER'S SALE
By order of
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

ABRAHAM AXELROD, ASSIGNEE OF
HAR-RAN, INC.
(formerly Hiltz & Co., Inc.)
Plaintiff,
—vs—
FILM AUTOMATIC MACHINE CORP.,
a corporation,
Defendant

By virtue of an order made by the United States District Court, District of New Jersey, in the above stated cause, bearing date July 21, 1941, I shall sell at public auction to the highest bidder,

ON AUGUST 7, 1941
AT 2:00 O'CLOCK
IN THE AFTERNOON
on said date, in the
JURY ASSEMBLY ROOM
3rd FLOOR
POST OFFICE BUILDING
FEDERAL SQUARE
NEWARK, NEW JERSEY

all the right, title and interest of the receiver in and to the tangible property located on the premises of the Bloomfield Tool Corp., 17 Nelson Place, Bloomfield, New Jersey, consisting of three new machines 2,000′ reel capacity, three used machines 2,000′ reel capacity, five 2,000′ reel machines about 70% completed, fourteen 1,000′ reel machines about 85% completed, eleven 1,000′ reel machines about 50% completed, parts for approximately sixty machines but not including motors or cabinets, eight machines located on premises of the Big U Film Exchange, 11th floor, 630—9th Avenue, New York City, eight machines located on premises of Columbia Pictures Co., 9th floor, 630—9th Avenue, New York City, eight machines located on premises of the RKO Film Co., 8th floor, 630—9th Avenue, New York City, eight machines located on premises of Columbia Pictures Co. 1st floor, 1232 Vine Street, Philadelphia, Pennsylvania, together with the interest of the receiver in and to certain lease agreements made with the Big U Film Exchange, Columbia Pictures Co. and other equipment located at the plant of Bloomfield Tool Corp., 17 Nelson Place, Bloomfield, New Jersey.

This property will be sold to the highest bidder subject to confirmation by the court, the terms to be announced at the sale.

Edward Echwartz, Receiver for Film Automatic Machine Corp., 744 Broad St., Newark, New Jersey, MArket 2-2433.

Joseph L. Lippman,
Solicitor of Complainant
17 Academy St.,
Newark, N. J.

Mills Novelty Biz Soars Skyward 70%

Chicago—Mills Novelty Co., from present indications, will show a record 1941 business volume of some $15,000 000, or an increase of approximately 70 per cent over the $9,000.000 in 1940, according to Fred L. Mills, president. He declares that if the organization is able to get enough raw material for its Panorams and vending machines, the '41 figure may go even higher.

Current, the company is turning out 75 Panorams daily, plus 200 vending machines, as a result of having increased factory forces by about 30 per cent since the first of the year. Bids have also been submitted for national defense orders.

The present manufacturing pace, with resulting income, he asserts, is attributable in a large measure to Panoram production.

13 New Pictures Start In Hollywood Studios

(Continued from Page 1)

and Ruth Ford. Jack Fier producing with Edward Dmytryk directing. Also "Royal Mounted Patrol," featuring Charles Starrett and Russell Hayden, with Lambert Hillyer directing for Producer William Berke.

At M-G-M: Nine shooting, including "H. M. Pulham," with Hedy Lamarr,. Robert Young, Ruth Hussey and Van Heflin; King Vidor handles the chore.

At Paramount: Eight shooting including "Fly by Night" featuring Nancy Kelly and Richard Carlson, with Robert Siodmak directing for Producer Sol C. Siegel.

At Republic: Four shooting, including "Gobs In Blue" featuring William Lundigan, Jane Frazee, Jane Kean, Mae Clarke and Cliff Nazarro. Albert Rogell directing for Producer Albert J. Cohen. Also "Death Valley Outlaws" with Don Barry, with George Sherman directing and producing.

At RKO: Six shooting, including "Scattergood Meets Broadway," featuring Guy Kibbee and Mildred Coles. Christy Cabanne directing for Producer Jerrold T. Brandt; also "Land of the Open Range" featuring Tim Holt, with Ray Whitley; Edward Killy directing. Bert Gilroy producing; also "A Date With the Falcon," featuring George Sanders and Wendy Barrie. Irving Reis directs for Producer Howard Benedict.

At Fox: Nine shooting, including "Confirm or Deny," featuring Don Ameche, Joan Bennett, Roddy McDowall and Arthur Shields. Fritz Lang directs. Milton Sperling produces.

At Universal: Eight shooting including "Paris Calling" with Elisabeth Bergner and Randolph Scott. Director, Edwin L. Marin. Producer, Benjamin Glazer; also "Overland Mail," with Edward Tyler directing for Associate Producer Henry MacRae.

At Warners: Eight shooting including "All Through the Night," featuring Humphrey Bogart, Judith Anderson, Peter Lorre, Frank McHugh, William Demarest and Conrad Veidt. Vincent Sherman directs for Associate Producer Jerry Wald.

At Monogram: Three shooting including "Ghosts In the Night," featuring Bela Lugosi, Leo Gorcey, Huntz Hall, Bobby Jordan, and Dorothy Short. Phil Rosen directs for Producer Sam Katzman.

Indiana to Reopen

Indianapolis—Workmen are busy getting the Indiana Theater ready for the Fall opening Aug. 8. The air-conditioned system is being readied for action and the house is being thoroughly renovated.

REVIEWS OF SHORT SUBJECTS

"Steeds and Steers"

(RKO Pathe Sportscope)

RKO Radio **9 mins.**

Plenty of Action

From start to finish, "Steeds and Steers" bristles with action. It's nine minutes of wild and wooly bronco-busting, calf-roping, bull-dogging, with some amazing trick roping by Monty Montana. The rodeo scenes are splendidly devised and consistently punctuated with alert and effective photography. Outlets can't go wrong on this reel. The only thing monotonous about it is that it reminds the onlooker of the regularity with which Producer Frederic Ullman, Jr., turns out novel, quality shorts which strike popular fancy with the impact of a direct hits.

"The Man Who Changed the World"

Metro **11 mins.**

Excellent Subject

Tremendously interesting, not only because of its broad historical and industrial aspects and the results in the world today, but because of the insight into the delving of the human mind for advances in methods of living, this short is one of the finest that Carey Wilson has produced. It depicts the birth of the spinning "jenny" resulting from an accident. The inventor, James Hargreaves, is unknown today, but he might well be the man who did more to change the world than any soldier ruler.

"The Cuckoo I. Q."

Columbia **7½ mins.**

Funny Satire on Quiz Programs

An entertaining burlesque on radio quiz programs is this Color Rhapsody Technicolor subject. Professor fires questions at our hero who answers them all wrong. For each mistake, he gets banged around by some weird mechanical contraption. Of course, the professor is far from a mental marvel.

"Your Last Act"

Metro **11 mins.**

Interesting Short

Latest issue in the John Nesbitt Passing Parade series, this one is up to the series' high standard in every respect. Subject deals with strange wills that have been filed. The material is highly interesting, the staging and direction good and the narrative is excellent.

"Information Please"

(No. 11)

RKO Radio **10 Mins.**

Good Audience Stuff

Intriguing character of this famed quiz reel series continues unabated via Issue No. 11 in which Jan Struther, famed femme novelist of Britain, is the guest star, matching her store of knowledge against the "regulars," the Messrs. Oscar Levant, John Kieran, and Franklin P. Adams. Several of the questions are "acted out" with amusing effect, and they range from historical queries to those anent the movies. Clifton Fadiman, of course, does the questioning. Footage compares favorably in interest and subject matter with its predecessor units, and should be well received by audiences in all stands.

"The Alley Cat"

Metro **10 mins.**

Funny Cartoon

A number of laughs are contained in the Technicolor cartoon. Hugh Harman produced. It depicts an alley cat that goes in for a brief fling of a high life in the apartment of a very beautiful, and very snooty young female cat. The alley cat's brief interlude in the apartment leaves the place a shambles.

"Dumb Like a Fox"

Columbia **7 mins.**

Amusing Fable Cartoon

Gay, animated tale of the puppy fox hound who decides to go out and do his own fox hunting against the better wishes of Papa Hound. Pup runs into a sly, old fox who misleads him about the true identity of a fox. Pup later returns with a skunk on a leash under impression he has a fox to sorrowfully learn what his nose should have told him better.

McCarthy, Bergman Resign from 20th-Fox

(Continued from Page 1)

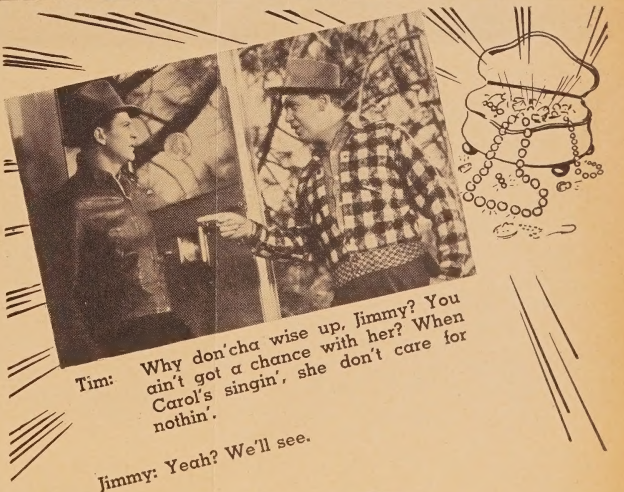
Horne, formerly vice-president of Walt Disney, Inc., was joining 20th-Fox in an important capacity.

McCarthy had been the advertising and publicity chief for the last 10 years. In announcing his resignation, he said: "Certain problems have arisen in the operation of the company which, to me, appear insoluble. Therefore, although I have a contract which has two more years to run, I asked Mr. Kent to relieve me of this obligation as this would appear to be for the best interests of all concerned. Mr. Kent, with whom I have been associated for nearly 25 years, accepted my resignation with regret."

Bergman formerly was advertising manager of Columbia Pictures.

Garbett In New Alliances

Des Moines, Ia.—E. M. Garbett, operator of the Varsity, Forest and Avalon Theaters has entered into partnership agreements with the owners of the Iowa theater at Emmeetsburg and the Rivoli at Elkader. Garbett will book the shows for the houses from his Des Moines headquarters.


Tim: Why don'cha wise up, Jimmy? You ain't got a chance with her? When Carol's singin', she don't care for nothin'.
Jimmy: Yeah? We'll see.

RAGS TO RICHES
THIS PICTURE HAS NO CONNECTION WITH THE PLAY "FROM RAGS TO RICHES"

ALAN BAXTER • MARY CARLISLE
JEROME COWAN • MICHAEL MORRIS • RALF HAROLDE
PAUL PORCASI • SUZANNE KAAREN • EDDIE ACUFF
Director: Joseph Kane
Original Screen Play by James Webb
A REPUBLIC PICTURE

Japanese Gov't Will Reorganize Industry

Tokyo (By Air Mail)—The Japanese Government plans a drastic reorganization of Japan's film industry. Existing film firms have been criticized on the ground that they are more interested in making a profit than in the advancement of solidarity and culture of the nation. It is contended that films should be distributed to all chains, instead of shown only at theaters controlled by their producers.

Another step in the Government program is the reorganization of the Japanese Motion Picture Association so that it can serve as a liaison organization between the Government and the producers and distributors. Although the large companies will maintain their separate entities, all of the small firms must unite in order to facilitate the operation of the raw film distribution system, it is reported.

Palm Case in Philly Dismissed by Arbitrator

(*Continued from Page* 1)

tion against Warner Bros. Circuit Management Corp., Loew's, 20th Century-Fox and Paramount with Northeastern Theaters, Inc., and Stanley Company of America as intervenors asking for improved clearance for their Palm theater.

Rhell's decision said the complaint had not been sustained. The present clearance was declared reasonable and the complaint was dismissed. The actual wording of the decision pertaining to the distributor's fairness reads, "The attititude of the defendants and intervenors was one of candor and helpfulness making frank and full disclosure of all facts pertaining to the proceedings from their confidential records."

First Omaha Arbitration Case Filed by M. S. Cohn

Omaha—M. S. Cohn, Strand Theater, Council Bluffs, Ia., filed the first arbitration demand here. He charges Metro, RKO, Paramount, 20th-Fox and Warner Bros. are holding up pictures 28 days after conclusion of first-run in Omaha before they are permitted to play Council Buffs theaters. He asks that this "so-called protection immediately be discontinued."

Cohn names Earl Kerr, Broadway Theater, Council Bluffs, as an interested party and asks that the "five distributors be compelled to release pictures to Council Bluffs as determined by the judgment of the arbitrator."

Defense Workers A. M. Matinee

Sheffield, Ala. — Muscle Shoals Theaters, Inc., is inaugurating a special show at 11:30 a.m. at the Ritz for benefit of second shift workers at TVA and Reynolds Aluminum plant.

NEWS OF THE DAY

Detroit—Carl Krueger, Jam Handy organization executive, has been transferred from the theatrical to the projection department.

Indianapolis — The Variety Club will hold its annual golf tournament Sept. 15 at the Broadmoor Country Club. Richard Frank, is chairman.

Indianapolis — Harry Richardson, Twentieth Century-Fox office staff, has been promoted to the sales division and will travel the Kentucky territory.

West Coast Bureau of THE FILM DAILY

Hollywood—Marty Schwartz, well known theater manager, has resigned as manager of the United Artists, Long Beach, a Fox West Coast house.

Toronto — Jules Wolfe, district manager of B & F Theaters, Ltd., a subsidiary of Famous Players Canadian Corp., in the opertion of 17 theaters in the Toronto zone, has been appointed supervisor of the construction and maintenance department of Famous Players to fill the vacancy caused by the death of Ben Whitham who had been identified with the theater business in both Eastern and Western Canada for the past 34 years.

Cleveland—Nate Schultz, Monogram franchise owner, reports that he has sold a 1941-42 contract to Milton Mooney for all of the 40 houses booked by Co-operative Theaters of Ohio. Monogram has sold 50 per cent of all possible new product deals, Schultz states.

Cedar Rapids, Ia.—Ray Wernimont, manager of the Tri-States State theater at Cedar Rapids for the last four years has resigned his position and will be succeeded by Henry Plude, manager of the Rocket theater in Rock Island.

Detroit—Ed Bellew, United Artists exploiteer, who divided his time between Detroit and Minneapolis has been transferred to the Chicago office.

Detroit—Lester Burk, who used to be a theater manager at Pittsburgh, has been brought to Detroit to manage the Blackstone No. 2 for Milton Jacobson. Barton Hosier, formerly manager of theaters in Iowa, has been brought here to manage the Calvin Theater in Dearborn for Wisper & Wetsman.

Bud Silverman Resumes Former Schine Post

Rochester, N. Y.—Bud Silverman, now manager of Schine's Madison Theater here, is to be returned to his post as city manager of all Schine houses in the Rochester area. For years he filled this position until relieved recently by Frank M. Boucher, formerly of the home office in Gloversville.

Boucher is being transferred to Washington where he will be booker for the Maryland and Delaware Schine territory. Gus Lynch, present booker, is expected to return to the home office.

Extend Sunday Shows

Siler City, N. C.—Announcement has just been made here that Siler City will have Sunday motion pictures one month longer than the original deadline set by the board of county commissioners for outlawing that form of Sunday amusement.

The board, acting upon the request of T. Cecil Frazier, local theater manager, extended the time limit through Aug. 31. The original deadline was Aug. 1.

Okie Ward Dead

Cincinnati—Okie Ward, the Ward theater, Summerville, W. Va., old time exhibitor, died recently.

Circuits Simplify Corporate Setups

Chicago—Payment of more taxes and the expense of making reports required by city, state, and Federal Government, are causing theater circuits to reduce the number of individually incorporated companies which they have set up in the past for operation of each house, legal channels assert here.

Following the trend, H. & E. Balaban circuit dissolved a few days ago its Dearborn Theater Co., the Signal Amusement Co. and the Rosemill Theater Corp. Additionally, the AJB Theater circuit surrendered its charter for the Melrose Theater Corp. to reduce the number of incorporated companies and handle the business through one incorporated organization.

Warner Club Outing Aug. 14

New Haven—The Warner Club will hold its annual outing of theater and exchange departments Aug. 14 at Ye Castle Inn, Saybrook. Russell Clark and Robert Anderson of the contact department are chairmen, assisted by James Bracken, Cv Barrett, and Sidney Levine.

A TWO-REEL COMEDY
Scoop!
Alan MOWBRAY
in
FRENCH FRIED PATOOTIE
BOOK THIS FIRST ALAN MOWBRAY COMEDY TODAY!
...Columbia's Selling 140 Shorts this Season.. Are You Booking 'Em?
COLUMBIA PICTURES

METRO-GOLDWYN-MAYER

AUG 11 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 26 NEW YORK, WEDNESDAY, AUGUST 6, 1941 TEN CENTS

"U" DISMISSED AS CRESCENT DEFENDANT

N.W. Allied Will Fight Attack on Anti-5 Law

Suits Against Minnesota Law By Five Majors Comes Up in Dist. Court Friday

By **GEORGE E. GUISE**
FILM DAILY Staff Correspondent

Minneapolis—Allied Theater Owners of the Northwest yesterday girded for their fight to save the Minnesota movie regulatory bill by approving action of their board of governors in defending the bill against the majors' court attacks, and by levying a fund to meet defense costs.

Allied met in convention here, condensing its sessions into the one day. The suits by five majors seeking in-

(*Continued on Page* 3)

Squire, Great Neck, Wins Clearance Case

In a 21-page opinion, George Spiegelberg, arbitrator, decided that the 30-day clearance enjoyed by the Great Neck Playhouse, Great Neck, L. I., over the Squire Theater was unreasonable and ruled that the clearance should be cut to seven days. The arbitrator further ruled that the seven-day clearance grant-

(*Continued on Page* 3)

Rodgers Silent on UA Deal; Leaves for Chi.

Complete silence concerning the offer of the UA presidency was maintained by William F. Rodgers, general sales manager of M-G-M, as he

(*Continued on Page* 3)

"York" is Booked In 4 H'wood Houses

West Coast Bur., THE FILM DAILY

Hollywood—Setting a Hollywood and industry precedent, Warner Bros. is planning to show "Sergeant York" in four theaters locally. The premiere at the four theaters will be at advanced prices, with opening date for the multiple opening to be set some time around Labor Day.

Warner Bros. Downtown, Hollywood, Beverly Hills Theaters and the Wiltern are the houses where picture will open.

PRESS OKAYS HAYS' PIX STAND

Statement on Propaganda in Pictures Gets 20-1 Approval;
No Opposition to Propaganda, Says Morale Committee

Recent statement by Will H. Hays to the effect that propaganda should be kept out of motion pictures has been endorsed almost unanimously by newspapers which commented on his remarks.

A checkup on the press reports reveal that the editorials in favor of Hays' stand outnumbered the opposition by a ratio of 20 to 1. In fact, it was learned that only two large newspapers came out against the statement.

Meanwhile, the Committee for National Morale reported yesterday that a nation-wide survey had revealed that the American public

(*Continued on Page* 8)

New Allied Unit Chartered in N. Y.

Steered by an organization committee, Allied's newest link will be ready for operation by mid-Autumn. Application of the New York State Unit of National Allied has been approved for membership by the national organization's executive committee.

Groundwork for the new unit was laid at a meeting in New York last January and a series of upstate meetings conducted by E. Thornton

(*Continued on Page* 6)

Browne and Bioff Trial Set to Start Aug. 18

Trial of George E. Browne and William Bioff for alleged extortion has been set for August 18 in the Federal Court by Federal Judge Edward A. Conger. The Court, however,

(*Continued on Page* 8)

Executives See Slim Chance for Shortage

Because the consent decree does not require the consenting companies to make and deliver any definite number of pictures, exhibitors operating on a twice-a-week and thrice-weekly change are beginning to worry about a product shortage when the new season gets well along. Reports from the field indicate that many smaller operators believe they will be faced with the task of

(*Continued on Page* 7)

Two Government Films For S. A. Distribution

Washington Bureau of THE FILM DAILY

Washington—As part of the wide-range plan to combat Nazi propaganda activities in South America, two of the Federal Government's

(*Continued on Page* 8)

"Let's Get Down to Business"

That is Slogan of Annual Allied Convention

Philadelphia—Slogan for the national Allied convention which is to be held here next month will be "Let's Get Down to Business." This was announced yesterday as committee names for the 12th annual event were released by the general committee.

A list of important topics for dis-

(*Continued on Page* 8)

Schine Announces Bonus And Profit-Sharing Plan

Gloversville, N. Y.—Announcement of a new bonus and profit-sharing plan, as well as awards in the Schine 1941 Spring appreciation contest highlighted a crowded opening day as 200 managers gathered here for

(*Continued on Page* 3)

Judge Davies Allows Introduction of Balance Sheets as Evidence

By **P. R. RUSSELL**
FILM DAILY Staff Correspondent

Nashville — Universal Pictures, Inc., is the first of the "Little Three," distributor defendants in the Government's anti-trust suit against the Crescent Amusement Co., to be dismissed as a defendant. Dismissal came upon motion of Edward C. Raftery, counsel for Universal and United Artists.

Robert L. Wright, special assistant to the Attorney General, in charge of the D of J counsel prosecuting the case, announced at 11:40

(*Continued on Page* 6)

Sen. Connally Lauds Pix on Senate Floor

Washington Bureau of THE FILM DAILY

Washington—Taking the opposite stand from that of some other Senators on the question of motion pictures, Senator Tom Connally of Texas yesterday incorporated a tribute to "the grand work being accom-

(*Continued on Page* 7)

FPC Theaters to Keep Present Price Scales

Toronto—Theaters of the Famous Players Canadian Corp. will not raise their admission prices but the

(*Continued on Page* 8)

Sen. Clark Heads Propaganda Probe

Washington Bur., THE FILM DAILY

Washington—Senator D. Worth Clark of Idaho yesterday was named chairman of a special sub-committee to consider the bill by Senator Clark of Missouri to investigate "war propaganda" by the movie and radio industries. Other members named to the sub-committee are Bone of Washington, McFarlane of Arizona, Tobey of New Hampshire and Brooks of Illinois.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Tuesday, Aug. 5)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6¼	6¼	6¼	+ ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	139⅝	139⅝	139⅝	— ½
do pfd.	174	174	174	— 1½
Gen. Th. Eq.	13⅝	13⅜	13⅜	— ¼
Loew's, Inc.	33⅞	33⅝	33¾	— ⅛
do pfd	....	....	....	.....
Paramount	13¼	12⅞	13¼	+ ⅛
Para. 1st pfd.	102½	102	102½	— ½
Para. 2nd pfd.	12	11¾	12	+ ¼
Pathe Film	14⅛	14	14	— ⅛
RKO	3½	3⅜	3⅜	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7⅞	7⅝	7¾	— ⅛
20th Century-Fox pfd.	20¼	20	20	— ¼
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅛	5	5	— ⅛
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	95¾	95½	95¾	.....
NEW YORK CURB MARKET				
Monogram Picts.	9-16	9-16	9-16	+1-16
Radio-Keith cvs.	¼	¼	¼	.....
Sonotone Corp.	2	2	2	— ⅛
Technicolor	9¾	9¾	9¾	— ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	7⅝	7½	7⅝	.....
Universal Picts.	19	19	19	+ 2½

N. Y. OVER-THE-COUNTER SECURITIES	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63	66
Roxy Thea. Bldg. 4s 1st '57	59	63

NLRB to Hold Elections For Home Office Readers

The National Labor Relations Board will conduct elections today among home office screen readers of six major film companies to determine a collective bargaining agent for East Coast salaried readers. The elections are being held as a result of the petition of the Screen Readers Guild of New York for certification as the proper collective bargaining agent.

"York" Opens Aug. 22 In Louisville and Dayton

Dates have been set by the Warner sales department for openings of "Sergeant York" at the Mary Anderson Theater, Louisville, Ky., and the Victory Theater, Dayton, O., on August 22, it was announced yesterday by Grad Sears, Warner sales manager.

Both openings will be given a publicity, advertising and exploitation campaign on a scale comparable to the New York and Washington premieres. Mort Blumenstock, in charge of advertising and publicity in the East, immediately assigned William Brumberg of the field exploitation division to work on the advance publicity campaigns. Brumberg left for the Midwest last night. Additional field men also will be assigned to work on the two openings.

Picture will play both houses on the newly established price scale of 75 cents for matinees and $1.10 for evening performances.

Next immediate opening of "Sergeant York" will be in Atlantic City Friday night at the Warner Theater.

Order Disney to Reimburse Strikers for 100 Hours Work

West Coast Bureau of THE FILM DAILY

Hollywood—Commissioners James F. Dewey and Stanley V. White have ruled that Disney strikers be reimbursed 100 hours pay to apply on debts they incurred while on strike, no penalties to be imposed on non-strikers, all employes getting $50 a week to be guaranteed a 10 per cent raise, top notch animators to be paid $85 a week.

The commissioners refused to restore wage cuts of April and May. First period of new contract between Disney and Screen Cartoonists Guild is to run to October 1942. The company is to recognize the Guild as the exclusive bargaining agency for all its workers in animating department.

Mo. Governor Approves Anti-Stench Bomb Bill

Jefferson City, Mo. — Governor Donnell has approved the bill to outlaw the use of stench bombs by making it a misdemeanor to throw, release or possess them. He also signed the bill extending the two per cent sales tax law an additional two years until Dec. 31, 1943.

Harmon Not to Resign

West Coast Bureau of THE FILM DAILY

Hollywood—Francis S. Harmon, defense co-ordinator for the motion picture industry, refused to comment on a published report that he plans to resign that position. In the meantime he is continuing to function in office and it is not believed he will resign.

Sol Edwards Joins Fox

Sol Edwards, formerly of Grand National and more recently with UA, joins 20th-Fox in Chicago as a salesman starting Monday.

N. Y. Pari-Mutuels Gave State $856,141.53

Albany—Twenty-one days of racing this season at Empire City race track yielded the state pari-mutuel revenue almost equal to revenue during 24 days of racing at the same track a year ago.

Mark Graves, Commissioner of Taxation and Finance, announced the tax yield from 21 days of racing ended July 26 as $856,141.53. In 24 days a year ago, the yield was $877,530.74.

The average daily handle at Empire this season and last measures the increase in betting transactions. This season's average daily handle was $757,390; last season's was $678,408. That is an increase of 11.5 per cent.

The average daily handle per patron was reported as $51.76, an increase of 70 cents compared to last year.

Attendance in the 21 days totalled 307,270, compared to 317,907 in 24 days a year ago. The average daily attendance was 14,632, compared to 13,246 last year.

Third N. H. Arbitration Hearing Starts Tomorrow

New Haven—Hearing of the third arbitration case here, that of Fred Quatrano, owner of the New Newington Theater, Newington, against the consenting distributors, will be at 11 a. m. tomorrow at the local tribunal, before A. A. Ribicoff, Hartford attorney, as arbitrator. Newington says that the present clearance of 30 days after New Britain is ruinous, and wants a reduction to seven days. Warner Bros. has intervened for the Strand, Palace, and Embassy, New Britain.

Myers to Ask Reduction Of Exemptions Aug. 13

Washington Bureau of THE FILM DAILY

Washington—Abram F. Myers, Allied general counsel, is scheduled to appear before the Senate Finance Committee on Aug. 13 to present the plan of his group to reduce the exemption on admissions so that the tax will start with the first cent.

Allied is seeking the lowered exemption to avoid threats of price-cutting. Bill as passed by the House provided for the lowering of the exemption to nine cents.

Dallas House Burns

Dallas — An early morning fire destroyed the Mirror Theater, with an estimated loss of $25,000. As the fire occurred after the last performance, no one was in the building at the time. No statement has been made as to rebuilding plans.

Set Hope's Next

West Coast Bureau of THE FILM DAILY

Hollywood—Bob Hope's follow-up to "Caught in the Draft," will be a navy comedy called "Amateur Admiral," according to plans announced by Buddy De Sylva, Paramount production chief. Bob's leading lady will again be Dorothy Lamour, his partner of "Caught in the Draft."

COMING and GOING

W. F. RODGERS left yesterday for Chicago.

EARL W. WINGART, 20th-Fox publicity director, left last night to attend the Schine convention in Gloversville.

H. M. RICHEY, of M-G-M, left last night for the Schine meeting.

DAVE IDZAL, managing director of the Fox Detroit, is in town for conferences with Spyros Skouras.

ANNA NEAGLE and **HERBERT WILCOX** are in Toronto conferring with Canadian officials on Miss Neagle's next film.

JOSEPH BERNHARD is back at his desk after studio conferences with Harry and Jack L. Warner.

SERGEANT ALVIN C. YORK has returned to his home in Tennessee. He will attend the openings of "Sergeant York" in Los Angeles and Chicago the latter part of this month and will also attend the VFW convention in Philadelphia Aug. 24.

JAMES CAGNEY is on his way back to the Coast from location at North Bay, Ont.

W. J. HEINEMAN, assistant general sales manager of Universal, has returned to his desk following a Coast trip of several weeks on circuit deals.

FREDDIE MEYERS, Universal's Eastern sales manager, returns to New York tomorrow after visiting New Haven and Boston.

E. T. GOMERSALL, Universal's Western sales manager, returns from Chicago Friday.

F. J. A. McCARTHY, Universal's Southern and Canadian sales manager, is back after an extended Southern tour.

LARRY MITCHELL of THE FILM DAILY's editorial staff has returned from a vacation in the Catskills.

JACK LEWIS, RKO Radio publicist, is back from a boating vacation on Long Island Sound.

DAVE BIEDERMAN is here from the Coast.

GABRIEL PASCAL arrives from England Aug. 15 by Clipper.

HELEN KELLEY, Conover model, after making four shorts in the East for Paramount, leaves shortly for a feature assignment in Hollywood.

Splinter Brings Suit

Tamaqua, Pa.—A $10,000 damage suit was filed by Mrs. Minnie Hoffman in the Schuylkill County Court against a Tamaqua theater. The suit avers that Mrs. Hoffman attended a performance in the theater and when she arose to leave a piece of wood broke from a seat and pierced her stomach. The splinter, it is alleged, was 4½ inches long and caused Mrs. Hoffman to require treatment at the Palmerton Hospital.

Cologne Houses Destroyed

Information from Berlin reveals that the RAF has completely destoyed Cologne's two finest theaters, the Agrippina and the Scala.

"Happy Birthday to You"
TELEGRAM

N. W. Allied to Fight Anti-5 Law Attack

(*Continued from Page* 1)

junctions to prevent enforcement of the bill, which provides for sale of a whole season's product with 20 per cent cancellation, comes up in Ramsey County District Court on Friday.

By resolution, Allied also asked continuance of tradeshowings and asked members to attend. Members said they wished to dispel the impression the organization did not favor the practice. In another resolution, the organization asked the Department of Justice to probe alleged extortionary practices being applied in block-of-five sales already being made in the territory outside Minnesota.

A further resolution asked a straight 10 per cent tax on student admissions instead of the full adult tax.

Still another resolution took Universal to task for allegedly top group prices for "In the Navy" on the representation it was a special addition to the regular block, with release date moved forward. Paramount and RKO also were criticized for alleged "sharp" sale practices.

The group's action on the majors' lawsuits to break the Minnesota law was tempered by discussion of the situation if the injunction sought by the majors is obtained. In that case, the advice was go ahead and buy, but don't be in a hurry about it.

William F. Rodgers, head of M-G-M's sales department, also was criticized for refusing to confer with S. G. Lebedoff, Allied film problems chairman in Chicago recently. Lebedoff said Rodgers told him he didn't intend to sell in Minnesota.

More than 100 exhibitors from the territory attended the meeting.

Fox Apollo Files

Wilmington, Del. — Fox Apollo Theater Corp. has filed a charter with the corporation department of the Secretary of State's office in Dover to deal in securities. Capital is $1,000. The principal office is listed as the United States Corporation Company. The incorporators named are: Harry B. Davis, John E. Cosgrove, and David H. Jackman, New York.

Biederman Here with Print

Dave Biederman, vice-president of Cartoon Films, Ltd., has arrived from the Coast with a print of the second Raymond Gram Swing short, produced by Lawson Haris for Columbia release.

N. J. Allied to Meet

Allied of New Jersey will hold a one-day meeting and golf tournament at the Monmouth Country Club, Eatontown, on Aug. 21.

4 Truckloads of Aluminum

New Haven — The Paramount's aluminum show resulted in four truckloads of aluminum collected from 2,300 children.

Worcester House Sends Truck for Aluminum; Theater Pass Given to Donors in Exchange

Worcester, Mass.—A truck, under sponsorship of the Olympia Theater is driving through the city daily collecting aluminum in exchange for passes to the theater. Manned by members of the theater staff, the truck bears the motto: "Help National Defense. Give Us Your Old Aluminum Pots and Pans for a New Plane and See the Movies Free at the Olympia Theater."

For each piece of the metal donated a pass good for any show during the week is given away. Bruno Weingarter, theater manager chose a good selection of films for the drive.

Schine Announces Bonus And Profit-Sharing Plan

(*Continued from Page* 1)

the Schine circuit's annual convention. The profit-sharing arrangement, which will mean added earnings for virtually all Schine managers, was revealed by E. Douglas Leishman, personnel department head. More details in printed form will be given to the managers later.

John A. May, comptroller, presented the Spring appreciation awards in the just-closed contest, announcing a tie between the Babcock Theater, Bath, N. Y., and the Arcade, Salisbury, Md. Because of the tie, the first prize, a week's pay for the manager and all his regular employes, will be split, half going to Marsh Gollner, of the Arcade, and his associates, half to Harold Lee of the Babcock and his staff. The big trophy is to be shared for six months by the Babcock, then six by the Arcade. The trophy is to be the property of the theaters, not the managers. The two houses also won plaques for leading their respective districts, as did the Piqua, Piqua, O., leader in the Ohio-Kentucky zone.

Talkies presenting Nate J. Blumberg of Universal; James R. Grainger of Republic, Ned Depinet of RKO, Charles Rogers and Howard Dietz of M-G-M, Abe Montague of Columbia, and others on the Hipp screen as well as talks by Schine leaders, ended the regular business session.

Ending the first day's session was an address by the Rev. Bernard Clausen, noted Pittsburgh radio divine, who told theater men they could do much for America by keeping the people entertained and relaxed.

Opened by L. W. and J. Myer Schine, the convention stressed "confidence" as its keynote. A special "talkie" starring Gov. Herbert H. Lehman welcomed out-of-state men.

Sneak "Whistling"

"Whistling in the Dark," the M-G-M comedy which presents Red Skelton in his first starring role, was "sneak previewed" before a most enthusiastic audience in Loew's Theater in New Rochelle, Monday night. Preview cards confirmed opinion of studio executives that in this film "Red Skelton has definitely arrived at stardom." Ann Rutherford, Conrad Veidt and Virginia Grey offer principal support. The film is being nationally released this month and is scheduled for an early Broadway engagement.

Rodgers Silent on UA Deal; Leaves for Chi.

(*Continued from Page* 1)

boarded the Twentieth Century yesterday for Chicago. Rodgers, who went to Chicago on a product deal, declined to make any comment on the situation at all.

Chicago — William F. Rodgers, M-G-M sales manager, arrives here today for a conference with Mort Singer, who arrived from the West Coast yesterday, enthusiastic over the new season films. He predicts record business.

"Queen" at Rialto

"Ellery Queen and the Perfect Crime," third of Columbia's films based on the popular "Ellery Queen" novels and radio serial, opens at the Rialto Theater, Broadway, on Saturday.

Squire, Great Neck, Wins Clearance Case

(*Continued from Page* 1)

ed to the Little Neck Theater, Little Neck, be abolished.

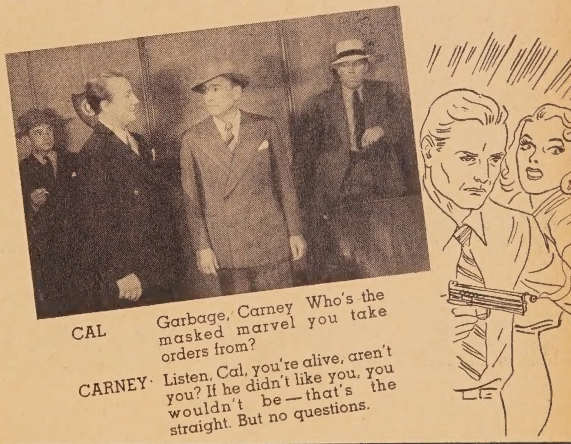
The case had aroused the interest of the entire Metropolitan area. Twelve hearings were held, during which Spiegelberg made a tour of the theaters involved and inspected the localities.

Complaint was filed Feb. 24 by the Esquire Great Neck Corp., which named the five consenting companies. Intervenors were Skouras Theaters Corp., owner of the Playhouse, and Northern Amusement Co., operators of the Little Neck Theater. The Playhouse has held its 30-day clearance over surrounding theaters for many years, it was said.

Arbitrators instructed the costs to be shared by all parties.

Leslie Quits Ascap

Louis Bernstein, acting president of the American Society of Composers, Authors and Publishers, has received the resignation of Edgar Leslie as a member of the board of directors of Ascap. Leslie's resignation has not yet been presented to the board for action.



CAL Garbage, Carney Who's the masked marvel you take orders from?
CARNEY Listen, Cal, you're alive, aren't you? If he didn't like you, you wouldn't be—that's the straight. But no questions.

CITADEL OF CRIME

ROBERT ARMSTRONG • FRANK ALBERTSON

LINDA HAYES

RUSSELL SIMPSON

SKEETS GALLAGHER

Original screen play by Don Ryan

GEORGE SHERMAN — *Director*

A Republic PICTURE

WIN WITH

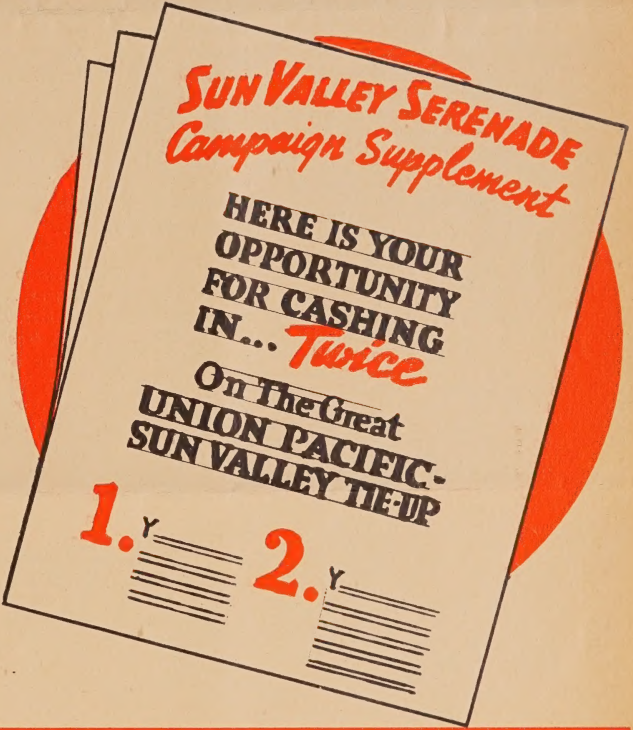
TWO-WEEKS!
ALL EXPENSES PAID!
Winter or
Summer

TEN VACATION TRIPS TO SUN VALLEY!

FOR THE FIVE SHOWMEN WHO DO THE BEST COMBINED PROMOTION IN THEIR LOCAL COMMUNITIES OF "SUN VALLEY SERENADE," THE 20th CENTURY-FOX PICTURE, AND SUN VALLEY, THE FAMED IDAHO RESORT!

SHOWMANSHIP!

As an incentive to all theatre managers and advertising men, 20th Century-Fox is offering TEN SUN VALLEY VACATION TRIPS to five winners – two trips to each winner – in a great showmanship contest!


Sun Valley Serenade
Campaign Supplement
HERE IS YOUR OPPORTUNITY FOR CASHING IN... Twice
On The Great UNION PACIFIC-SUN VALLEY TIE-UP
1.
2.

The awards will be made for the five best local campaigns combining promotion of "SUN VALLEY SERENADE"—the 20th Century-Fox picture starring Sonja Henie and John Payne with Glenn Miller and his Orchestra—AND SUN VALLEY, the glamorous American vacationland!

The contest is to be judged strictly on the merits of your advertising, publicity and exploitation. And by participating you will be cashing in on 20th's tremendous UNION PACIFIC TIE-UP FOR "SUN VALLEY SERENADE"!

Get a copy of the special press-book supplement describing this contest and tie-up at your local 20th Century-Fox Exchange. Read the complete details. Remember that campaigns do not necessarily have to be based on material in the press-book—original ideas are encouraged. And get started NOW!

CONTEST RULES

1. The contest is open to all theatre managers and advertising men in the United States whose theatres play "Sun Valley Serenade."
2. Prizes will be awarded for the five best campaigns which combine promotion of "Sun Valley Serenade," the 20th Century-Fox picture, and Sun Valley, the resort.
3. Ten all-expense two-week vacation trips to Sun Valley, Idaho, will be awarded to the five winners. Two trips will be awarded each winner and may be taken either winter or summer.
4. Judges will be: Maurice Kann, Editor of "Boxoffice"; Charles Lewis, Publisher of "Showmen's Trade Review"; Sam Shain, Editor of "Motion Picture Daily"; Jay Emanuel, Publisher of "Exhibitor"; A-Mike Vogel, Editor of Managers' Round Table Section of "Motion Picture Herald"; John Flinn, of the editorial staff of "Variety"; Jack Alicoate, Publisher of "Film Daily". Decisions of the judges shall be final.
5. Prizes will be awarded strictly on the merits of the advertising, publicity and exploitation campaigns, regardless of the size of communities.
6. In the event of ties, duplicate prizes will be awarded.
7. Contest begins August 29, 1941 and continues to and including November 15, 1941. The contest applies to all "Sun Valley Serenade" engagements opening within this period.
8. All entries must be postmarked no later than midnight, November 15, 1941.
9. All material should be placed in books. Campaign books will not be returned and no responsibility is assumed for entries.
10. Entries must be sent to "Sun Valley Serenade" Contest Editor, 444 West 56th Street, New York City.

"U" Dismissed as Crescent Defendant

(Continued from Page 1)

a.m. yesterday that plaintiff's testimony against the Crescent Amusement Co., and its affiliates, was completed, thus ending four weeks of prosecution by six attorneys for the anti-trust division of the D of J.

Admits Balance Sheets

This announcement followed a ruling by Judge Elmer D. Davies that the plaintiff would be permitted to introduce as evidence figures shown by balance sheets of income tax reports of Crescent Amusement Co., its affiliates and principals. Wright had insisted in the face of defense objection on the ground that the matter was highly confidential that these figures would show that Crescent's gross assets approximately doubled between 1935 and 1939 and that its net profits approximately quadrupled.

Following dismissal of Universal, Judge Davies asked Wright, "Shouldn't the motion as to United Artists and Columbia be granted?" This led to an extended argument with Wright admitting that his case against these distributors is "very narrow." Entering largely in this argument was the situation at Union City, Tenn., where Universal allegedly showed discrimination against J. D. Henry, Hickman, Ky., in withholding film license in 1939 where he was in competition with a Crescent theater.

Moves Crescent Dismissal

Motions to dismiss the suit as to Crescent Amusement Co., its seven affiliates, Tony Sudekum, K. C. Stengel and R. E. Baulch as principals was introduced by George H. Armistead, Jr., chief defense counsel, with the contention that "upon the facts and upon the law, the plaintiff was shown no right to relief."

W. H. Mitchell, counsel for Muscle Shoals Theaters, Inc., and its principals, Louis Rosenbaum, Florence Alabama and Mrs. Tony Sudekum of Nashville, moved for their dismissal on the same grounds as was pleaded for the other exhibitor groups and defendants.

Judge Davies made the important admission yesterday that "patrons of theaters were benefitted by situations where circuits have furnished better pictures and better theaters with more comfortable and sanitary seating," with Defense Attorney William Waller very aptly reminding him that since 1920 that a "violation of the Sherman Anti-Trust Law must involve public interest, which the court has admitted the Crescent action does not do."

Barnett Parker Dies

West Coast Bureau of THE FILM DAILY

Hollywood—Barnett Parker, screen actor, 52, died here yesterday of a heart attack. Parker was seen in many Broadway plays.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● SUBURBAN New Rochelle......continues as a serious contestant......for the honor of bein'......the champ preview pasture hereabouts......On Monday night......the community added another feather to its cap......as locale of the nifty sneak showing of Metro's "Whistling in the Dark"......The legions of Leo the Lion......staged the trek of the trade and Met. noozepaper scribes thither......with admirable efficiency and hospitality......The Hotel Astor was the mobilization point......whereat "airplane connection buses" were lined-up ......for purposes of transport......First stop was Mt. Vernon's swank Studio Club for dinner......then on to Loew's New Rochelle Theater ....where the Red Skelton starrer commenced at 9 o'clock....Audience reaction was tip-top......

▼ ▼ ▼

● ● ● *AMONG those on the New Rochelle junket......aside from the press contingent......were William F. Rodgers, Eddie Saunders, Howard and Mrs. Dietz, Si Seadler, Jack Bowen, E. K. "Ted" O'Shea......C. C. Moskowitz, Marvin Schenck, Bill Ferguson, Ralph Pielow, Ernie Emerling, Charley Cohen, Joel Levy ......Eugene Picker, Art Schmidt, Herman Silver, "Ollie" Kingsburg, Perry Charles......Tom (Red Skelton's Manager) Kennedy, "Cap" Miller, and Ray Bell......*

▼ ▼ ▼

● ● ● ANENT the latter......—Mister Bell—......we received a letter from him yester' morn......asking us to disclose......the individual......who, in our experience, most closely cleaves to the character......of Mr. Hyde......in the Stevenson classic, "Dr. Jekyll and Mr. Hdye"......which M-G-M is 'bout to unleash......Goshamighty, Mister Bell!......—Phil M. has an awful lot of finicky friends!......

▼ ▼ ▼

● ● ● *INDUSTRY'S co-op with the American Legion's annual convention in Milwaukee......Sept. 15-19......has been pretty well determined......by the Publicity Directors' Committee of the Association of Motion Picture Producers......One important star will be selected by each studio......to make the chartered plane trip......to the Wisconsin metropolis......in addition to industry personalities already announced......namely, Darryl F. Zanuck, Bob Hope, Edward Arnold, Hedda Hopper and Dennis Morgan......Plans have also been completed for filmland's role ......in the Moon Festival for United China Relief......tomorrow, Friday and Saturday......on the Coast......Speaking of the Publicity Directors' Committee......its first chairman......—Harry R. Brand—......received a magnificent desk......presented in behalf of the committee members by John Joseph......at a meeting t'other day......*

▼ ▼ ▼

● ● ● SO that RKO Radio's branch managers et al......will have all the details......of the short subject quizzes......so successfully conducted of late......at the Flushing in Flushing......and the Alden, Jamaica......for the merchandising of top-ranking featurettes......the company has compiled a leather-bound volume......tellin' the whole story......The compilation......by Barret McCormick and his staff..... is a model of clarity, brevity and efficiency. . . ● Ain't You Jealous Department:......George Wakely, who operates the Fayette Theater, Fayette, Ohio......is spending the Summer as golf professional...... at the Chippewa Country Club, Toledo. . . ● Lester Pollock, purveyor of publicity for Loew's Rochester......has developed to an amazing degree......practical ways and means......of harnessing various types of retail stores......to advertise co-operatively......with pix playing that house......

New Allied Unit Chartered in N. Y.

(Continued from Page 1)

Kelly, field representative for New Jersey Allied. No officers or directors have been named but the business of the group is in the hands of six men. They are: Bob Goldblatt, Tarrytown; Max Cohen, Brooklyn; Leonard Rosenthal and Abe Stone, Albany; Al Francis, Buffalo, and H. P. Wallace, Auburn.

Allied announced that as of Aug. 1 the new unit would become entitled to the rights and privileges of full membership. It succeeds to the charter formerly held by Allied Theater Owners of New York, which was expelled from membership in 1939, it was announced.

New unit's offices are at 200 Cannon Bldg., Troy, N. Y.

Parker Invests $30,000 In Re-seating Houses

Portland, Ore.—J. J. Parker, operating the Broadway and United Artists Theaters, first-run houses here, has just signed contracts for $30,000 of new American Bodiform chairs through Heaton Randall, manager of the Seattle branch of National Theater Supply Co.

Parker, who is one of the outstanding theater operators of the Northwest, and an important factor in the local theater business, chose de luxe No. 12-870 American chairs for the loges of both the Broadway and UA, and American Bodiform spring back seats for the other sections of these first-run stands.

According to Parker, this seating modernization is part of a larger program of improving all his theaters with the newest and finest equipment for the comfort of his patrons.

All the details of the Parker Theaters modernization are being handled personally by him in association with National Theater Supply Co.

Frederick James Smith Dies

Frederick James Smith, 55, a resident of Scarsdale, well-known editor of motion picture fan magazines and a film publicist, died yesterday in the lobby of the Hotel Algonquin. He was taken ill in a telephone booth. Smith served in editorial capacities on Screenland, Photoplay, Shadowland, Screen Book and Radioland. He is survived by his widow, Miriam, daughter of Mr. and Mrs. George E. Gibson of Larchmont, whom he married in 1934.

Fill Actors Equity Posts

Cornelia Otis Skinner and Dudley Digges yesterday were named to the Council of Actors Equity. Miss Skinner will serve as second vice-president, succeeding Florence Reed. Digges succeeds Peggy Wood as fourth vice-president. The Misses Wood and Reed resigned last Spring in protest at alleged Communistic tendencies in Equity.

Sen. Connally Lauds Pix on Senate Floor

(Continued from Page 1)

plished by the motion picture screen" in the Congressional Record. Coming at this particular time, the remarks of the chairman of the important Senate Foreign Relations Committee were accorded more than ordinary significance.

Prefacing his resolution with the words that he had "just witnessed a grand and unusual motion picture" which prompted his action, the Texan presented the following statement from the floor of the Senate:

"I should like to call to the attention of my colleagues the grand work being accomplished by the motion picture industry in recognizing humanitarian effort of Americans whose accomplishments have been bereft of public recognition. We are now mindful of the manner in which that kindly priest, Father Edward Flanagan, of Nebraska, single-handedly founded an empire of love for the young, unwanted boy. Father Flanagan's work, his courage, his great sacrifice were known but to few of our American millions and it remained for the screen to tell this great humane story to the world.

"Once again this great medium acquaints our citizens with another great personage whose heart and soul and sense of duty have made great contributions to our civilization. For nearly thirty years this simple, courageous woman has devoted her energies to those dear little bits of humanity who come into this world unwanted. Out of her great love for children she established the Texas Children's Home and Aid Society at Fort Worth, an institution which has made happier thousands of childless homes and which has turned out thousands of fine, healthy, sterling citizens.

"It took much love, much courage, much hard work, and much of every form of human devotion to accomplish the truly great work that has been the achievement of that great Texas lady, Edna Gladney. It is with enormous pride that I call the nation's attention to the commendable work of Edna Gladney and to the Metro-Goldwyn-Mayer motion picture, 'Blossoms in the Dust,' which will serve as a monument to her work, and, I am sure, as an inspiration to all Americans."

"Bagdad" Record in Brazil

"The Thief of Bagdad" is reported to be the new box-office champion in Sao Paulo, Brazil. Alexander Korda's picture broke all records at the Cine Opera for the first three days of its extended run and outgrossed every picture that ever played in any theater in this city, UA reported yesterday.

Mrs. Moore Dies

Scranton, Pa. — Mrs. Catherine Moore, widow of Philip Moore, for years manager of the Riviera Theater here, was buried at St. Rose Cemetery, Carbondale, Pa., July 31.

REVIEWS OF SHORT SUBJECTS

"The Nifty Nineties"

RKO Radio **7 Mins.**

Gay Nonsense

This tab reel is as gay and bright as the Technicolor medium in which it is made. Mickey Mouse, arrayed in the garb of a Mauve Decade dandy, promenades in the park. There he meets the alluring Minnie via flirtation. Together they attend a vaudeville show whereat Minnie is moved to tears by the song, "Father, Dear Father, Come Home to Me Now." Afterwards they take a ride in Mickey's automobile, meeting en route Goofy, Donald and Dona Duck plus the li'l Ducks, Pluto, and other well-known Disney characters. At the finale, Mickey's car runs into a cow, the latter surviving the shock better than the machine.

"Love in Gloom"

Columbia **21 mins.**

Introducing Youngman, he's funny

There are many entertaining moments in this musical two-reeler produced and directed by Ben K. Blake. For one thing, it brings to the screen the popular vaudeville star Henny Youngman. He is a funny comedian and his "Heatchliffe" takeoff should have them laughing out loud. In addition there is an attractive songstress in the person of Karyl Gould and impressions by the Radio Rogues. Script has Youngman running jointly with Al Shean a heart-mending agency. Hal Saunders and his St. Regis orchestra provide the musical numbers.

"Information Please"

(No. 12)

RKO Radio **9 mins.**

Right Up To Snuff

Guest star of this issue is the screen's "tycoon of terror," Boris Karloff, and naturally there is a standout question for him to try his teeth on, namely, a query on murders. Most of this reel is interesting and novel, with the result that the series fans will take to it enthusiastically. The affable cross-examiner is, of course, Clifton Fadiman, and Karloff's fellow brain - trusters are John Kieran, Franklin P. Adams and Oscar Levant. Literature and popular drinks are the extremes to which the questions run. Considerable comedy studs the quiz.

"Early To Bed"

(Walt Disney Cartoon)

RKO Radio **8 mins.**

Earns Average Rating

Much of the charm of Disney subjects springs from the portraying by his screen characters of the little nuances which humans experience in their daily lives. In the present cartoon, Donald Duck tucks himself into a folding bed for a well-earned sleep. Various factors keep him from his slumber. Among these is the loud-ticking alarm clock. Another is the bed itself. As long as the happenings remain satirical of human sleepers, the footage is funny. But here and there it dips into the incredible, thereby losing punch. However, the followers of this antic-ful duck will be pleased at most, if not all, of the things he does. There have been better "Donalds,"—for this is largely run-of-the-mine.

"Host to a Ghost"

Columbia **17 mins.**

Tepid Two-Reeler

Andy Clyde is in the wrecking business. One of his jobs takes him to an old house where some crooks are hiding from the police. In order to scare Andy and his helper from the premises, the crooks haunt the place. Gag situations are the customary slap-stick which results in a few laughs.

"The Musical Bandit"

(Ray Whitley Western Musicals)

RKO Radio **16 mins.**

So-So Entertainment

Featuring Ray Whitley with the "6 Bar Cowboys," this one is mildly entertaining and lacking zip and originality, although the music is fair enough. There is a surrounding yarn which discloses the boys supplying dance tunes for a hotel operated by Virginia Vale. The structure's mortgage is foreclosed by John Dilson, and the musicians save the day by terroristic methods. At the finale matters turn out okay, but it's all pretty silly. Exhibs. can set it down as so-so stuff which will go in situations which are not over-finnicky about their tab material.

Executives See Slim Chance for Shortage

(Continued from Page 1)

"scrambling around for what we can get," as one exhibitor put it.

Major company executives, however, believe that it is too early to predict a product shortage. It was said yesterday that while the number of pictures formally announced may be reduced, present tradeshow production schedules can, and will, be maintained, making a shortage unnecessary.

It was pointed out that the main consideration of the producers is to make strong product so they can sell it for a good and fair price, so naturally they will concentrate on the good ones, leaving a possibility that the original programs will be shaved. This might automatically reduce double features, executives said, but any danger of a shortage appears to be in the remote future.

Carol: Can't you see why I don't want to get married now on what you make as a relief driver for that delivery company?

RAGS TO RICHES

THIS PICTURE HAS NO CONNECTION WITH THE PLAY "FROM RAGS TO RICHES"

ALAN BAXTER • MARY CARLISLE
JEROME COWAN • MICHAEL MORRIS • RALF HAROLDE
PAUL PORCASI • SUZANNE KAAREN • EDDIE ACUFF
Director: Joseph Kane
Original Screen Play by James Webb

A REPUBLIC PICTURE

Allied Convention Heads Are Named

(Continued from Page 1)

cussion has been prepared. They include relationship of the theater to the defense program, competition for the public's money and patronage among the different types of amusement, merchandising of pictures, the consent decree and arbitration. An equipment display is being arranged.

Sidney Samuelson is the chairman of the general convention committee. Other committee heads include Morris Wax and George Ickes, attendance; Harry Perelman, decorations; Charles Stiefel and Michael Felt, display; David Milgran, entertainment; David Segal, gifts and prizes; Dave Barrist, honor guests; Fred Beedle, program; Cecil Felt, public relations; Joseph Conway, publicity; Jack Greenberg and Harry Fried, reception; E. B. Gregory, registration, and Melvin Koff, year book.

Dates of the convention are Sept. 16-18.

Browne and Bioff Trial Set to Start Aug. 18

(Continued from Page 1)

stated that no judge would be available until Aug. 25.

The union leaders are being tried for alleged violation of the anti-racketeering law and for the alleged extortion of $550,000 from Paramount, Warners, Loew's and 20th-Fox.

Matthias Correa, U. S. prosecuting attorney, told Judge Conger he was contemplating revocation of bail of both defendants because FBI men and U. S. marshals in Chicago have been unable to locate Nick Circello described as a "Chicago individual on Browne's payroll from 1935 to 1940." Correa said if Circello did not turn up by Aug. 18 he would ask the court to revoke the bail of Browne and Bioff.

Attorneys for the defendants asked the court to quash the indictments against them on the grounds that the anti-racketeering law under which the defendants were indicted is unconstitutional.

TO THE COLORS!

Wilmington, Del.—Chester Randolph Jones, Jr., chief of service, Loew's, has been called to the colors and is due to report tomorrow at the Trenton, N. J., induction station. Theater staff gave him a leather-bound military set as a going-away-gift.

Albert F. (Bert) Holst, South Carolinian boss of the Movietone News Library, has been called to the colors by Uncle Sam. A veteran Navy man and long time Naval Reservist, Holst will with the rank of lieutenant, in the capacity of a decoder.

PRESS OKAYS HAYS' PIX STAND

Statement on Propaganda in Pictures Gets 20-1 Approval; No Opposition to Propaganda, Says Morale Committee

(Continued from Page 1)

doesn't care if shorts and newsreels had some propaganda in them or not. Poll was conducted by Dr. Floyd Ruch, associate professor of psychology at the University of Southern California, who is said to have been lent to the committee by the university to develop scientific methods of measuring morale.

According to a press release by the committee yesterday, Dr. Ruch had his staff of trained interviewers put the following questions to "representative members of the public" with the results indicated:

"What kind of newsreels and short subjects do you like best?"

Those dealing with the war in Europe	26%
Those dealing with America's defense program	44
Those dealing with non-military events	30

To determine the public's reaction to propaganda, two questions were asked.

"Have you been annoyed by any propaganda in the feature pictures you have seen recently?"

Yes	16%
No	77
Don't know	7

"Have you been annoyed by any propaganda in the newsreels and shorts you have seen recently?"

Yes	25%
No	68
Don't know	7

"The American public is taking a realistic attitude toward war and defense," concluded Dr. Ruch. "It doesn't like war but it is prepared to face it when and if necessary. In the meantime, it wants to know what is going on and looks to the newsreels and shorts for information. So-called propaganda is annoying only when the individual feels that something is being put over on him. Most Americans now feel that they have a real stake in national security and are naturally not annoyed to see the defense program moving along."

FPC Theaters to Keep Present Price Scales

(Continued from Page 1)

circuit will make a formal statement to the Canadian government as to the effect of the new Federal amusement tax on receipts.

This was learned yesterday with the return of FPC officials from a meeting in Quebec.

J. J. Fitzgibbons, president, announced a proposal for a salary bonus plan for all company employes to meet the higher cost of living. The quota bonus and group insurance will be continued for all managers, it was said. Regional conferences will be held this year in place of the usual managers' convention.

J. R. Nairn, advertising manager, announced at the meeting that the advertising appropriation for the year would be increased and that radio as a medium would be adopted.

Barney Balaban, Paramount president, attended and announced cooperation with Canada in booking official films in Paramount-controlled theaters in the U. S.

Capital Increases

Albany — Dorian Pictures, Inc., New York City, has increased its capital from $20,000 to $200,000.

The Vitarama Corporation, New York City, has increased the number of shares of its no-par value stock from 120 to 145 shares.

Phono-Films Distributing Company, Inc., New York City, has increased the number of shares of its no-par value stock from 200 to 3,200 shares.

Two Government Films For S. A. Distribution

(Continued from Page 1)

films, showing resources of this country, are being translated into Spanish and Portuguese and will be distributed in South American countries by the Rockefeller office for Improving Cultural and Commercial Relations with American Republics.

The films are "power for defense" which was circulated widely throughout the United States by the Motion Picture Committee Co-operating for National Defense, and "Aluminum" which is currently showing in key theaters.

Dissemination of the films in Latin-America will be handled under the Rockefeller office by Kenneth Macgowan, who was Fox producer before going with the Government.

Crown Joins Macgowan

Al Crown, formerly with Grand National in Europe and Latin-America, has joined the Rockefeller Office for Improving Cultural and Commercial Relations with the American Republics. He will serve under Kenneth Macgowan in handling distribution of films in Latin-America.

"Bagdad" Scoring

Record grosses are being established in the foreign market by two Alexander Korda productions, "The Thief of Bagdad," and "That Hamilton Woman," according to Walter Gould, UA foreign manager. "Bagdad" exceeded highest local grosses ever registered in Sao Paulo and Rio de Janeiro, Brazil, while "That Hamilton Woman" scored highly in the Argentine and Australia.

HOLLYWOOD SPEAKING--

By **RALPH WILK**

—HOLLYWOOD

MONOGRAM completed two pictures last week, "Saddle Mountain Round-up" and "Li'l Louisiana Belle."

• •

WARNERS have borrowed Conrad Veidt from M-G-M for a top role in "All Through the Night."

• •

MAXIE ROSENBLOOM will be immortalized on the screen by Warners. Former light-heavyweight champ will be starred in "The Life of Maxie Rosenbloom," a two-reel comedy.

• •

"KING OF DODGE CITY," first of a series of Columbia western dramas, co-starring Bill Elliott and Tex Ritter, is scheduled for nation-wide release on Aug. 14.

• •

WALTER WANGER has borrowed Miklos Rosza, musical director for Alexander Korda, to compose the musical score for "Sundown," in which Gene Tierney, Bruce Cabot and George Sanders are starred under the direction of Henry Hathaway.

• •

WITH the start of "Out of the Frying Pan," Paramount's forthcoming film version of the Francis Swann comedy, deferred until Oct. 15, Florence MacMichael, the young actress who appeared in the stage play and was signed by Paramount for the same role in the film, will not report for work on the Coast until then. The play deals with young people trying to crash show business.

• •

"THE PARSON OF PANAMINT," Paramount's recently released screen version of the Peter B. Kyne story, will be dramatized on Louella Parsons' Hollywood Premiere Program Aug. 22, with Charlie Ruggles, Ellen Drew and Phillip Terry. These three play the top roles in the motion picture.

• •

LANA TURNER, now concluding her role opposite Clark Gable in "Honky Tonk," is preparing for her next starring role in "Johnny Eager" in which she will be starred with Robert Taylor. This M-G-M story has its setting in the Chicago underworld of the present time and deals with a paroled convict. Miss Turner has recently completed "Dr. Jekyll and Mr. Hyde," with Spencer Tracy and Ingrid Bergman. This film has its world premiere at the Astor Theater next Tuesday.

• •

J. BENTON CHENEY, well-known writer o ffrontier stories, was signed by Producer Harry Sherman to prepare the screenplay for "Silver Queen" from the original by William Johnston and Forrest Halsey. The story of a professional girl gambler who brings the murderer of her father to justice will serve as a vehicle for Paramount's Ellen Drew, who was seen recently in another Harry Sherman Western, "The Parson of Panamint."

METRO-GOLDWYN-MAYER

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 27 NEW YORK, THURSDAY, AUGUST 7, 1941 TEN CENTS

BIOGRAPHICAL FILMS SETTING NEW MARK

Itinerants Seen Hitting New High in Mid-West

Towns Reported Setting Aside Special Areas and Placing Permanent Screens

Indianapolis—A new high in itinerant exhibition in the Mid-West is claimed this Summer season by leading distributors of 16 mm. equipment and film. Opinion is bulwarked by announcements in rural newspapers of new 16 mm. stands, both outdoors and in halls.

Observers report that the comfort of the patrons of these shows is now being taken into consideration, and in many localities special areas are being set aside for the showing of

(*Continued on Page* 4)

Twelve Saxe Houses Pass to Fox-Wisc.

Milwaukee — Twelve theaters of the Saxe Amusement Management, Inc., will be taken over by Fox Wisconsin Amusement Corp. on Sept. 1, it was reported here yesterday. Saxe also operated the Capitol in Madison which reverted to Warner Bros. yesterday.

Saxe's Wisconsin houses at one

(*Continued on Page* 5)

Chicago Operators Ask 10 Per Cent Wage Boost

Chicago—Negotiations for a new contract by the operators' union here have started. Union is asking a 10 per cent increase over the present

(*Continued on Page* 5)

One Theater For M-G-M Tradeshows

With the exception of Kansas City, M-G-M will hold tradeshows of its next block in screening rooms. In spots where M-G-M has no screening accommodations, the shows will be held in preview rooms of other exchanges. Original policy of theater showings will be retained in Kansas City's Vogue Theater. Shows will be held Aug. 25-27; in New York, Sept. 4.

Bernhard Reports 2,327 Independent Houses Enrolled for USO Theater Drive Labor Day

A total of 2,327 independent theaters are enrolled to date in the USO theater week drive which starts Labor Day, it was announced yesterday by Joseph Bernhard, chairman of the drive.

New York and New Jersey circuits enrolled this week include Brandt, Century, Fabian, Island, Cocalis, Cinema, Rosenblatt-Welt, Newbury, Endicott, Rapf and Ruden, Trans-Lux, Harris, Consolidated, Stamatus, Leo Brecher, Rosen Bros., Harry Hecht, Charles Moses and Lane.

Illinois Allied Hits "Split Releases"

Chicago—Members of Illinois Allied will not buy some of the better pictures if the present B & K policy of release dates in the Chicago territory continues, according to a letter sent to all distributors by Jack Kirsch, Illinois Allied president.

Under the present policy, Kirsch asserted, B & K sets a house's com-

(*Continued on Page* 8)

Oklahoma MPTO in Drive For New Indie Members

Oklahoma City—After completion of an unusually successful legislative year in point of preventing the passage of legislation adverse to the interests of theater owners of the state, the Oklahoma Theater Owners, Inc., MPTOA affiliate, will this Fall make an intensive drive for increased membership, says Morris

(*Continued on Page* 5)

Rodgers Declines UA Presidency Offer

W. F. Rodgers announced officially yesterday from Chicago that he would remain as M-G-M's general sales manager and not go over to United Artists to accept its offer of the presidency. Announcement was in line with the statement of Nicholas M. Schenck (FILM DAILY, Aug. 5) that M-G-M would not re-

(*Continued on Page* 8)

Anti-5 Defendant Claims State Laws Can Control Pix

Minneapolis—Ed. J. Goff, Hennepin County Attorney, yesterday filed his answer to the suits of major film companies naming him a defendant in ther efforts to have the Minnesota motion picture regulatory bill declared unconstitutional.

Goff denied, among other allega-

(*Continued on Page* 8)

St. Louis Prefers Duals

Stage Shows Favored, Too, in F & M Poll

St. Louis—With five weeks of canvassing already completed, and more than two-thirds of all questionnaires returned, Henry C. Riegel, Jr., manager of the St. Louis Theater, operated by Fanchon & Marco Theaters here, has announced the first compilation of figures in the city-wide poll he and a staff of canvassers have been taking, aimed at learning the

(*Continued on Page* 8)

Kastner Resigns UA Foreign Department Post

Lacy W. Kastner, associated with the UA foreign sales force for the past 13 years, has resigned, it was announced yesterday by Walter Gould, foreign manager. Kastner was the European sales manager and recently arrived from Lisbon to

(*Continued on Page* 8)

Warners Leading the Field With 14, Checkup Reveals; 20th-Fox Set With Quartet

By **RALPH WILK**

West Coast Bureau of THE FILM DAILY

Hollywood—Hollywood has more films of a biographical nature in preparation, shooting or ready for release, at present than at any other time in its history.

A studio round-up shows Warners lead the pack with 14 features that could be called biogs running through the factory. Erroll Flynn, currently shooting "They Died With Their Boots On," the story of Gen. George A. Custer, the Indian fighter, goes into "Gentleman Jim," a yarn about

(*Continued on Page* 5)

Crescent Dismissal Motions Up Tomorrow

Nashville—Speculation ran high as the Government anti-trust suit against Crescent Amusement Co., its principals and affiliates, and the "Little Three" distributor group, adjourned yesterday afternoon after Judge Elmer D. Davies had heard arguments on motions to dismiss the

(*Continued on Page* 4)

Urges Power to F.D.R. To Establish D. S. Time

Washington Bureau of THE FILM DAILY

Washington — William O. Batt, deputy production director of OPM told a House committee yesterday that there is insufficient power avail-

(*Continued on Page* 8)

Russia Sending Newsreel Shots

Newsreel shots of the Soviet Army in action are being rushed to the United States. Reports from Moscow reveal that the war newsreels are being prepared especially for American distribution and are considered important inasmuch as scenes of the Russian Army have hitherto been banned. Criticism to date is that there is too much footage of scenes behind the civilian fronts.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, Aug. 6)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6⅜	6⅛	6⅜	+ ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	139⅝	139½	139½	— ⅛
do pfd.	....	....	....	.....
Gen. Th. Eq.	13½	13⅛	13½	+ ⅛
Loew's. Inc.	34	33½	34	+ ¼
do pfd.	....	....	....	.....
Paramount	14⅛	13¼	14⅛	+ ⅞
Para. 1st pfd.	103¾	102⅞	103¾	+ 1¼
Para. 2nd pfd.	12⅞	12	12⅞	+ ⅞
Pathe Film	14	13⅞	13⅞	— ⅛
RKO	3⅝	3½	3⅝	+ ¼
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¼	7⅞	8¼	+ ⅜
20th Century-Fox pfd.	21	20½	21	+ 1
Univ. Pict. pfd.	154½	154½	154½	— ½
Warner Bros.	5⅜	5	5⅜	+ ⅜
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	95¾	95¾	95¾	.....
Warner Bros.' dbs. 6s48	96	95¾	96	+ ¼

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith	¼	¼	¼	.....
Sonotone Corp.	2⅛	2⅛	2⅛	+ ⅛
Technicolor	9¾	9¾	9¾	.....
Trans-Lux	¾	¾	¾	.....
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	20	20	20	+ 1

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63	66
Roxy Thea. Bldg. 4s 1st '57	59	63

Sol Edwards to Chicago

Sol Edwards' return to 20th Century-Fox will be in the capacity of sales manager for all circuits in Chicago. He leaves tomorrow for his new post.

"U" Signs Schaindlin

Universal Pictures has signed Jack Schaindlin as musical director of all short subjects scored in the East. He continues as musical director of Universal Newsreel.

Westinghouse, GE Offer To Settle Suit for Million

Westinghouse Electric and Manufacturing Co. and the General Electric Co. have made an offer to settle a $250,000,000 minority stockholders' suit against them, RCA, officers and directors of RCA and RCA Victor for $1,000,000. Offer was submitted to Supreme Court Justice Aaron J. Levy. Hearings start Oct. 1.

At the same time, RCA was ordered to notify its 270,000 stockholders of the hearings so that they may be represented if they so desire.

Suit originally was filed by 11 minority stockholders who claimed damages of $500,000,000 through alleged waste, mismanagement, fraud and conspiracy.

In their settlement offer, General Electric and Westinghouse declared they do not admit to the merits of any of the charges but claim continuation of the suit for another three years would interfere with national defense work by tieing up the company's executives.

"York" Screening Sets Dallas Attendance Mark

An all-time attendance record for Dallas was established in that city this week when Warners tradeshowed "Sergeant York" before an exhibitor group representing 516 theaters with a seating capacity of 435,000.

Keen interest of exhibitors throughout the territory in this picture was evidenced by the overflow crowd that attended the tradeshowing. Every important circuit operator and independent exhibitor was on hand in addition to the Army represetatives.

UA Holds Sneak Preview Of "Tanks a Million"

United Artists last night held a sneak preview of "Tanks a Million," the first of the Hal Roach "streamline features," in Loew's Mt. Vernon. The film, which runs 53 minutes, was favorably received by the audience.

Representing the home office at the preview were Arthur W. Kelly, Monroe Greenthal, Haskell Masters and Albert Margolies. Ed Peskay, representative for Hal Roach, also attended.

Bandit Kills Manager

Baltimore — Louis Pertney, 37, manager of the Radio Theater, a film house for colored patronage, was shot to death here by a man who fled without attempting to seize a bag of money the victim had just put on the floor of his car.

Army and Navy Show Clicks

Detroit—H. V. Gilbert of Allied Pictures, booked "23½ Hours Leave" and "Sweetheart of the Navy" to the entire Butterfield Circuit after the test run at the Strand Theater, Flint, where the show was held over for three extra days.

Seek to Dismiss Special Defense in Conn. Case

New Haven — Prefect Theaters, Inc., et al, plaintiffs in the Pickwick, Greenwich, $5,452,575 anti-trust suit against the eight major film companies in the U. S. District Court here, have filed motions to dismiss the "special or separate defenses" of the defendants on the grounds of "insufficiency." Motions have been assigned for hearing on Sept. 16.

The separate defenses were part of the answers filed by the defendants and held that Fairfield Holding Co., one of the plaintiffs, was a foreign corporation and that the complaint should therefore be dismissed. United Artists' special defense described all the plaintiff corporation's as lacking the legal capacity to maintain the action.

The plaintiffs' new motions maintain that the separate defense should be dismissed because the facts set forth by the defendants are insufficient to constitute a defense and immaterial to the issues of the action. In the motion directed to United Artists, plaintiffs say that the answer and defense fail to allege supporting particulars as required by Rule 9 Subdivision (a) of the Rules of Civil Procedure.

Schine Managers Wind Up Second Day Sessions

Gloversville, N. Y.—Annual convention of Schine circuit managers completed its second day of sessions yesterday with home office representatives leading the parade of speakers. A banquet last night was highlighted by a show put on by the "old troupers" of the organization.

Speakers yesterday included H. M. Richey, M-G-M; William Graham, Altec; Alex Moss, Paramount; Leon Bamberger, RKO; "Skip" Weshner, United Artists; Earl Wingart, 20th Century-Fox, and A-Mike Vogel of the Motion Picture Herald.

Because of the draft, E. Douglas Leishman, head of the personnel department, advised district managers to look for good theater managers among store managers and newspaper men.

Managers also were addressed by company officials and Louis and J. Myer Schine.

"Arizona Bound" Set

West Coast Bureau of THE FILM DAILY

Hollywood — Monogram's sales manager, Steve Broidy, announces that Fox West Coast has booked "Arizona Bound," the first of the new "Rough Riders" series of all-star westerns, in every town of its circuit in both the Denver and Salt Lake territories.

Bair Into New Colony

Toledo, O.—E. E. Bair, manager of the Valentine nad Strand theaters at Defiance, for the last three years, has resigned, effective Aug. 15, to become manager of the new Colony Theater, a 1,700-seat house to be operated by the Associated Theaters Corp., Cleveland.

COMING and GOING

HARRY GOLD left last night by plane for Atlanta.

HERBERT J. YATES returns from the Coast on Monday.

GREGOR RABINOVITSCH, film producer, left yesterday for a vacation at Lake Placid.

HARRY WEBB, producer of Metropolitan pictures, is in town from the Coast with the print of a second Rin-Tin-Tin film.

WILLIAM F. RODGERS is expected back from Chicago tomorrow.

JOAN LESLIE, Warner feature player, arrives here Monday from the Coast.

A. KRONENBERG, of the Warner sales department, is back at the home office after a three-week trip through upstate New York and Midwest territory.

JESSE L. LASKY leaves Friday for Atlantic City to attend the "Sergeant York" opening.

N. L. NATHANSON leaves for Toronto over the week-end.

MAURICE BERGMAN leaves Friday for an Atlantic City vacation.

501st Parachute Battalion For "Parachute" Premiere

Atlanta — Plans were completed last night for the world premiere of RKO's "Parachute Battalion" on Aug. 14 at the Fox Theater here with the 500 men and officers of the 501st Parachute Battalion of the U. S. Army in attendance.

Edmund O'Brien of the movie cast and either Lucille Ball or Dorothy Cummings will attend. USO will give a ball for the parachutists following the premier and Atlanta girls will be their "dates."

Ziehm Closes Deal

Arthur Ziehm has closed a releasing deal with Miramar Productions for four musical westerns to star Buzzy Henry and Fred Scott. First picture will be delivered Sept. 15 and others at six-week intervals. LeRoy Jackman will produce the films to be distributed by Ziehm in the states right market.

Okays "Sunset Murder"

New York state board of regents reversed the decision of the state censor board and granted Crystal Pictures a license seal to distribute the Sally Rand picture, "Sunset Murder Case."

Pommer Signs Shirer

Hollywood—William L. Shirer, author of "Berlin Diary," has been engaged by Producer Erich Pommer to prepare special material based on his French wartime impressions for RKO Radio's "Passage From Bordeaux."

Under the New Management of
La HIFF'S TAVERN
you will find the old Policy of GOOD FOOD and GOOD SERVICE.
The Industry's
MEETING and EATING PLACE
156 W. 48th St. CHickering 4-4200

THE TRADE PRESS SPEAKS!

"The answer to your prayers for new faces. Red Skelton destined to become one of Hollywood's top comedians. 'Whistling in the Dark' will wow every audience everywhere." **—MOTION PICTURE DAILY**

"The preview audience literally tore down the house. Reaction colossal. Lobby talk was that Skelton will become one of the top film comedians."

—MOTION PICTURE HERALD

"'Whistling in the Dark' will bring radiant smiles to the faces of all exhibitors. Skelton hailed as bright new star is dynamite with an audience."

—HOLLYWOOD REPORTER

"Skelton slated for big things on the screen. Picture packed with entertainment."

—BOX OFFICE MAGAZINE

"Sure-fire box-office introduction for Red Skelton. Audience reaction definite acceptance of the screen birth of a new comedian."

—FILM DAILY

THE PUBLIC SPEAKS!

Riotous Previews at the Alexander Theatre, Glendale, Cal. and Loew's Theatre, New Rochelle, N.Y. Such hilarious scenes have never been witnessed before. Get busy! Circus this film! Shout about it! It's packed with pleasure and profit!

RED SKELTON YOUR NEW M-G-M STAR!

RED SKELTON, *The New Star,* in "WHISTLING IN THE DARK" *with* Conrad Veidt • Ann Rutherford • Virginia Grey • "Rags" Ragland • Henry O'Neill • Eve Arden • Screen Play by Robert MacGunigle, Harry Clork and Albert Mannheimer Based upon the Play by Laurence Gross and Edward Childs Carpenter • Presented on the Stage by Alexander McKaig • Directed by S. Sylvan Simon • Produced by George Haight • A Metro-Goldwyn-Mayer Picture

Itinerants Seen Hitting New High

(*Continued from Page* 1)

pictures, permanent screens erected, as well as a platform for the projection machine, and benches arranged in regular theater fashion are available to patrons.

One of the inducements is the better 16 mm. film now available. An offer made by one of the largest 16 mm. distribs. of a sound projector and a one week's change of program on a rental basis of $22.50 a week. Distrib. also offers liability insurance, sound trailers for rent at 30 cents a week, circus heralds at $1 a thousand, as well as standard theater advertising material at low rental figures.

Merchants in small towns are being solicited to split the cost of the projector between them. The school or civic organization to which the projector is presented for operation, agrees to run an advertisement trailer listing the names of the local merchants donating the equipment, not less than once a month for a period of two years.

It appears in Indiana that any restrictive action is next to impossible. The greater part of the blame for the development of this competition to the established theater operator, is charged to poor co-operation extended the ATOI's legislative committee by individual exhibitors who have not felt the sting of such competition.

However, with recent developments involving an accident alleged to be due to negligence of public officials at Lyons, Ind., where an automobile was driven into a crowd of free show spectators, injuring twenty-six persons, the ATOI has a new approach to the 16 mm. problem.

The Lyons Merchants' Association had brought in "Mounted Police" for its weekly show and a big part of the town's 800 inhabitants and other persons from miles around had turned out.

W. P. AMPTO Sets Corn Roast

Pittsburgh—AMPTO of Western Pennsylvania will hold its corn roast on the farm of Dr. C. E. Herman, Campbell's Run Road, Carnegie, Pa., on Aug. 24.

"Happy Birthday to You"
TELEGRAM

Billie Burke Ann Harding
Rudolph C. Ising

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● TONIGHT a brilliant constellation......of Hollywood stars ......will open the three-day Moon Festival......out that-a-way...... for United China Relief......Celebration is slated for three spots...... —the city's Old Chinatown, China City and New Chinatown......each of which will be barricaded off......and admish tickets sold at four bits a head......Representatives of all studios, guilds and charity and defense committees have pledged full support......to the drive..... The committee heading the Hollywood delegation......is under Chairman David O. Selznick......and comprises Charles Feldman, Abe Lastvogel, Bert Allenberg, Harry Maizlish and William Koenig......

▼ ▼ ▼

● ● ● *THE stars who are to appear......in the gigantic Moon Festival......include Alice Faye, Irene Dunne, Gene Autry, Margaret Lindsay. Marie Wilson, Bonita Granville......Bob Hope, Linda Darnell, Claudette Colbert, Marlene Dietrich, Dick Powell, Joan Blondell......Barbara Stanwyck, Kay Kyser, Ginny Sims, Arthur Lake, Penny Singleton, Fredric March, Edward G. Robinson......Ida Lupino, Ann Miller, Judy Garland, Larry Sims, John Payne, Robert Young, Cesar Romero, Sidney Toler, Jackie Cooper ....Laraine Day, Johnny Weissmuller, Maureen O'Sullivan, Madeleine Carroll, Mickey Rooney, Ann Rutherford, Virginia Weidler......Red Skelton, Claire Trevor, Victor Mature, Betty Grable, Jane Withers, Anne Baxter, John Carradine, Carole Landis, Charles Boyer......Mischa Auer, Leo Carrillo, Hugh Herbert, Helen Parrish, Claire Dodd, Johnny Mack Brown, Fay Bainter, Fannie Brice......John Conte, Frank McHugh, Olivia de Havilland, Jack Carson, Ronald Reagan, Jane Wyman, John Garfield, Jeffrey Lynn, Priscilla Lane and Humphrey Bogart......*

▼ ▼ ▼

● ● ● ON the local front......this morning brings scientific tests ......on a flock of femmes in the Astor Theater's auditorium......Dr. William Moulton Marston will attempt to determine......whether the shop gal, white collar working gal, debutante, chorine, athletic gal or the female who is anti-male and studious......is best equipped emotionally to withstand the impact......of scenes from the Metro opus, "Dr. Jekyll and Mr. Hyde"......Scientific instruments will do the judging. . . ● At lunch hour......on the swank Kelton Courts at 40th St. and 12th Ave.........Arthur Israel and Manny Reiner, Paramount racketeers, will meet......the Messrs. Leo Lubin and Dick Altshuler, Consolidated Film Industries court champs......in a blazing net battle......Execs. of both orgs., we understand, are backing their entries ......with cash and 'thusiasm......and a big rootin' section is expected. . . ● Also on today's Film Row agenda......is the drawing for the two week's vacation at Grossingers, Ferndale, N. Y.......for the benefit of the AMPA Motion Picture Relief Fund......at the Hotel Edison......with results to be announced tomorrow......

▼ ▼ ▼

● ● ● *OUT where the tall corn of Iowa grows......Leo Wolcott of Eldora......prexy of the Allied Theater Operators of Nebraska and Iowa......is building an even taller "rep"......on the golf links......via some sharp-shootin' which placed him among the leaders in Iowa tourneys this Summer......He finished in a fourth-place tie......in the Masters' tourney......which is an invitation affair played o'er the State's toughest course......He survived in the State's amateur meet......until the quarter-finals ......placed high in the Iowa open......and again was among the leaders in the Northwestern Iowa tournament......*

Crescent Dismissal Motions Up Tomorrow

(*Continued from Page* 1)

conspiracy charges against Columbia, Universal Pictures, United Artists, and against Muscle Shoals, Inc. The court reserved decision until after all such motions are heard.

Defense Attorney George H. Armistead, Jr., will be heard today on motions to strike out the testimony on the activities of Crescent Amusement Co. against competition in local situations and to dismiss the entire action against Crescent, its principals and seven affiliates.

At adjournment yesterday predictions were being made freely that Columbia, United Artists, and Universal Pictures would be dismissed by Judge Davies at this time, with dismissal of Muscle Shoals, Inc., as probable too. There was evidence of optimism among counsel and principals that the whole case may end at this time with favorable action on all motions.

"In arguing for the United Artists dismissal motion, Edward H. Raftery, "Little Three" counsel, declared that, "it is common sense to use a 'closed' situation to get into another competitive situation and vice versa but the Government says that we must sell one run or one situation at a time and shut our eyes to all the rest."

In discussing with Raftery the meager case that he admits the Government has against the distributors mentioned, Wright suggested that the court should at least grant "relief to the extent of the interference with interstate commerce" but Judge Davies immediately declared that, if any action was taken, the distributor would be enjoined only for violation of the anti-trust act."

Raftery positively denied a statement made by Wright that United Artists is having "a raft of litigation" at the present time over film releases and clearances. He insisted that he knew of no such litigations. He was assured that Wright's statement was not considered by the court.

It is expected that arguments on dismissal motions will at least be concluded by Friday afternoon. Then, if motion to dismiss the action against Crescent is not granted, defense counsel will ask for an adjournment to allow for defense preparation. This adjournment may be anywhere from three days to two weeks, with the longer adjournment considered probable.

WEDDING BELLS

Maurice Silverstein, M-G-M's manager in Singapore, will be married tomorrow in Sydney to Betty Bryan, star of the Australian picture "80,000 Horsemen." Bernard Freeman of Metro's Sydney office will be best man, with M. W. D. McIntyre, Metro attorney, attending. The couple will leave shortly for New York.

Biographical Films Setting New Mark

(*Continued from Page* 1)

James J. Corbett as his next assignment.

Also from the Warner lot: just ready for release is "Sergeant York" and "The Prime Minister" (made in England, starring John Gielgud and Diana Wynyard and immortalizing the statesman Disraeli). In preparation is "Yankee Doodle Boy" in which James Cagney will portray George M. Cohan, "The Life and Songs of George Gershwin," "John Paul Jones," "Captain Of The Clouds," which deals greatly with the activities of Air Marshal Billy Bishop, Canada's World War I ace, "Bad Men Of Missouri," the lives and tales of the famous badmen, the Younger Brothers, "Peary At The North Pole," "The Man From The FBI," which is about J. Edgar Hoover, and "The Life Of Winston Churchill" which will be made by Warners in England.

"One Foot In Heaven," the life of the Rev. William Spence as told by his son Hartzell Spence, is now in production as well as "The Man Who Came To Dinner," which, it is said, reports a short period in the life of Alexander Woollcott.

20th-Fox Has Four

Twentieth Century-Fox has just finished "Belle Starr," in which Gene Tierney portrays the famous feminine bandit of the last century. Also on the Fox list for next season's release is "My Gal Sal," the story of Paul Dresser, clefter of "On The Banks Of The Wabash" and other tunes. Alice Faye has been pencilled in for the female lead in this. Mark Hellinger is readying, with John O'Hara the script, "My Life and Hard Times" the trials and tribulations of James M. Thurber, the New Yorker wit. Fox is also spinning a yarn about John Grumm, America's first lobbyist, to be titled "Yankee Ostrich."

Metro is preparing "The Life Of Simon Bolivar" and "The Life Story Of William Allen White," to star Spencer Tracy.

On Paramount's Schedule

Paramount is readying for the cameras, "Tex Guinan" a tale of the fabulous night club figure, and "Sunrise In My Pocket," a tale of Davey Crockett of Alamo fame. The Harry Sherman unit at Paramount is planning an early shooting date for "Pahaska," the life of Buffalo Bill, to be played by Joel McCrea, and "Tombstone," which is really a yarn about Wyatt Earp. Not biographical but using historical characters is Paramount's "The Remarkable Andrews," in which Andrew Jackson, George Washington, Benjamin Franklin, Thomas Jefferson, and Chief Justice John Marshall are characters.

RKO will make "The Life of Samuel Gompers," under William Dieterle's guidance, in 1942. RKO will also have the Herbert Wilcox production based on the life story of Amy Johnson, famed British aviatrix. It will be filmed in England.

Samuel Goldwyn will begin shooting here on the life of Lou Gehrig in a few months, while he is also producing "Spitfire" in England. Latter is based on the life of the late R. J. Mitchell, plane designer. Goldwyn also has "Seventh Cavalry," which largely concerns General Custer, and "Hans Christian Andersen."

Columbia is making "Harmon of Michigan" with Tommy Harmon.

Jesse Lasky will produce "The Adventures of Mark Twain."

More Comic Strips

West Coast Bur., THE FILM DAILY

Hollywood—Alfred M. Loewenthal, representative of the Chicago Tribune-N. Y. Daily News comic strip syndicate, who sold motion picture rights to "Don Winslow Of The Navy" to Universal, is negotiating with producers here for the rights to "Little Orphan Annie," "Winnie Winkle" and "Gasoline Alley." He expects to close a deal soon for "Terry Of The Pirates," which would be made as a feature.

Oklahoma MPTO in Drive For New Indie Members

(*Continued from Page* 1)

Loewenstein, association president.

The drive will be carried on through the directors of the various districts of the organization over the state. A new association letterhead which will be used to circularize independent exhibitors now lists the names of all officers and directors, with the name of the house operated by that officer or director and the location of the theater and town in which it is located.

New 1941 personnel is as follows: Morris Loewenstein, Majestic, Oklahoma City, president; Max Brock, Lawton, Lawton, vice-president; L. A. White, Bungalow, Weatherford, secretary-treasurer. Directors: Oklahoma City district, W. C. Lewellen, Criterion, Oklahoma City; J. L. Groves, Villa, Oklahoma City; Tulsa district, J. C. Hunter, Talbot theaters, Tulsa, and Lou Chatham, Griffith Theaters, Tulsa; Southeast district, William Slepka, Jewel, Okemah, and Ed Holt, Wigwam, Coalgate; Southwest district, Glenn Thompson, Thompson, Tishomingo, and Ed Crews, Empress, Waurika; Northeast district, John Giffin, Coleman, Miami, Okla., Crawford Spearman, Bronco, Edmond, and Gerald Stettmund, H and S, Chandler; Northwest district, Vance Terry, Woodward Theater, Woodward, and Homer Jones, Bison, Alva; Texas district, Kirby Conley, Ellis Theater, Perryton, Tex.

To New Offices

Academic Productions, Inc., and Pictorial Films, Inc., formerly located at 1650 Broadway, have moved to new and larger quarters in the RKO Building, 1270 Sixth Ave.

Twelve Saxe Houses Pass to Fox-Wisc.

(*Continued from Page* 1)

time were aligned with the old Fox-Midwesco circuit and more recently with Warners under a booking arrangement.

Theaters included in the new Fox deal are the Tivoli, Parkway, Uptown, Savoy, Modjeska, Princess, Garfield and Mirth in Milwaukee; Jeffris and Apollo, Janesville; Oshkosh, Oshkosh, and Orpheum, Kenosha.

Chicago Operators Ask 10 Per Cent Wage Boost

(*Continued from Page* 1)

scale and a week's vacation with pay. Present contract expires Aug. 30.

A 10 per cent boost in the scale was asked last year when a new pact came up for consideration but an agreement to maintain the old scale for another year was reached. At that time the operators were asking a two-week vacation.

McGinnis and Curtis on Way

West Coast Bureau of THE FILM DAILY

Hollywood—It'll be McGinnis and Curtis of the Marines, not Flagg and Quirt, when Vic McLaglen and Edmund Lowe make "The Marines Are Ready" for RKO.

LETTERS

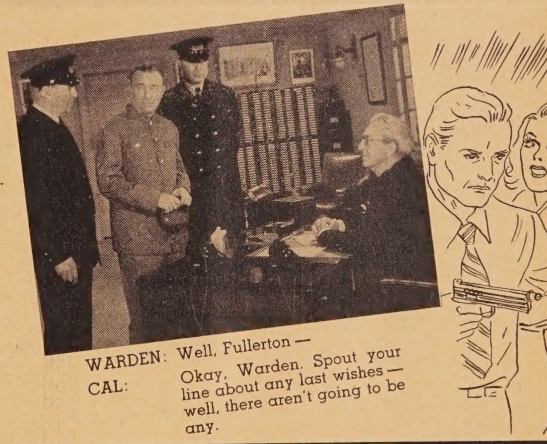
Editor, THE FILM DAILY

Without hesitation, I can say, with all sincerity, not because I am the publisher of a daily newspaper, but because it should be self-evident to motion picture producers that when you entice people to the movies in the hopes of winning money on Bank Night that you are admitting that the picture is no good.

The local movie houses have been running Bank Night with the result that more people see poor pictures than the good ones. Not satisfied with ruining their business with Bank Nights they are now giving away automobiles and other things in the hope of winning audiences back to see the good pictures.

If the local movie houses spent just 50 per cent of what they are now throwing away on Bank Nights and automobiles and ice-boxes, they could play to capacity for every good picture which was legitimately and properly advertised through legitimate advertising media, preferably the newspapers and radio.

FRED SCHILPLIN,
President and Publisher,
St. Cloud (Minn.) Times


WARDEN: Well, Fullerton —
CAL: Okay, Warden. Spout your line about any last wishes — well, there aren't going to be any.

CITADEL OF CRIME
ROBERT ARMSTRONG • FRANK ALBERTSON
LINDA HAYES
RUSSELL SIMPSON
SKEETS GALLAGHER
Original screen play by Don Ryan
GEORGE SHERMAN — Director
A Republic PICTURE

The Film Daily's Calendar

A list of English-speaking features released since March 21, 1941, by companies. Arranged of FILM DAILY review. Names are the principal players in the cast. Complete casts and pro

COLUMBIA

Ellery Queen's Penthouse Mystery, 69 mins. 3-24-41
FD: 2-26-41. Ralph Bellamy, Charley Grapewin, Margaret Lindsay
Penny Serenade, 125 mins........4-24-41
FD: 4-16-41. Irene Dunne, Cary Grant, Edgar Buchanan
Great Swindle, The, 54 mins.......4-10-41
FD: 5-4-41. Jack Holt, Jonathan Hale, Henry Kolker
They Dare Not Love, 76 mins.....5-30-41
FD: 5-16-41. George Brent, Martha Scott, Paul Lukas
Big Boss, The, 70 mins...........4-28-41
FD: 5-20-41. Otto Kruger, Gloria Dickson, John Litel
She Knew All the Answers, 85 mins. 5-15-41
FD: 5-20-41. Joan Bennett, Franchot Tone, John Hubbard
Under Age, 60 mins..............4-24-41
FD: 5-21-41. Nan Grey, Tom Neal, Mary Anderson
The Voice in the Night, The, 83 mins. 5-20-41
FD: 5-29-41. Clive Brook, Diana Wynyard, Derek Farr
Adventure in Washington, 84 mins..5-30-41
FD: 5-29-41. Herbert Marshall, Virginia Bruce, Gene Reynolds
Time Out for Rhythm, 74 mins.....6-12-41
FD: 6-2-41. Ann Miller, Rudy Vallee, Rosemary Lane
Naval Academy, 67 mins..........5-22-41
FD: 6-5-41. Freddie Bartholomew, Jimmy Lydon, Billy Cook
Her First Beau, 78 mins.........5-8-41
FD: 6-11-41. Jane Withers, Jackie Cooper, Edith Fellows
Sweetheart of the Campus, 67 mins. 6-26-41
FD: 6-30-41. Ruby Keller, Ozzie Nelson, Harriet Hilliard
Ellery Queen and the Perfect Crime, 68 mins.....8-7-41
FD: 7-10-41. Ralph Bellamy, Margaret Lindsay, Charley Grapewin
Here Comes Mr. Jordan, 93 mins..8-21-41
FD: 7-30-41. Robert Montgomery, Claude Raines, Evelyn Keyes
I Was a Prisoner on Devil's Island, 71 mins.....6-30-41
FD: 8-4-41. Sally Silers, Donald Wood, Edward Cianelli.

WALT DISNEY

*Fantasia, 120 mins......................
FD: 11-14-40. Stokowski and the Philadelphia Orchestra

M-G-M

Men of Boys' Town, 106 mins......4-11-41
FD: 3-14-41. Spencer Tracy, Mickey Rooney, Bobs Watson
Penalty, The, 81 mins.............3-14-41
FD: 3-14-41. Edward Arnold, Lionel Barrymore, Robert Sterling
Bad Man, The, 70 mins............3-28-41
FD: 4-4-41. Wallace Beery, Lionel Barrymore, Laraine Day
Ziegfeld Girl, 131 mins..........4-25-41
FD: 4-16-41. Judy Garland, James Stewart, Hedy Lamarr, Lana Turner
Washington Melodrama, 78 mins....4-18-41
FD: 4-23-41. Frank Morgan, Ann Rutherford, Kent Taylor
People vs. Dr. Kildare, The, 78 mins..5-2-41
FD: 5-8-41. Lew Ayres, Lionel Barrymore, Laraine Day
A Woman's Face, 105 mins.........5-9-41
FD: 5-12-41. Joan Crawford, Melvyn Douglas, Conrad Veidt
I'll Wait for You, 71 mins.........5-16-41
FD: 5-14-41. Robert Sterling, Marsha Hunt, Virginia Weidler
Love Crazy, 100 mins.............5-23-41
FD: 5-16-41. William Powell, Myrna Loy, Gail Patrick, Jack Carson
Billy the Kid, 95 mins...........5-30-41
FD: 5-29-41. Robert Taylor, Brian Donlevy, Mary Howard
Getaway, The, 89 mins..........6-13-41
FD: 6-17-41. Robert Sterling, Charles Winninger, Donna Reed
Big Store, The, 80 mins..........6-20-41
FD: 6-18-41. Marx Bros., Tony Martin, Virginia Grey
*Blossoms in the Dust, 100 mins..8-15-41
FD: 6-23-41. Greer Garson, Walter Pidgeon, Felix Bressart
They Met in Bombay, 86 mins...6-27-41
FD: 6-24-41. Clark Gable, Rosalind Russell, Peter Lorre
Barnacle Bill, 92 mins............7-4-41
FD: 7-2-41. Wallace Beery, Marjorie Main, Virginia Weidler
Stars Look Down, The, 100 mins...7-18-41
FD: 7-9-41. Michael Redgrave, Margaret Lockwood, Emlyn Williams
Dr. Jekyll and Mr. Hyde, 127 mins.......
FD: 7-22-41. Spencer Tracy, Ingrid Bergman, Lana Turner
Ringside Maisie, 96 mins...........8-1-41
FD: 7-23-41. Ann Sothern, George Murphy, Robert Sterling
Down in San Diego, 70 mins............
FD: 7-30-41. Bonita Granville, Ray McDonald, Dan Dailey, Jr.
Whistling in the Dark, 77 mins.....8-8-41
FD: 8-4-41. Red Skelton, Conrad Veidt, Ann Rutherford

MISCELLANEOUS

Law of the Wolf (Arthur Ziehm, Inc.) 55 mins.
FD: 5-1-41. Dennis Moore, Luana Walters, Geo. Chesebro
Proud Valley (Supreme Productions, Inc.)..
FD: 6-2-41. Paul Robeson, Edward Chapman, Rachel Thomas
No Greater Sin (University Film Productions), 85 mins.
FD: 6-17-41. Leon Ames, Luana Walters
Murder at the Baskervilles (Astor Pictures), 66 mins.
FD: 6-18-41. Arthur Wontner, Ian Fleming, Lyn Harding
Ku Kan (Adventures Epics, Inc.), 97 mins.
FD: 6-21-41. Documentary Film of Chinese war
Terror, The (Alliance Film), 62 mins......
FD: 8-5-41. Wilfrid Lawson, Linden Travers, Bernard Lee

MONOGRAM

Invisible Ghost, The, 64 mins.......4-25-41
FD: 4-17-41. Bela Lugosi, Polly Ann Young
Roar of the Press, 72 mins........4-30-41
FD: 4-28-41. Jean Parker, Wallace Ford, Jed Prouty
Tumble-Down Ranch in Arizona, 60 mins. 4-20-41
FD: 4-29-41. Ray Corrigan, John King, Max Terhune
King of the Zombies, 67 mins......5-14-41
FD: 5-9-41. Dick Purcell, Mantan Moreland, Joan Woodbury
House of Mystery, 62 mins.........5-7-41
FD: 6-4-41. Keneth Kent, Judy Kelly, Peter Murray Hill
Gang's All Here, The, 61 mins...6-11-41
FD: 6-24-41. Frankie Darro, Marcia Mae Jones, Jackie Moran
Pioneers, The, 58 mins...........5-10-41
FD: 6-24-41. Tex Ritter, Arkansas "Slim" Andrews
Red Head, 64 mins..............5-21-41
FD: 6-30-41. June Lang, Johnny Downs, Eric Blore
Murder by Invitation, 67 mins....6-30-41
FD: 6-30-41. Wallace Ford, Sarah Padden, Marian Marsh
Arizona Bound, 57 mins..........7-19-41
FD: 7-18-41. Buck Jones, Tim McCoy, Raymond Hatton
Wrangler's Roost, 57 mins........6-4-41
FD: 7-18-41. Ray Corrigan, John King, Max Terhune
Father Steps Out, 63 mins.......7-12-41
FD: 7-30-41. Frank Albertson, Jed Prouty, Lorna Gray
Deadly Game, The, 65 mins.......7-26-41
FD: 8-5-41. Charles Farrell, June Lang, John Miljan.

PARAMOUNT

Lady Eve, The, 97 mins............3-21-41
FD: 2-27-41. Barbara Stanwyck, Henry Fonda, Charles Coburn
Las Vegas Nights, 89 mins........3 28-41
FD: 3-20-41. Phil Regan, Bert Wheeler, Constance Moore
I Wanted Wings, 131 mins.......7-18-41
FD: 3-27-41. Ray Milland, William Holden, Wayne Morris, Brian Donlevy
Road to Zanzibar, 92 mins.........4-11-41
FD: 4-10-41. Bing Crosby, Bob Hope, Dorothy Lamour
Reaching for the Sun, 90 mins.......5-2-41
FD: 5-9-41. Joel McCrea, Ellen Drew, Eddie Bracken
One Night in Lisbon, 97 mins.....5-16-41
FD: 5-14-41. Fred MacMurray, Madeleine Carroll, Patricia Morison
Pirates on Horseback, 69 mins.....5-23-41
FD: 5-20-41. William Boyd, Russell Hayden, Eleanor Stewart
Caught in the Draft, 82 mins............
FD: 5-29-41. Bob Hope, Dorothy Lamour, Lynne Overman
Border Vigilantes, 62 mins.........4-18-41
FD: 6-3-41. William Boyd, Russell Haydem, Andy Clyde
Power Dive, 71 mins..............4-25-41
FD: 6-4-41. Richard Arlen, Jean Parker, Roger Pryor
West Point Widow, 63 mins......6-20-41
FD: 6-11-41. Anne Shirley, Richard Carlson, Richard Denning
*Shepherd of the Hills, The, 98 mins. 8-15-41
FD: 6-18-41. John Wayne, Betty Field, Harry Carey
Parson of Panamint, The, 84 mins..6-27-41
FD: 6-19-41. Charlie Ruggles, Ellen Drew, Phillip Terry
Kiss the Boys Goodbye, 85 mins...8-1-41
FD: 6-23-41. Mary Martin, Don Ameche, Oscar Levant
Forced Landing, 67 mins.........7-18-41
FD: 7-3-41. Richard Arlen, Eva Gabor, J. Carroll Naish
Nothing But the Truth, 90 mins.........
FD: 7-29-41. Bob Hope, Paulette Goddard, Edward Arnold
Henry Aldrich for President, 75 mins.....
FD: 7-30-41. James Lydon, Charles Smith, June Preisser
New York Town, 94 mins................
FD: 7-30-41. Fred MacMurray, Mary Martin, Robert Preston
Wide-Open Town, 77½ mins.......8-8-41
FD: 7-30-41. William Boyd, Russell Hayden, Evelyn Brent
Buy Me That Town, 70 mins...........
FD: 7-31-41. Lloyd Nolan, Constance Moore, Albert Dekker
Hold Back the Dawn, 115 mins..........
FD: 7-31-41. Charles Boyer, Olivia de Havilland, Paulette Goddard

PRODUCERS RELEASING CORP.

Billy the Kid's Fighting Pals, 62 mins. 4-18-41
FD: 4-10-41. Bob Steele, Al St. John, Phyllis Adair
South of Panama, 68 mins.........4-18-41
FD: 4-23-41. Roger Pryor, Virginia Vale
Federal Fugitives, 66 mins.........3-29-41
FD: 5-9-41. Neil Hamilton, Doris Day, Victor Varconi
Lone Rider in Ghost Town, The, 64 mins. 5-16-41
FD: 5-9-41. George Houston, Al St. John
Paper Bullets, 69 mins...........5-30-41
FD: 6-11-41. Joan Woodbury, Linda Ware, Jack LaRue
Texas Marshal, 58 mins..........6-13-41
FD: 6-18-41. Tim McCoy, Art Davis, Kay Leslie
Emergency Landing, 70 mins.......5-23-41
FD: 7-10-41. Forrest Tucker, Carlo Evelyn Brent

RKO RADIO

It Happened to One Man, 82 mins.........
FD: 2-26-41. Wilfred Lawson, Nora Swinburne, Marta Labarr
Melody for Three, 67 mins.........3-28-41
FD: 3-6-41. Jean Hersholt, Fay Wray, Walter Woolf King
Footlight Fever, 69 mins.........3-21-41
FD: 3-26-41. Alan Mowbray, Donald McBride, Elizabeth Rusdon
Devil and Miss Jones, The, 92 mins..4-11-41
FD: 4-8-41. Jean Arthur, Robert Cummings, Charles Coburn
Citizen Kane, 120 mins...........3-28-41
FD: 4-11-41. Orson Welles, Dorothy Comingore, Joseph Totten
They Met in Argentina, 77 mins....4-25-41
FD: 5-14-41. Maureen O'Hara, James Ellison, Alberto Vila
Scattergood Pulls the Strings, 69 mins. 5-23-41
FD: 5-14-41. Guy Kibbee, Bobs Watson, Susan Peters
Sunny, 98 mins...................5-30-41
FD: 5-20-41. Anna Neagle, Ray Bolger, John Carroll

# of Current Feature Releases

*ccording to date of review. Dates after titles are distributor release dates: FD: indicates date ction credits are included with FILM DAILY reviews. *Indicates Technicolor production.*

Repent at Leisure, 66 mins.........4-4-41
FD: 5-29-41. Kent Taylor, Wendy Barrie, George Barbier

Reluctant Dragon, The, 72 mins..........
FD: 6-6-41. Robert Benchley, Frances Gifford, Walt Disney, Disney staff.

Saint's Vacation, The, 60 mins.....5-30-41
FD: 6-18-41. Hugh Sinclair, Sally Gray, Arthur McRae

Hurry, Charlie, Hurry, 65 mins....7-25-41
FD: 7-10-41. Leon Errol, Mildred Coles, Kenneth Howell

Tom, Dick and Harry, 86 mins.....7-4-41
FD: 7-14-41. Ginger Rogers, Geo. Murphy, Alan Marshal, Burgess Meredith

My Life With Caroline, 81 mins...8-1-41
FD: 7-16-41. Ronald Colman, Anna Lee, Charles Winninger

Here Is a Man, 112 mins...............
FD: 7-16-41. Edward Arnold, Walter Huston, James Craig, Anne Shirley

Father Takes a Wife, 79 mins..........
FD: 7-17-41. Adolph Menjou, Gloria Swenson, John Howard

Lady Scarface, 69 mins.........9-26-41
FD: 7-22-41. Dennis O'Keefe, Judith Anderson, Frances Neal

REPUBLIC

In Old Cheyenne, 58 mins.........6-31-41
FD: 4-4-41. Roy Rogers, George "Gabby" Hayes, Sally Payne

Mr. District Attorney, 69 mins.....3-26-41
FD: 4-4-41. Dennis O'Keefe, Florence Rice, Peter Lorre

Sis Hopkins, 98 mins.............4-12-41
FD: 4-7-41. Judy Canova, Bob Crosby, Charles Butterworth

Two-Gun Sheriff, 56 mins.........3-29-41
FD: 4-18-41. Don "Red" Barry, Lynn Merrick

Pals of the Pecos, 56 mins.........4-14-41
FD: 4-24-41. Robert Livingston, Bob Steele, Rufe Davis

Rookies on Parade, 69 mins........4-17-41
FD: 4-28-41. Bob Crosby, Ruth Terry, Gertrude Niesen

Lady from Louisiana, 82 mins.......4-22-41
FD: 4-30-41. John Wayne, Ona Munson, Ray Middleton

Singing Hill, The, 75 mins.........4-26-41
FD. 5-2-41. Gene Autry, Smiley Burnette, Virginia Dale

Sheriff of Tombstone, 56 mins.......5-7-41
FD: 5-8-41. Roy Rogers, George "Gabby" Hayes, Elyse Knox

Country Fair, 74 mins.............5-5-41
FD: 5-9-41. Eddie Foy, Jr., June Clyde, Guinn Williams

Great Train Robbery, The, 61 mins..3-28-41
FD: 5-14-41. Bob Steele, Claire Carleton, Milburn Stone

Gay Vagabond, The, 66 mins.......5-12-41
FD: 5-19-41. Roscoe Karns, Ruth Donnelly, Ernest Truex

Desert Bandit, 56 mins...........5-24-41
FD: 5-29-41. Don "Red" Barry, Lynn Merrick

Angels With Broken Wings, 72 mins......
8-11-41
FD: 6-3-41. Binnie Barnes Gilbert Roland, Mary Lee

Saddlemates, 56 mins............5-24-41
FD: 6-11-41. Robert Livingston, Bob Steele, Rufe Davis

Nevada City, 58 mins.............6-20-41
FD: 6-18-41. Roy Rogers, George "Gabby" Hayes, Sally Payne

Kansas Cyclone, 56 mins.........6-24-41
FD: 6-19-41. Don "Red" Barry, Lynn Merrick

Puddin' Head, 80 mins...........6-25-41
FD: 6-26-41. Judy Canova, Francis Lederer, Raymond Walburn

Poison Pen, 66 mins...............6-30-4
FD: 6-30-4. Flora Robson, Robert Newton, Ann Toff

Gangs of Sonora, 56 mins.........7-10-41
FD: 7-11-41. Robert Livingston, Bob Steele, Rufe Davis

Mountain Moonlight, 68 mins.....7-12-41
FD: 7-18-41. Leon, June and Frank Weaver

Hurricane Smith, 69 mins.........7-20-41
FD: 7-18-41. Ray Middleton, Jane Wyatt, Harry Davenport

Sunset in Wyoming, 65 mins.....7-15-41
FD: 7-25-41. Gene Autry, Smiley Burnette, Maris Wrixon

Citadel of Crime, 58 mins........7-24-41
FD: 8-4-41. Robert Armstrong, Frank Albertson, Linda Hayes

20th CENTURY-FOX

*That Night in Rio, 90 mins.......4-11-41
FD: 3-7-41. Alice Fay, Don Ameche, Carmen Miranda

Scotland Yard, 67 mins............4-4-41
FD: 4-11-41. Nancy Kelly, Edmund Gwenn, John Leder

Dead Men Tell, 60 mins...........3-28-41
FD: 4-18-41. Sidney Toler, Sheila Ryan, Robert Weldon

Ride On, Vaquero, 64 mins.........4-18-41
FD: 4-21-41. Cesar Romero, Mary Beth Hughes, Chris-Pin Martin

Cowboy and the Blonde, The, 68 mins.
5-16-41
FD: 4-23-41. Mary Beth Hughes, George Montgomery

Very Young Lady, A, 75 mins.......6-27-41
FD: 4-28-41. Jane Withers, Nancy Kelly, John Sutton

Great American Broadcast, The, 92 mins.
5-9-41
FD: 4-29-41. Alice Faye, John Payne, Jack Oakie.

*Blood and Sand, 123 mins.........5-30-41
FD: 5-22-41. Tyrone Power, Linda Darnell, Rita Hayworth

Bride Wore Crutches, The, 55 mins..6-13-41
FD: 5-29-41. Lynne Roberts, Ted North, Edgar Kennedy

Man Hunt, 105 mins...........6-20-41
FD: 6-13-41. Walter Pidgeon, Joan Bennett, George Sanders

Moon Over Miami, 91 mins.......7-4-41
FD: 6-20-41. Don Ameche, Betty Grable, Robert Cummings

For Beauty's Sake, 62 mins.......6-6-41
FD: 6-26-41. Ned Sparks, Marjorie Weaver, Ted North

Accent on Love, 61 mins.........7-11-41
FD: 7-9-41. George Montgomery, Oso Massen, J. Carroll Naish

Dance Hall, 68 mins.............7-18-41
FD: 7-9-41. Carole Landis, Cesar Romero

Mail Train, 87 mins.............4-25-41
FD: 7-9-41. Gordon Harker, Alastiar Sim, Phyllis Calvert

Charley's Aunt, 81 mins..........8-1-41
FD: 7-23-41. Jack Benny, Kay Francis, James Ellison

Sun Valley Serenade, 86 mins.....8-29-41
FD: 7-24-41. Sonja Henie, John Payne, Glenn Miller

Wild Geese Calling, 77 mins.......8-15-41
FD: 7-25-41. Henry Fonda, Joan Bennett, Warren William

Dressed to Kill, 72 mins..........8-8-41
FD: 7-25-41. Lloyd Nolan, Mary Beth Hughes, William Demarest

Private Nurse, 60 mins............8-22-41
FD: 7-25-41. Jane Darwell, Brenda Joyce, Sheldon Leonard.

UNITED ARTISTS

Topper Returns, 85 mins.........3-21-41
FD: 3-13-41. Joan Blondell, Roland Young, Carole Landis

That Uncertain Feeling, 84 mins....4-20-41
FD: 3-14-41. Merle Oberon, Melvyn Douglas, Burgess Meredith

That Hamilton Woman, 128 mins...4-30-41
FD: 3-20-41. Vivien Leigh, Laurence Olivier, Alan Mowbray

Pot o' Gold, 86 mins.............4-11-41
FD: 4-4-41. James Stewart, Paulette Goddard, Horace Heidt

Major Barbara, 115 mins.................
FD: 5-5-41. Wendy Hiller, Rex Harrison, Robert Morley

Broadway Limited (Hal Roach), 75 mins.
6-13-41
FD: 6-18-41. Victor McLaglen, Dennis O'Keefe, Marjorie Woodworth

New Wine (Gloria Pictures), 84 mins.
8-8-41
FD: 7-31-41. Illona Massey, Alan Curtis, Binnie Barnes

UNIVERSAL

Dangerous Game, A, 63 mins.......3-22-41
FD: 3-13-41. Richard Arlen, Andy Devine, Jeanne Kelly

Lady from Cheyenne, The, 87 mins..4-11-41
FD: 4-2-41. Loretta Young, Robert Preston, Edward Arnold

Horror Island, 60 mins..........3-28-41
FD: 4-4-41. Dick Foran, Leo Carrillo, Peggy Moran

Man Who Lost Himself, The, 72 mins.
3-21-41
FD: 4-8-41. Brian Aherne, Kay Francis, Henry Stephenson

Model Wife, 78 mins.............4-25-41
FD: 4-17-41. Joan Blondell, Dick Powell, Lee Bowman

Flame of New Orleans, The, 78 mins.
4-28-41
FD: 4-24-41. Marlene Dietrich, Bruce Cabot, Roland Young

Black Cat, The, 70 mins..........5-2-41
FD: 4-28-41. Basil Rathbone, Hugh Herbert, Broderick Crawford

Mutiny in the Arctic, 61 mins......4-18-41
FD: 5-8-41. Richard Arlen, Andy Devine, Anne Nagel

Men of the Timberland, 61 mins.....6-6-41
FD: 5-29-41. Richard Arlen, Andy Devine, Linda Hayes

In the Navy, 85 mins.............5-30-41
FD: 6-2-41. Abbott & Costello, Dick Powell, Claire Dodd

Tight Shoes, 67½ mins.........6-13-41
FD: 6-11-41. John Howard, Broderick Crawford, Binnie Barnes

San Antonio Rose, 63 mins.......6-20-41
FD: 6-24-41. Jane Frazee, Robert Paige, Lon Chaney, Jr.

Bachelor Daddy, 61 mins.........7-4-41
FD: 7-3-41. Baby Sandy, Edward Everett Horton, Donald Woods

Hit the Road, 61 mins...........6-27-41
FD: 7-3-41. Gladys George, Barton MacLane.

Hello Sucker, 61½ mins..........7-11-41
FD: 7-3-41. Hugh Herbert, Tom Brown, Peggy Moran

Law of the Range, 59 mins.......6-20-41
FD: 7-11-41. Johnny Mack Brown, Fuzzy Knight, Nell O'Day

Hold That Ghost, 86 mins.........8-8-41
FD: 7-30-41. Abbott and Costello, Joan Davis

WARNER BROS.

Meet John Doe, 123 mins.........4-28-41
FD: 3-13-41. Gary Cooper, Barbara Stanwyck, Edward Arnold, Walter Brennan

Sea-Wolf, The, 100 mins..........3-22-41
FD: 2-24-41. Edward G. Robinson, Ida Lupino, John Garfield

Great Lie, The, 107 mins.......4-12-41
FD: 4-4-41. Bette Davis, Mary Astor, George Brent

Wagons Roll at Night, The, 84 mins.
4-26-41
FD: 4-25-41. Humphrey Bogart, Sylvia Sidney, Eddie Albert

Strange Alibi, 63 mins............4-19-41
FD: 4-30-41. Arthur Kennedy, Joan Perry, Jonathan Hale

Affectionately Yours, 90 mins.....5-10-41
FD: 5-9-41. Merle Oberon, Dennis Morgan, Rita Hayworth

Singapore Woman, 64 mins........5-17-41
FD: 5-14-41. Brenda Marshall, David Bruce, Virginia Field

Shot in the Dark, A, 57 mins.......4-5-41
FD: 5-21-41. William Lundigan, Nan Wynn, Ricardo Cortez

Shining Victory, 80 mins...........6-7-41
FD: 5-22-41. James Stephenson, Geraldine Fitzgerald, Donald Crisp

Thieves Fall Out, 72 mins.........5-3-41
FD: 6-3-41. Eddie Albert, Joan Leslie, Jane Darwell

Out of the Fog, 93 mins.........6-14-41
FD: 6-11-41. Ida Lupino, John Garfield, Thomas Mitchell

Knockout, 73 mins...............3-29-41
FD: 6-11-41. Arthur Kennedy, Olympe Bradna, Virginia Field

Nurse's Secret, The, 65 mins.......5-24-41
FD: 6-11-41. Lee Patrick, Regis Toomey

Underground, 95 mins............6-28-41
FD: 6-18-41. Jeffrey Lynn, Philip Dorn, Kaaren Verne

Bride Came C.O.D., The, 86 mins..7-12-41
FD: 7-2-41. James Cagney, Bette Davis, Jack Carson

Sergeant York, 134 mins................
,FD: 7-3-41. Gary Cooper, Walter Brennan, Joan Leslie

Manpower, 105 mins.............7-12-41
FD: 7-7-41. Edward G. Robinson, Marlene Dietrich, George Raft

Kisses for Breakfast, 82 mins.......7-5-41
FD: 7-18-41. Dennis Morgan, Jane Wyatt

Bullets for O'Hara, 50 mins.......7-19-41
FD: 8-1-41. Joan Perry, Roger Pryor, Anthony Quinn

St. Louis Prefers Duals, Poll Reveals

(Continued from Page 1)

likes and dislikes of movie fans in this city.

To assure prompt response, persons contacted in the house-to-house canvass were asked to send or bring in their checked-off answers listed on small questionnaire cards, in return for which they were admitted to the theaters as guests of the management during the following fortnight.

Most important discovery of all was the overwhelming majority of votes rolled up in favor of double-feature film programs. Sixty-four per cent of the more than 30,000 questionnaires turned in, reportedly favored the dual program, while 25.3 per cent preferred single feature programs, 6.2 per cent preferred triple-feature programs and 4 per cent indicated preference for an hour of short subjects featured in conjunction with a single-feature program. But few questionnaires failed to indicate any preference in this classification.

With regard to stage shows, Riegel reports that 69.4 per cent were in favor of, while 30.6 voted against the flesh entertainment. In response to a direct query, questionnaires revealed that 69.6 per cent of those in favor of stage shows, desired this entertainment with a single-feature film program, while the remaining 30.4 per cent stated preference for stage shows with double-feature film programs.

Questionnaires also accounted for the hotly-contested exhibitor problem of contests, giveaways and premiums, the results proving somewhat enlightening insofar as the public's likes and dislikes are concerned.

Eighty-nine per cent of all questionnaires turned in voted against such forms of competition among exhibitors, apparently indicating a strong preference for quality in entertainment rather than a miscellany of dishes and kitchenware. Six and .5 per cent signified their preference for this practice, while 4.5 per cent failed to specify any preference.

Another important result of the poll, Riegel said, will be the preferences indicated by motion picture fans contacted in the canvass, with regard to the type of film program most desired. Figures were not yet available, Riegel said, but should be virtually completed within another week.

The net results of the poll, which has been executed under Riegel's supervision by a staff of 11 representatives, will be turned over for study to Harry C. Arthur, Jr., president and general manager of Fanchon & Marco, which operates the Fox, Ambassador, Missouri and St. Louis Amusement Co. theaters, in addition to the St. Louis.

Co-Star Bogart, Ann Sheridan

West Coast Bureau of THE FILM DAILY

Hollywood—Warner Bros. will co-star Humphrey Bogart and Ann Sheridan in W. R. Burnett's "Nobody Lives Forever."

Flying Showman

Oklahoma City, Okla.—Exhibitors who have been wondering how they can attend tradeshowings of film product and still tend to their operations at home might take a tip from Bob Walker, operator of the Nusho Theater, Broken Arrow, Okla. Whenever the weather permits Bob flies to Oklahoma City to do his booking and flies back again in his own plane. Broken Arrow which is near Tulsa, is an even hundred miles by air to Oklahoma City and can be flown in less than an hour in the average light plane.

Rodgers Declines UA Presidency Offer

(Continued from Page 1)

lease Rodgers from his contract.

Rodgers' formal statement follows:

"I feel greatly honored by the invitation extended to me by the United Artists Corporation, through its owners, to head their organization. However, I am under contract to Loew's, Incorporated, and could not even consider the proposal without my company's full approval. This the company felt it could not grant.

"I remain with Metro-Goldwyn-Mayer with whom I have been so happily associated for many years."

Anti-5 Defendant Claims State Laws Can Control Pix

(Continued from Page 1)

tions, the plaintiffs' claim that their business is wholly interstate in character and therefore not subject to a state measure. The cases come up for hearing Friday in Ramsey County District Court. Other defendants are James F. Lynch, Ramsey County Attorney, and Thomas J. Gibbons, Ramsey County sheriff.

RKO Studios Starting 10; Hits New Production Pace

West Coast Bureau of THE FILM DAILY

Hollywood — RKO studios will place more pictures in work during the period of Aug. 1-Oct. 1 than have been started in any similar period, it was announced yesterday.

Joseph I. Breen, new production chief, and his executive producers, Sol Lesser and J. R. McDonough, have lined up a program of 10 pictures that will occupy the RKO stages and those at the Pathe lot and RKO ranch.

Starting this week, the lineup includes "Land of the Open Range," a Tim Holt western; "A Date with the Falcon" and "Obliging Young Lady." These will be followed by "The Marines Are Ready," "Valley of the Sun," "Joan of Paris," "The Mayor of 44th Street," "Passage from Bordeaux," "Out of Gas," "Journey Into Fear" and "Syncopation."

Urges Power to F.D.R. To Establish D. S. Time

(Continued from Page 1)

able for the defense program and urged that President Roosevelt be permitted to establish daylight saving time as one means of conserving electricity.

Batt said he thought this would be a step in the direction of eliminating non-essential consumption and would facilitate a program of "further curtailment" of civilian uses when and if such a curtailment becomes necessary.

Meanwhile, controversy grew as to whether Congress should write its own standards for daylight saving or give President Roosevelt blanket authority. Strong protest to any plan of daylight saving is expected from farming areas.

Ask Cheapest Argentine Rate for Import Dollars

Buenos Aires (By Air Mail)—Facilitation of imports of raw stock, and production and laboratory equipment by granting import dollars at the cheapest official rate instead of at the higher free rate, has been asked Argentine authorities by the Asociacion de Productores de Peliculas Argentinas.

Illinois Allied Hits "Split Releases"

(Continued from Page 1)

bination of features which are not available to independent theaters and forcing the indies to split releases. He cited three recent B & K bills, "Penny Serenade" and "That Hamilton Woman"; "Billy the Kid" and "Million Dollar Baby," and "The Great Lie" and "The Great American Broadcast." Kirsch charged that subsequent releases of these pictures were split, presenting the independents from playing the same or similar combinations.

Kirsch suggested that a booking committee be organized, representing all exhibitors, to set releases monthly and that the distributors should reserve the right to designate the week of general release.

Kastner Resigns UA Foreign Department Post

(Continued from Page 1)

report on conditions on the Continent.

Kastner will leave Friday for the Coast to join his family and take a brief vacation before announcing his future plans.

THE FAVORITE RADIO NEWS COMMENTATOR OF MILLIONS OF AMERICANS...

RAYMOND GRAM SWING

...in a short-subject film chronicle about history-making events...

(Subject No. 1)

BROKEN TREATIES

Presented in COLOR-ANIMATION • Produced by LAWSON HARIS

Directed by PAUL FENNELL

Music: CLARENCE WHEELER

A COLUMBIA SHORT-SUBJECT PRESENTATION

Now Booking!

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READING DEPT.

AUG 12 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 28 NEW YORK, FRIDAY, AUGUST 8, 1941 TEN CENTS

KIESLING SEES B. O. BOOM EARLY IN '42

Easing of British Quota Restrictions Forecast

Dave Rose Believes Modifications Coming; Leaves For London Tomorrow

Easing of British quota restrictions is a likely possibility, according to David Rose, general manager for Paramount in England. Rose, who leaves by Clipper tomorrow for London, feels certain modifications will have to take place since the British industry is doing all it can at the present.

Rose said when he arrives in London Tuesday he will supervise final shooting of "Hatters' Castle," which

(Continued on Page 3)

Distributors, Labor In Mexican Deadlock

Mexico City — Impasse between American distribs. and National Federation of Motion Picture Workers is headed for a showdown with a strike-call set for Aug. 13. There are no indications that either side will back down despite intervention by the Government labor board.

Sentiment among distributors appears to be to let the union shoot steam off by calling the strike and

(Continued on Page 7)

Polio Spread in Ontario Has Exhibitors Worried

Toronto — An infantile paralysis scare has developed in Ontario and the authorities are organizing to safeguard the public against the possibility of an epidemic such as

(Continued on Page 3)

English Theater Business Up 40%

London (By Air Mail)—The war has beaten the usual Summer jinx on motion picture attendance. Patronage is approximately 40 per cent above last Summer due to three factors: double daylight saving has allowed theaters to stay open until almost 11 o'clock; people are staying away from the beaches, and there is a profound interest in the newsreels and documentary films.

DANGER IN DAYLIGHT SAVING PLAN

Brylawski Tells House Interstate Committee Proposal Would Cause a 25 Per Cent Drop in Theater Attendance

Washington Bureau of THE FILM DAILY

Washington — Congress yesterday received warning that adoption of the President's plan for establishing daylight saving on a regional basis would cause disruption of business, including a serious drop in motion picture attendance.

Julian Brylawski, vice-president of MPTOA, told the House Interstate Commerce Committee, which has charge of the bill, that daylight saving time would cause a 25 per cent decrease in film attendance, because people preferred to stay outdoors during the evening hours of daylight, and added that theater owners objected mainly to the provision for flexible time which could be imposed by the President as local conditions required.

He also stated that such changes would be extremely harmful to the

(Continued on Page 7)

Exhibitors Watching Newest Gas Proposal

Plan to limit gasoline consumption to 15 gallons a week for pleasure cars in the Eastern seaboard states drew favorable and unfavorable reaction among contacted exhibitors yesterday. That such a plan, if adopted, would have a vital effect on the theater business was

(Continued on Page 11)

Eight Toronto Theaters Join Oscar Hanson Group

Toronto—In a surprise move, the eight Toronto theaters identified with Consolidated Theaters' co-operative booking and buying office as an independent group have joined forces with Associated Theater, Ltd., an organization headed by Oscar Han-

(Continued on Page 7)

Waxmann Injunction Plea is Dismissed

Philadelphia—U. S. District Court Judge Guy K. Bard yesterday dismissed the application of Harry Waxmann, Atlantic City exhibitor, for an injunction to restrain Columbia from delivering pictures to the New Embassy. Waxmann had sought to restrain the defendants—Columbia, Warner Bros. Circuit and Weland Theater Co.—from playing

(Continued on Page 10)

Sen. Clark to Call Hays To Propaganda Hearing

Washington Bureau of THE FILM DAILY

Washington — Declaring that he hoped to arrange for open hearings in about 10 days, Chairman D. Worth Clark said yesterday he would

(Continued on Page 7)

UA Sales Up $3,600,000

28-Week Period Was Most Active in History

World-wide sales of United Artists' releases for the first 28 weeks of 1941 disclose an increase of $3,600,000 over the corresponding period of 1940, thus representing one of the most active and successful periods in the company's 22-year history, it was asserted yesterday by

(Continued on Page 10)

UA to Distribute Two French Pix in Lat.-Amer.

United Artists will distribute two popular French pictures, "Pepe Le Moko" and "Un Carnet de Bal," in

(Continued on Page 3)

Full Tide of Prosperity To Hit Theaters in Jan., Kiesling Tells Editors

Columbus, Ohio — The defense boom which has skyrocketed income in virtually every field but the theater business finally will reach the box-office early in January, Barrett C. Kiesling, M-G-M field representative and researcher extraordinary, told newspaper publishers, theater managers and operators and motion picture editors here this week.

The box-office upturn already has been felt in some of the large defense production centers, but the full tide of prosperity won't come before the first of the year, he said in re-

(Continued on Page 3)

Court to Rule Today On Crescent Motions

Nashville—Judge Elmer D. Davies adjourned court yesterday in the trial of the Government's anti-trust trial against the Crescent Amusement Co. and "The Little Three," with a promise that he would rule today on each of the several motions arguments on which have been in

(Continued on Page 11)

One-Sixth of Mono.'s Lineup Ready by Sept. 1

West Coast Bureau of THE FILM DAILY

Hollywood — One-sixth of Monogram's releases for the new season will be completed by Sept. 1, accord-

(Continued on Page 7)

Harman to Produce Cartoon Feature

West Coast Bur., THE FILM DAILY

Hollywood—Hugh Harman has left M-G-M where he produced cartoon subjects with Rudolph Ising and has formed a new company, Harman Productions, Inc. A feature length cartoon in Technicolor is being prepared and Harman is reported to be negotiating with two companies for distribution. W. Earl Shafter will be general manager.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Thursday, Aug. 7)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6½	6½	6½	+ ⅛
Columbia Picts. pfd..	....	....	....	.....
Con. Fm. Ind.	⅞	⅞	⅞	.....
Con. Fm. Ind. pfd..	9⅞	9⅞	9⅞	+ ⅛
East. Kodak	139½	139¼	139½	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	13⅞	13⅝	13¾	+ ¼
Loew's, Inc.	34⅛	33⅞	34	.....
do pfd.	....	....	....	.....
Paramount	14¼	14	14⅛	.....
Para. 1st pfd.	105	104	104½	+ ¾
Para. 2nd pfd.	13½	12¾	12¾	— ⅝
Pathe Film	14	13¾	13⅞	.....
RKO	3⅝	3⅝	3⅝	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¼	8	8	— ⅛
20th Century-Fox pfd.	21¼	21	21¼	+ ¼
Univ. Pict. pfd.	160	160	160	+ 5½
Warner Bros.	5⅜	5¼	5¼	— ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	105	105	105	+ ½
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	96¼	96¼	96¼	+ ¼
Warner Bros.' dbs. 6s48	96¾	96¾	96¾	+ ⅝

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	¼	7-32	¼	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9¾	9⅝	9⅝	— ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc..	7⅞	7¾	7⅞	.....
Universal Picts.	20	20	20	— ½

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63	66
Roxy Thea. Bldg. 4s 1st '57	59	63

Korda Gets Silver Sword

Alexander Korda's "That Hamilton Woman!" co-starring Vivien Leigh and Laurence Olivier, was selected as the one film to be shown at the Annual Festival sponsored by the U. S. Naval Station at Pearl Harbor in Hawaii. In appreciation of Korda's co-operation, the officers at the naval station presented a small silver sword to the producer.

Schine Mgrs. Play Golf; Convention Ends Today

Gloversville, N. Y.—Schine circuit managers devoted yesterday to a golf tournament at the Pine Brook Country Club, to a yachting trip on the Sacandaga, and to swimming parties and a steak roast. Ninety-three entered the golf tournament to contest for the 65 prizes. Guest entrants in the tourney included Herman Ripps and Jack Walsh, of M-G-M; Leon Bamberger of RKO, Roy Haines and A-Mike Vogel.

The annual banquet was held last night at the Adirondack Inn when a "confidence scroll" was presented to J. M. and L. W. Schine signed by more than 2,000 members of the organization.

The convention comes to an end today with entire session, except for an address by Frank Buck, being given over to business.

Kilgore, Arnold Confer On Divorcement Bill

Washington Bureau of THE FILM DAILY

Washington — Senator Kilgore, chairman of the sub-committee handling the Neely divorcement bill, revealed that he conferred twice yesterday with Thurman W. Arnold of the D of J and indicated that he expects to have a "definite announcement" sometime next week. He said he talked with Arnold to arrange a meeting between the anti-trust head and members of the sub-committee for a decision as to whether further hearings should be held or the sub-committee should go ahead on basis of evidence already obtained.

Some committee members are presently out of town but all expect to be back by the latter part of next week, at which time a definite decision as to procedure will be announced, he said.

BBC Broadcasts Speech From "Hamilton Woman"

Alexander Korda's "Lady Hamilton," starring Laurence Olivier and Vivien Leigh, was accorded a rare honor when the British Broadcasting Corporation officially reviewed it for radio listeners throughout the Empire on the occasion of the production's opening last Monday at the Odeon Leicester Square, London.

A cabled report on the event, received by Walter Gould, UA foreign manager, pointed out that the only other picture similarly treated by BBC was Charlie Chaplin's "The Great Dictator." At that time, the ether department of the Government air-waved Chaplin's rousing final speech in the picture.

In the case of "Lady Hamilton" (production was called "That Hamilton Woman" in U.S.A.) the BBC broadcast the climactic speech of Lord Nelson in which the great sea hero appeals to the British Admiralty to bestir itself against the dictatorship of Napoleon.

"York" Opens at H'wood With Big Celebration

"Sergeant York" will close Sunday night at the Astor. Broadway, and continue Monday at the Hollywood after six weeks at the former theater. Moveover will be handled in a manner comparable to every pre-release opening of the picture to date.

A Broadway parade with the world famous Victory "V" brought to life by a group of Powers models around Miss Joan Leslie's car will highlight the day's activities. Miss Leslie will lead the parade. In addition to the "V" of models around Miss Leslie's car she will also have a guard of honor. The many units of the parade will be comprised of members of the 77th and 82nd Divisions; 82nd Color Guard; New York State members of the VFW; Women's Auxiliaries; a troop of Boy Scouts and the Scout Band; majorettes, additional color guards and police cars.

"Sergeant York" also opens tonight at the Warner Theater, Atlantic City, with a huge civic celebration heralding the event. Jesse F. Lasky will be on hand for the opening. Picture has also been set to open in Louisville, Ky., at the Mary Anderson Theater, and Dayton, Ohio, at the Century Theater, on Aug. 22. Advance campaigns for both openings are now under way with field men in both cities. Additional dates are being set by the sales department throughout the country.

"York," in addition to the continuance of its New York first-run, is playing extended engagements to capacity business at the Earle and Ambassador Theaters, Washington, and the Mayfair, Asbury Park.

Roach Starts First Technicolor Streamliner

West Coast Bureau of THE FILM DAILY

Hollywood—Hal Roach announced yesterday that his first streamlined feature to be produced in Technicolor, "Fiesta," a musical comedy with a Mexican background, has gone before the cameras. With the romantic leads soon to be announced, the cast now includes Armida, Antonio Moreno, George Givot, George Humber and the variety artists, Nick Moro and Frank Yaconnelli. Also featured are a large singing and dancing ensemble.

"Fiesta" is based on an original story by Cortland Fitzsimmons and Kenneth Higgis. Leroy Prinz and Hal Roach, Jr., will co-produce the film with Prinz directing. "Fiesta" will be released by United Artists.

Artkino Appeals Pa. Ban On Two Soviet Pictures

Philadelphia — Artkino Pictures, Inc., yesterday filed two cases in Common Pleas court appealing the state censors' ban on "The Red Army" and "Soviet Frontiers of the Danube." Counsel is Louis F. McCabe.

COMING and GOING

ALEXANDER KORDA leaves for the Coast over the week-end.

HIRAM S. BROWN, JR., associate producer of Republic feature productions, is in town for a five-week vacation.

MEREDITH WILLSON, who recently completed his assignment as musical director of "The Little Foxes" is in town on a vacation.

DAVID ROSE leaves tomorrow for Lisbon via the Clipper.

SOL LESSER, RKO executive producer, has returned to the studios after a visit to Philadelphia to see his grandchild.

SID DAVIDSON, film publicist, leaves for the Coast today.

JIMMY DUNN has returned from a Cape Cod vacation.

Ford Asks Court Ruling On Dismissal Motion

Chicago — Attorneys for Frank Ford, Stadium Theater, Evanston, appeared in Federal Judge William Campbell's court yesterday, asking for a ruling on the film distributors' motions to dismiss the case. The case relates to film clearance in the Chicago North Shore territory.

Twentieth Century-Fox and M-G-M have given Ford satisfactory clearance. The case against RKO, Warners, UA, Columbia and Universal is still docketed. Judge Campbell referred the case to Master in Chancery William Burns.

Para. Switches Canova Pic

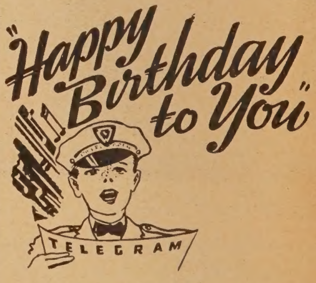
West Coast Bureau of THE FILM DAILY

Hollywood — Paramount has switched pictures for Judy Canova and Allan Jones. Instead of appearing in "Showboat Sal," they will be starred in "Private Yoohoo." Edmund L. Hartman and Bradford Ropes are making the adaptation.

Ellen Drew for "Prison Widows"

West Coast Bureau of THE FILM DAILY

Hollywood — Paramount has replaced Frances Farmer by Ellen Drew for the lead in "Prison Widows." A new leading man will be selected to replace Preston Foster.



AUGUST 8

Sylvia Sidney
Joe Orlando
John Hobble

AUGUST 9

Dorothy Jordan
Charles Farrell
Gerrit Lloyd
Fred Newmeyer
Ed Schwartz
Nat Pendleton

AUGUST 10

Norma Shearer
Joseph R. Fleisler
Harry Bernstein
Walter Lang
Harry J. Gumbin
W. Scott Andrus

Easing of Quota Restrictions Seen

(Continued from Page 1)

stars Robert Newton and Emlyn Williams. Film based on the A. J. Cronin novel will cost approximately $400,000 when completed and be available for domestic release early this Fall.

Other Paramount property, "The Admirable Crichton," is being held up by casting difficulties. While in Hollywood for the past month, Rose attempted to get some names known in American market but to no avail. Leslie Howard and Clive Brook, now in London, are under consideration for the lead, he said.

Rose believes British producers are now making finer pictures although handicapped by wartime conditions. Limited supply of directors, actors and facilities, he stated, are instrumental in making British producers concentrate on quality films rather than producing minor product.

General observation made by Rose was that the British Government on the whole was pleased with efforts of the British colony in Hollywood with only few exceptions.

He declared theater losses due to "blitzes" and restricted areas remain about 10 per cent but business is better than it has ever been. As a result of rationing of most products, Rose pointed out more money is in circulation.

Rose estimated that curtailed British production had increased playing time of American product from about 70 to 90 per cent.

Parting forecast made by Rose was to watch for newcomer James Mason who has a leading role in "Hatters' Castle."

UA to Distribute Two French Pix in Lat.-Amer.

(Continued from Page 1)

selected Latin-American territories. Walter Gould, foreign manager, announced yesterday. Rights to "Pepe Le Moko" were acquired from Walter Wanger whose "Algiers" was based on the original French version. "Un Carnet de Bal" was acquired from the A.F.E. Corp.

"Pepe" will be distributed by UA in Argentina, Uruguay, Ecuador, Paraguay, Panama, Mexico, Nicaragua, Honduras, El Salvador, Guatemala and Costa Rica. "Carnet" will be released in Costa Rica, Guatemala, Panama, San Salvador, Nicaragua and Honduras.

Blumenstock Adds Another

Mort Blumenstock, in charge of advertising and publicity for Warner Bros. in the East, is adding Helen Gwenn, well-known New York freelance publicity representative, to his staff effective Aug. 11. She will handle magazine exploitation under Mitchell Rawson, Eastern publicity manager.

ALONG THE
RIALTO
WITH
Phil M. Daly

● ● ● **EVER since Sir Isaac Newton enunciated......the law of gravitation......you find folks parroting the maxim......"that what goes up......must come down"......Alas!, what Phil M. contends is the most ingenious theater sign......in all the annals of Broadway.....was being lowered yesterday......from the facade of the Astor Theater......We mean the magnificent "Sergeant York" sign......designed by Warners' Mort Blumenstock......For some six weeks it has made the Main Stem brighter......and amusement-seeking hearts lighter......and would be doing so for many, many weeks to come......were the house available......for an indefinite run......Yes, it's a goshdarn shame......that this electrical emperor......—this "current" classic—......is being dismantled......Ah, but our scouts tell us......that several other cities......where "Sergeant York" opens soon......are bidding for the sign......with Chicago particularly anxious to have it......**

▼ ▼ ▼

● ● ● *THAT aluminum collection drive......which Paulette Goddard personally conducted......netted 4,151 pieces of the metal for national defense......The star offered a 45-second kiss......to the gent contributing the most aluminum......H. B. Clifford, Hollywood restaurant owner, went through his kitchen......and donated 335 pots and pans......The only pan he evidently retained......is the one on which La Goddard will impart......the coveted reward......*

▼ ▼ ▼

● ● ● **NEXT Tuesday in Toots Shor's Restaurant......o'er on West 51st St.......the committees for the Motion Picture Theaters Drive, National USO Campaign........will tender a luncheon to Chairman Joseph Bernhard......Purpose of the function is to outline plans for participation of pic houses......during USO Theater week......which starts on Labor Day......**

▼ ▼ ▼

● ● ● *BIGNESS of Radio City Music Hall......exceeds not a whit......the far-sightedness of Managing Director W. G. Van Schmus......and Assistant Manager Gus Eyssell......The latter visited the United Hospital of Portchester......in mid-July to extend congrats......upon the birth of Gail Melinda Smith there......During the visit......the keen-eyed Eyssell noted the infant's precision kick......and suggested that the tot be given a contract......by terms of which she would become a Rockette......when she reaches the age of 17......That will be on July 12, 1958......On Monday, last, Mrs. A. W. Smith, Jr.......spouse of RKO Radio's A. W. (Andy) Smith......signed the pact as Gail's guardian......Phil M. predicts that the blue-eyed Gail's Music Hall debut......will be a sensation......Think of it!, 17 years for rehearsal!......*

▼ ▼ ▼

● ● ● **PARAMOUNT'S Damon and Pythias of the tennis courts......—Arthur Israel and Manny Reiner—......battered their way to victory in straight sets yes'day, 6-2; 6-3....over Leo Lubin and Dick Altshuler of CFI....Venue was the Kelton Courts at 40th St. and 12th Ave.....This blood doubles tilt was played on the lunch hour....and we understand that at time.....the "service" was not so good. . . ● As planned, Dr. William Moulton Marston......formerly a lecturer at Columbia University......and inventor of the "lie detector"......set himself and his apparatus up in the Astor Theater......and tested which type of woman is most emotionally affected by Metro's "Dr. Jekyll and Mr. Hyde"......and most submissive to male aggressiveness......In the latter respect......it was found that blondes are......and redheads least so......Well, thanks for the info, Doc!......Now if the Weather Bureau doesn't double-cross Phil M.......it should be a pretty fair week-end......**

Kiesling Sees B. O. Boom Early in 1942

(Continued from Page 1)

porting on a study he made in a cross-country tour which included Canada.

The effect of the war effort already has upped theater receipts in the Dominion, where a 15 per cent increase was reported. The United States generally is following the same prosperity pattern trend as Canada and some of New England's industrial areas show theater receipts up as much as 28 per cent, he declared. The country as a whole may anticipate similar diversion of the worker's dollar to theaters after the first of the year.

The Kiesling survey, considered by theater managers and newspapermen as one of the most scientific and thorough conducted on this problem, gives this analysis of how and when the defense dollar gets into the theater till:

With the rush of re-employment under way, workers begin paying old bills. Once these are out of the way there's a period of celebration, and the less expensive night spots clean up. Next clothing becomes a matter of importance.

It is only when all these are out of the way that the theater type of amusement gets the attention of the defense worker. The country generally has reached the apparel buying stage and the theater manager's dream is in sight, he asserted.

Studies show that picture trends, based on fan demand, are to comedies, musicals and thrillers, Kiesling said.

Polio Spread in Ontario Has Exhibitors Worried

(Continued from Page 1)

occurred five years ago. The appearance of cases in scattered sections has led to preliminary warnings to the public to keep juveniles away from crowded places and this is expected to hit theater attendance—on top of reduced patronage because of the Federal amusement tax.

Decision in Two Columbus Cases Due in Five Weeks

Columbus, O. — Decision in two clearance cases involving four Columbus theaters will be handed down in about five weeks. Hearings on the cases lasted two days. In each instance a shortening of the 21-day clearance was asked.

Both actions were brought by Fred Rowlands of the Main Theater. In one he represented the Main Theater against J. Real Neth's Eastern Theater. In the other he acted for the Parsons Theater against Neth's Markham.

P. J. Wood, secretary of the ITO of Ohio, testified in the Main case, explaining the physical characteristics of the theaters.

Mighty

Frank

"This Woman

starring

FRANCHOT TONE

WALTER BRENNAN

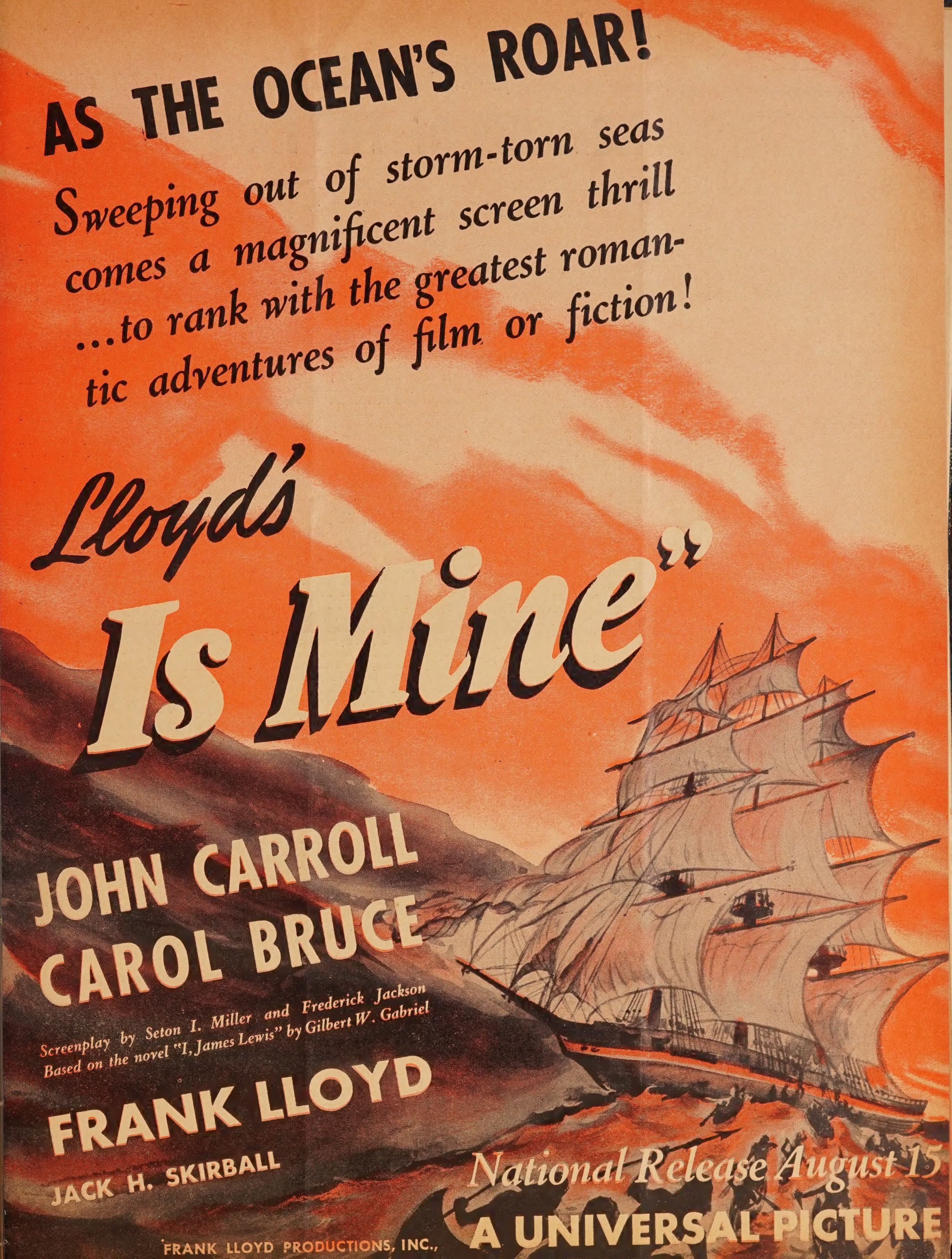
NIGEL BRUCE · LEO G. CARROLL

CAROL BRUCE

Broadway's overnight sensation! Now the screen's new fascination!

Produced and Directed by

Associate Producer



AS THE OCEAN'S ROAR!

Sweeping out of storm-torn seas comes a magnificent screen thrill ...to rank with the greatest romantic adventures of film or fiction!

Lloyd's "Is Mine"

JOHN CARROLL
CAROL BRUCE

Screenplay by Seton I. Miller and Frederick Jackson
Based on the novel "I, James Lewis" by Gilbert W. Gabriel

FRANK LLOYD

JACK H. SKIRBALL

FRANK LLOYD PRODUCTIONS, INC.,

National Release August 15

A UNIVERSAL PICTURE

HOLLYWOOD SPEAKING--

By RALPH WILK

—HOLLYWOOD

WILLIAM POWELL and Myrna Loy have reported on the M-G-M lot to begin work on their latest co-starring film, "The Shadow of the Thin Man." W. S. Van Dyke is directing this newest "Thin Man" mystery comedy. Hunt Stromberg is producer.

● ●

"MOON OVER HER SHOULDER" has been set as final release title for the 20th Century-Fox film formerly known as "Detour to Love" and "Dangerous But Passable."

● ●

JAMES KIRKWOOD, noted star of the silent days, was signed by Paramount for "No Hands on the Clock," the detective drama to be produced by William Pine and William Thomas.

● ●

COLUMBIA's recently signed contract with Ann Miller, calling for two pictures a year and giving her the right to make outside commitments, this week was torn up and replaced by a new contract as a result of rushes thus far screened from "Go West, Young Lady." The new deal is a long-term arrangement, giving Columbia exclusive rights to the singing and dancing star's services.

● ●

WARNER BROS. has changed the title of "Across the Atlantic" to "Iceland Patrol." It's an original screenplay by Scott Darling and Erna Lazarus.

● ●

REPUBLIC PICTURES has purchased an original story from Devery Freeman, for Albert J. Cohen's Judy Canova production titled "Chatterbox." Story has a South American background and will for the first time give a non-hillbilly setting for Canova.

● ●

A CHANGE of plans will give Director Clarence Brown, Vivian Leigh as star in "Random Harvest" as his first film to make in London for M-G-M, instead of the previously announced "Cargo of Innocence" with Robert Donat. Brown leaves Sept. 1.

● ●

SCREEN-TESTING important actors and actresses for the leading roles in the screen version of "For Whom the Bell Tolls" got down to serious business at Paramount yesterday with the assignment of Lewis Allen as test director for the production. With every one from Author Ernest Hemingway to the Barbara Stanwyck Fan Clubs nominating their favorite candidates for roles in the film, Allen will get his testing under way as soon as possible, probably next week.

● ●

JACK "TINY" LIPSON, 333-pound comedian, has joined the cast of M-G-M's "Babes On Broadway," the youthful musical with Mickey Rooney and Judy Garland. Lipson has just completed a role in "The Chocolate Soldier" at the same studio.

● ●

BUSTER CRABBE has been signed for the leading role in "King of the Tropics," which T. H. Richmond will produce as his fourth picture for Producers Releasing Corp. Crabbe recently completed a twenty-week personal appearance tour.

☆ REVIEWS OF THE NEW FILMS ☆

"Tanks A Million"

with William Tracy, James Gleason, Noah Beery, Jr., Joe Sawyer, Elyse Knox

(HOLLYWOOD PREVIEW)

United Artists Release 50 Mins.

INITIAL HAL ROACH "STREAMLINE FEATURE" A MIRTHQUAKE OF LAUGHS. CERTAIN AUDIENCE WINNER.

Originally called "The Tanks Are Coming," Hal Roach's first streamlined feature is an unusual departure from orthodox film making, but according to the preview audience it is a definite success. The formula seems to be to discard everything that interferes with what the picture is trying to get across, in this case comedy, and the compactness resulting from this treatment makes for excellent results.

As a feature it is probably the best service picture to hit the screen so far. The Roach touch for comedy has not diminished during the years he has been making dramatic pictures. If this is a fair indication of what "streamling" is going to do for pictures, exhibs. will be screaming for streamlining the entire Hollywood output.

Director Fred Guiol hasn't let a dull moment creep into the entire four reels. The cast headed by William Tracy and Joe Sawyer, with James Gleason and Noah Beery, Jr., supporting, seem to have entered into the fun with their whole hearts and the resultant slapstick classic never bogs or loses pace. Scripters Paul Gerard Smith, Warren Wilson and Edward F. Seabrook's screenplay ties clever dialogue nicely into the mostly action screenplay.

The story deals with the rapid rise of clever William Tracy, a draftee, from private to top sergeant in a few hours and the reaction of the officers and men of the post. The love stuff is sliced thin with just enough romance to ring in a feminine lead.

Tracy becomes the wonder of the Army and the butt of his fellow draftees until he shows that his heart is in the right place and he is on the under-dog's side.

The tag on this is one of the funniest ever filmed.

CAST: William Tracy, James Gleason, Noah Beery, Jr., Joe Sawyer, Elyse Knox, Douglas Fowley, Knox Manning, Frank Faylen, Dick Wessel, Frank Melton, Harold Goodwin, William Gould, Norman Kerry.

CREDITS: Producer, Hal Roach; Director, Fred Guiol; Authors, Paul Gerard Smith, Warren Wilson, Edward F. Seabrook; Screenplay, Same; Cameraman, Robert Pittack; Photographic Effects, Roy Seawright; Editor, Richard Currier; Art Director, Charles D. Hall; Musical Director, Edward Ward.

DIRECTION, Excellent. PHOTOGRAPHY, Good.

Clarence Smith Dead

Marietta, O.—Clarence E. Smith, 70, president of Midland Theaters, Inc., of Newark, O., died at his home here, leaving a son. He was a prominent southeastern Ohio oil and gas producer.

Service Tickets in Demand

Waukegan, Ill.—The demand for special service men tickets at the local theaters, has exhausted the supply and district manager Roy Rogan of the Great States circuit, has had to re-order.

"Rags to Riches"

with Alan Baxter, Mary Carlisle

Republic 57 Mins.

GANGLAND STORY WITH ROMANTIC THREAD. BEST SUITED TO STANDS SPECIALIZING IN EXCITEMENT.

Meller addicts, who like things to happen quantitatively for the spine's sake, should be well enough pleased with "Rags to Riches," whose title implies that it might be a whole-cloth Cinderella story, or one along Horatio Alger lines. But essentially the picture is a gangland saga, with fur smuggling, hijacking, gunplay, fisticuffs, and fast and furious automobile chases. True, there is a love story recounting the rise to musical comedy stardom of an orphan girl of the slums, and the unjustified sentencing of her ambitious young beau to a prison term from which he rebounds to prospective success. However, this romance is always subordinated to the mobster angles.

Alan Baxter holds down the male lead, with Mary Carlisle in the top femme spot. Their devotion to one another is not realistically portrayed, apparently for the reason that the film's makers didn't want to slow things up for such trivialities as moonlight and clinches. By and large, this attraction is a programmer made with a eye to excitement, and will do best in stands whose policy is to provide just that.

The villain of the piece is Jerome Cowan, whose music publishing biz is a front for his smuggling operations. When Alan Baxter is nabbed by the law for allegedly taking part in a robbery, Cowan has him railroaded by having him defended by a purposely lax lawyer. When the lad is paroled, he finds himself a victimized participant in gang war, but at the finale bags both factions and gets revenge on Cowan, who has set his cap for Mary Carlisle. Joseph Kane's direction is routine, and William Nobles' photography okay.

CAST: Alan Baxter, Mary Carlisle, Jerome Cowan, Michael Morris, Ralf Harolde, Paul Porcasi, Suzanne Kaaren, Eddie Acuff, Rosina Galli, Charles Trowbridge, Daisy Lee Mothershed, Joan Blair, Francis Sayles.

CREDITS: Associate Producer-Director, Joseph Kane; Original Screenplay, James Webb (picture has no connection with the play, "Rags to Riches"); Production Manager, Al Wilson; Photography, William Nobles; Supervising Editor, Murray Seldeen; Film Editor, Ernest Nims; Art Director, John Victor Mackay; Musical Director, Cy Feuer; Wardrobe by Adele Palmer.

DIRECTION, Okay. PHOTOGRAPHY, Ditto.

Theater Fire Loss This Year in Iowa, $134,723

Milton, Ia.—One volunteer fireman died of suffocation in fighting a stubborn fire which destroyed the Town Theater here, the only motion picture house located in the community.

The fire was the 13th serious theater fire in Iowa since the first of the year and with damage of the Town Theater listed at $11,800, brought the total property damage from fires in the 13 theaters to $134,723 for the year to date.

"The Medico of Painted Springs"

with Charles Starrett, Terry Walker, Charles Hamilton

Columbia 58 Mins.

CHARLES STARRETT HELPS MAKE THIS ONE GO OVER.

This Western follows the formula successfully and measures up to standard. Film contains enough shooting and riding to satisfy the cowboy fans.

Charles Starrett does a good job as the Government doctor examining recruits for Teddy Roosevelt's Rough Riders. He walks into a range war between the cattlemen and the sheep ranchers when he reaches Painted Springs.

Starrett unearths the fact that one of the cattlemen is responsible for a lot of the dirty work which precipitates the clash. His medical skill brings him into contact with both parties. Starrett saves one of the principals from being framed on a murder charge and helps bring the real culprit to justice.

Terry Walker is an attractive asset to the proceedings. Wheeler Oakman, Ben Taggart, Richard Fiske and Edmund Cobb lend support to the principals. The Simp-Phonies provide a few musical sequences.

CAST: Charles Starrett, Terry Walker, Ben Taggart, Ray Bennett, Wheeler Oakman, Richard Fiske, Edmund Cobb, Edythe Elliot, Bud Osborne, Steve Clark, Charles Hamilton, George Chesbro.

CREDITS: Director, Lambert Hillyer; Screenplay, Winston Miller and Wyndham Gittens; Original Story, James L. Rubel.

DIRECTION, Capable. PHOTOGRAPHY, Good.

Robert Mills Re-Named Ohio IATSE Secretary

Youngstown, O. — Robert Mills, Springfield, was re-elected secretary of the Ohio branch of the International Alliance of Theatrical Stage Employees and Motion Picture Operators at a meeting here.

The organization went on record as insisting on state-wide jurisdiction over all coin-operated picture machines in the state. William E. Hartman, Youngstown, was elected a new member of the executive board. Other members re-elected were: Robert Greer and Herbert Shell, both of Columbus; Glen Horton, Lorain; Albert Miller, Canton; H. H. Hofferbert, Dayton; and John Shuff, Akron.

S. M. Berger Dead

Manila — Samuel M. Berger, 62, head of S. M. Berger & Co., Inc., Philippine distributors, and Acme Films, Inc., died Tuesday of a heart attack. He is survived by his wife, Mrs. Rebecca Berger; a son, Maurice L.; a daughter, Ethel A., and a brother, William H. Berger, who heads the U. S. office at 261 Broadway.

Herman Wahn Dies

Philadelphia — Herman Wahn, 69, former theater manager of Trenton, N. J., died yesterday.

Distributors, Labor In Mexican Deadlock

(Continued from Page 1)

have the matter settled once and for all. However, the last time the union called a strike the distributors came off second best and had to bow to the workers' demands.

Reports in the American press that Nazi influences are behind the strike-call of the film union has been largely discredited by both sides, it is said here.

Crux of the deadlock lies in long list of demands which the distribs. labeled "nuisance demands" including the sending of two men from each exchange to Hollywood once a year. General feeling is the distribs. are inclined to meet wage increases which go as high as 30 per cent in some cases if only union leaders take a less recalcitrant attitude on special privileges demanded by the companies.

Approximately 950 theater, it is estimated, will be affected if the film exchanges are forced to shut down next Wednesday. Representatives of Republic and Monogram will not be affected.

Presentations Revival Forecast in FPC Houses

Toronto — Shea's Theater, once noted as a vaudeville house and operated by Jerry Shea in partnership with Famous Players Canadian Corp. is to be closed for modernization and will reopen Sept. 1 as an important unit of the circuit under the supervision of Jack Arthur, district manager and former producer of stage programs in several Famous Players' theaters in a combination screen and stage policy. The move is said to be the prelude to the revival of presentations.

The information has also been forthcoming that Manager Fred Trebilcock of the Uptown Theater, Toronto, is to be transferred to the Imperial, Toronto, and Manager Tom Daley of that theater is to be promoted to head office.

TO THE COLORS!

Brad King, the cowboy star portrayer of guitar-strumming Johnny Nelson in Paramount's Hopalong Cassidy western series, has been ordered to report for Army service in September.

Toledo, O.—Steve Adams, treasurer of the Paramount Theater, thoroughly enjoyed seeing Bob Hope in "Caught in the Draft." Now he's caught in the same breeze.

Denver — George Hodges, manager of the Gothic, was inducted into the U. S. Army in a hurry. Reporting for his physical test at 2:30 he was on his way to Ft. Bliss, Tex., by 6:30 that night. A. G. Edwards has taken his post at the theater.

Warners to Sell "International Squadron" On Percentage; Will Ask Single Billing

Because of the favorable audience reaction to the showings of "International Squadron," Warner Bros. has decided to sell the picture strictly on a percentage basis with the stipulation that it be presented on a single feature program. Picture originally was titled "Flight Patrol." Tradeshows of "International Squadron," "Navy Blues" and "The Smiling Ghost" will be held Tuesday throughout the country.

Sen. Clark to Call Hays To Propaganda Hearing

(Continued from Page 1)

propose that Will Hays, film industry overseer, and executives of major motion picture and broadcasting companies be called before his Senate Interstate Commerce Subcommittee which is considering a proposal to investigate charges of propaganda in the two mediums of news dissemination.

Clark summoned his subcommittee to a meeting yesterday to discuss a resolution by Senators Bennett Champ Clark and Gerald P. Nye to authorize a formal Senate inquiry. Sources close to the subcommittee revealed that many letters had been received from various parts of the country charging that both the radio and the motion pictures have been used as propaganda instruments for inciting participation of the United States in the European conflict. The hearing, it was pointed out, is to investigate these charges and to find out what basis of foundation if any there is for them.

Senator Clark declined to make any statement on witnesses to be called. He said a list is now being drawn and likely will be released the first part of next week. Another source, however, indicated that Will Hays probably will be called.

House Bill Calls for Probe Of Pix "War Propaganda"

Washington Bureau of THE FILM DAILY

Washington—Congressman Barry of New York yesterday introduced a bill in the House calling for an investigation of alleged war propaganda activities of the motion picture and the radio industries. Measure is similar to one introduced earlier in the Senate.

Eight Toronto Theaters Join Oscar Hanson Group

(Continued from Page 1)

son, who is associated with N. L. Nathanson in Odeon and other companies, including Empire-Universal-Films, Ltd. The theaters involved are the Fox, Metro, Paradise, Paramount, Bluebell, Kingsway, Bloordale and Colony, all of which are in the Toronto district.

The theaters of the Consolidated group were once identified with the Exhibitors Booking Assn., of which the general manager is N. A. Taylor, but they broke away to form a co-operative of their own before Taylor joined forces with Famous Players Canadian Corp.

One-Sixth of Mono.'s Lineup Ready by Sept. 1

(Continued from Page 1)

ing to W. Ray Johnston, president. Five pictures are in the cutting room and others are in work.

Completed product includes: "Arizona Bound," "Let's Go Collegiate," "Gentlemen from Dixie," "Stolen Paradise" and "Saddle Mountain Roundup." In production are "Ghosts in the Night" and "Wild Horse Valley." Scheduled to start are "Bad Man from Bodie" and "Top Sergeant Mulligan."

Monogram Deal for All Fox Intermountain Group

Denver—Before leaving for Hollywood to attend a meeting of the executive committee, Lon T. Fidler, franchise holder for Monogram here and Salt Lake City, made a 100 per cent deal with Fox Intermountain for the full 41-42 product in all Fox houses in the Denver and Salt Lake territories.

Danger in Daylight Saving Plan Told

(Continued from Page 1)

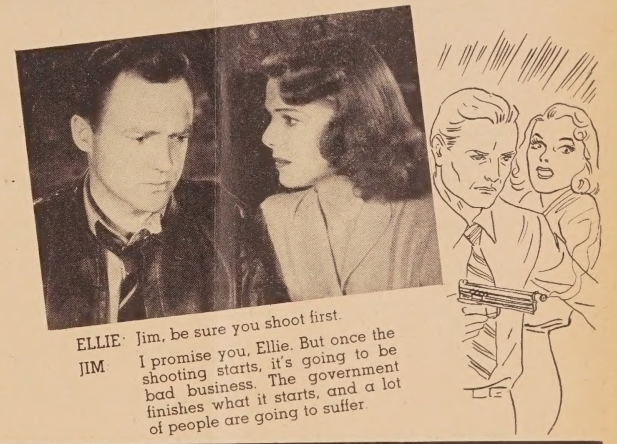
motion picture industry, as it would break habits of moviegoers.

J. Robert Myers of the National Association of Broadcasters also objected to the regional features of the time plan saying this would further disrupt radio time schedules and add to confusion of listeners in knowing when to tune in on their favorite program.

Following the hearing, Chairman Lea asserted that his group will report on the proposal sometime next month.

Another development here yesterday was the proposal by Congressman McLean of New Jersey that a new system of time zones be introduced nationally. He said that in his opinion the nation should have only three time zones instead of four as at present.

He would eliminate the Central zone, thereby running the Eastern zone to the Mississippi River. The other two zones would remain unchanged under his plan. "Rapid means of communication have created a situation in time as confused and chaotic as when the present time zones were adopted in 1883, and I think it is time we should do something to remedy this situation."


ELLIE: Jim, be sure you shoot first.
JIM: I promise you, Ellie. But once the shooting starts, it's going to be bad business. The government finishes what it starts, and a lot of people are going to suffer

CITADEL OF CRIME
ROBERT ARMSTRONG • FRANK ALBERTSON
LINDA HAYES
RUSSELL SIMPSON
SKEETS GALLAGHER
Original screen play by Don Ryan
GEORGE SHERMAN — Director
A Republic PICTURE

A MILLION DOLLA

I wish to acknowledge, with thanks, the furore caused by TANKS A MILLION. The front page editorials in the trade press following the preview screening of TANKS A MILLION at the Alexander Theatre, Glendale, California, and by the circuit head screening at Loew's Mount Vernon Theatre on Wednesday night, have resulted in my being besieged by all sorts of suggestions as to how to handle the distribution of TANKS A MILLION.

Everyone says "Sell it individually—sell it on its merit because you have got a hit of tremendous proportions and you will clean up a million dollars."

"You have got a picture, Mr. Roach" says Motion Picture Daily, "that is a milestone marking the progress of show business."

Sure, I am proud of TANKS A MILLION, but I am going to live up to my original promise. TANKS A MILLION will be sold as part of the package of Streamliners I promised to deliver. The fact that this picture has turned out so well that exhibitors who originally planned to book it as a second feature are now going to play it either as a first or single feature, doesn't swerve me from my original purpose of delivering Streamlined features in a *series*.

When I first announced this series, many great exhibitor names endorsed the idea. Spyros Skouras, Eddie Alperson, Rick Ricketson, Leonard Goldenson, Abe Blank, John Balaban, Sam Dembow, Jr., John Friedel, J. J. Ruben, Ralph Branton, Harry David, Earl Hudson, Charlie Skouras, M. A. Lightman, Frank L. Newman, Harry Brandt, Fred J. Dolle and many others placed their official approval on Streamlined Features, and now that the industry has said we have come through with an outstanding success in TANKS A MILLION, I am going to deliver as promised.

Many of you exhibitors remember what SHOULDER ARMS did years ago. It was only a three-reel picture, yet it lifted the mortgage on many a theatre.

I realize that recently I haven't always produced pictures of a calibre that measured up to your box office expectations, but in producing these Streamliners, I believe I am in my groove—that I am making the type of motion picture that is my particular forte.

I believe I have hit my stride, so even if TANKS A MILLION makes a million dollars for the industry, it is going to be the first Streamliner I release, and I hope the first of a successful line-up of pictures that will create industry history.

Hal Roach

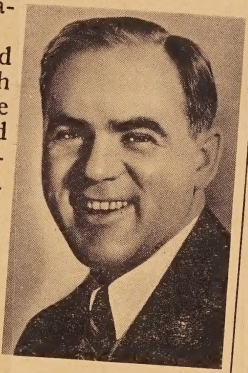
RS FOR YOU!

Front Page MOTION PICTURE DAILY

'Million', First Roach 50-Minute Film, Reviewed

By ROSCOE WILLIAMS

HOLLYWOOD, Aug. 6.—Stop, look and listen—Ladies and Gentlemen of Show Business—to the news about Hal Roach's solution of the double-feature problem.



Hal Roach

You've heard about the Roach plans, and the reasons behind them, for supplying you with a type of picture, shorter and better than the normal "B" average, with which to satisfy the people who demand two pictures for the price of one and, at the same time, to satisfy your own need of shortening program time in the interests of turnover.

Most of you have approved the idea in principle.

All of the people who packed the Alexander Theatre in Glendale to inspect the application of the idea to tangible product approved it 100 per cent in practice.

"Tanks a Million" runs 50 minutes by the clock. But you've got to clock it to find that out. Observed without respect to minutes consumed in its exhibition, it gives the impression of full feature-length entertainment. It knocks into an old, battered cocked-hat the static notion that a feature has to run 60 minutes to stand up under feature billing.

"Tanks a Million" is a comedy concerning the adventures of a Quiz-Kid type draftee in a training camp. It is equal or superior to the trainee comedy hits of recent release in point of humor and presentation, easily the cream of the crop so far as basic idea is concerned. It had the preview crowd, comprised of press, profession and public, hilariously entertained from start to finish.

Produced by Hal Roach, the picture reflects the Roach genius for comedy in all its memorable glory.

Directed by Fred Guiol, the film flows in straight-line continuity from a funny opening to a screaming close.

William Tracy, James Gleason, Noah Beery, Jr., Joe Sawyer, Elyse Knox, Douglas Fowley, Knox Manning, Frank Faylen, Dick Wessel, Frank Melton, Harold Goodwin, William Gould and Norman Kerry are the players, the first four furnishing most of the merriment.

Considered strictly and simply as a picture, "Tanks a Million" is a comedy of hit proportions.

Considered as a step toward solution of the double-feature problem, it stacks up as something for showmen to study in all its aspects and implications, something for production companies in general to examine into with view to emulation, quite possibly as a milestone marking the progress of Show Business.

This is a general audience classification picture ("G").

Release is by United Artists.

"'Tanks a Million' is an auspicious debut for the Streamliners. Funny, timely entertainment headed for a hearty audience welcome!"

—Daily Variety

"Roach's Streamliner a panic! Show is a solid howl and a sure hit attraction."

—Hollywood Reporter

Released thru UNITED ARTISTS

UA Reports Sales Up by $3,600,000

(Continued from Page 1)

Arthur W. Kelly, organization's vice-president.

From the current year's outset to July 12, which comprised the 28-week span, the "played" and "earned" figures reveal a corresponding increase of $2,844,000 over last year, he said, —the figures representing sales activity of the company in the U. S., Canada, Central and South America, and all other foreign territories.

Kelly stated that "the health of United Artists has never been better. Every single member of our sales force in every one of our offices throughout the world has been imbued with a sole purpose—to do the best possible job of selling the films placed in our trust by the independent producers whose product we distribute. If they continue, through 1941, to perform as they have during the first half, then 1941 is certain to be one of the most successful that United Artists and our producers have yet had."

Team Wyatt, O'Keefe Again

West Coast Bureau of THE FILM DAILY

Hollywood—RKO will again team Jane Wyatt and Dennis O'Keefe of "Week-End for Three" in "Look Out Below."

"Solidarity" Pic from Mexico

De La Serna and Tello Join to Produce

By MARCO-AURELIO GALINDO

FILM DAILY Staff Correspondent

Mexico City (By Air Mail)—A musical comedy which will be titled "La Liga de las Cancionès" (The League of Songs) is being rushed into production by Mauricio de la Serna, general manager of the Teatro Alameda, Mexico's chief de-luxer, and president of the Mexican Association of Motion Picture Exhibitors, jointly with Alfonso Sanchez Tello, veteran producer, with a view to promote Pan American solidarity and a closer understanding between the Latin American republics.

De la Serna, co-producer of "La Noche de los Mayas" (The Dark Night of the Mayas), Mexican prize pic, and Sanchez Tello, who made the "Alla en el Rancho Grande" (Way Down on Rancho Grande) have assembled a sizeable number of hit tunes from several Latin American countries as well as a large cast of singers, dancers and players from all over Latin-America to make of their picture a veritable assembly of Pan American talent. These include Mapy Cortes, Cuban songstress and comedienne, Ramon Armengod, Mexican radio and screen singer just back from engagements in New York and Los Angeles, Jorge Reyes, Argentine warbler, Concuelo Guerrero Luna, Colombian dancer, and Domingo Soler. Chano Urueta will direct.

Two Productions Launched

Meanwhile, continuing the revival in studio activities, two new productions are on the floor.

Films Mundiales, S. de R. L. started shooting at the plant of Cinematografica Latino Americana, S. A. on "El Molino de las Rosas" (The Mill of Roses) under the direction of Gilberto Martinez Solares, with Tomas Perrin, Anita Blanch, Isabela Corona, Rene Cardona, Miguel Inclan and Carmen Conde in the top parts.

At the Estudios y Laboratorios Cinematograficos Azteca, the newly organized Filmex placed before the cameras its first of 10, "Lo que el Viento Trajo" (Come With the Wind), starring "Palillo," stage comedian who makes his screen bow. Jose Benavides, Jr. is megaphoning.

Filmex Signs Exclusive Pacts

Arturo de Cordova, "Palillo," Rafael Valedon, Victor Junco, and others are among players sealed exclusively by Filmex, while among the directors are Jose Bonavides, Jr. and Rolando Aguilar.

All of Filemx's pix will be distributed by Iracheta and Elvira, S. de R. L. Filmex is headed by Gregorio Walerstein.

GUESS WHO'S MURDERED NOW!

Every time a door opens you'll wish it hadn't...in this shivery story of a criminal whose victims were cordially invited to a house of homicide!

WALLACE FORD

"MURDER By Invitation"

A Monogram PICTURE

MARIAN MARSH
SARAH PADDEN

Produced by A. W. Hackel • Directed by Phil Rosen • Screenplay by George Bricker

"Profit and popularity will be its just due... compact entertainment package." —Boxoffice

"Good comedy, lots of chills and never a lapse in action make this one ace program bet." —Film Daily

Lubitsch Closes Korda Deal for One Picture

West Coast Bureau of THE FILM DAILY

Hollywood — Ernst Lubitsch has closed a deal with Alexander Korda to make for him "To Be or Not to Be" which he was to have produced for Walter Wanger. Lubitsch has withdrawn from the Wanger association as the latter's schedule did not fit in with a September production of "To Be or Not to Be," and Lubitsch is due to report to the 20th-Fox studio in the Fall.

Edwin Justus Mayer has adapted the picture from a story by Lubitsch and Melchoir Lengyel. United Artists will distribute.

Detroit All-Industry Outing

Detroit—Detroit Variety Club has set Monday, Aug. 18, for the first All-Industry Outing ever staged here. Event will be under the chairmanship of John R. MacPherson, National Screen Service manager, with Ralph Stitt of United Detroit Theaters handling publicity.

To Play Festival

Chicago — Theaters and other amusement centers are backing the Chicago Festival Weeks during the last two weeks in August. The Chicago Association of Commerce is preparing many posters and ads to boost the big event, with theaters cooperating.

Waxmann Injunction Plea is Dismissed

(Continued from Page 1)

pictures prior to the showing in Waxmann's Atlantic City houses.

Columbia's contract with Waxmann's Hollywood and Astor Theaters provided for runs 14 and seven days after first-run on Atlantic Ave. but it did not specify the name of the first-run theater, although Waxmann's Colonial was customarily the first-run. Waxmann's attorney claimed that Clause No. 7 of the contract granted protection for the Colonial over the New Embassy, which opened June 7.

Morris Wexler. counsel for Columbia, who argued for the defendants, contended that since Columbia's contract with the Waxmann houses did not specify the name of the first-run house, Columbia was privileged to play its pictures first-run in the New Embassy or the Colonial and that Clause No. 7 did not apply to run but only to clearance. Wexler's contentions were accepted in their entirety by the court.

Irving Moross of the Columbia home office and Wexler acted for the defendants.

S-M Seeking Locations In Chi.'s West Suburbs

Chicago—The Simansky & Miller circuit is seeking locations in Western suburbs for new houses. B & K is reported planning to build in Maywood where the circuit has its ace theater.

"Benjamin Blake" Castings

West Coast Bureau of THE FILM DAILY

Hollywood—George Sanders has been cast for the role of Sir Arthur in "Benjamin Blake," 20th-Fox's Tyrone Power - Maureen O'Hara starrer. Roddy McDowall will appear as the youthful Blake which Power plays as an adult, and Ann Todd, recently signed to a term contract, will appear in the Maureen O'Hara role as a child. Harry Davenport and Halliwell Hobbes have important parts.

WEDDING BELLS

Burton Robbins of National Screen Service's Detroit offices has announced his engagement to Miss Gladys Kaplan of New Rochelle, N. Y. Wedding plans, he said, will be announced later.

Scranton, Pa. — Miss Agnes C. Bingham of the Comerford circuit booking office was married to Rudolph O. Schramm in St. Ann's Church, Tobyhanna, Pa., July 26.

Renee Haal, young screen actress, and Peter Godfrey, motion picture director, will be married today in Hollywood.

Court to Rule Today On Crescent Motions

(*Continued from Page* 1)

progress for the past two and a half days. These motions are to dismiss Universal Pictures, Columbia Pictures, and United Artists as co-defendants, to strike out all the inter-office communications introduced as evidence, and to dismiss all charges against Crescent Amusement Company and officials of violation of the Sherman Anti-Trust Law.

Universal Film Exchange, a subsidiary of Universal Pictures, has already been dismissed.

A statement made yesterday by Judge Davies that "except in one isolated instance, exhibitors have testified that they were able to get Universal and Columbia pictures" lends strength to the prediction that these "Little Three" distributors are almost certain to be dismissed today.

Judge Davies' Statement

Another important statement by Judge Davies during the day was to the effect that: "When I get through with this case, I want to be through with it altogether, that is unless the Supreme Court returns it to me." This statement was made in connection with a discussion of what the Government's original complaint prays as the relief demanded by the Department of Justice.

George H. Armistead, Jr., chief defense counsel, argued on a motion to strike out inter-office communications, provisionally admitted by Judge Davies.

Judge Davies stated that if the defense motion to strike is granted on the grounds of inadequate stipulations, he will allow the Government to reopen the case and call certain witnesses back to qualify certain communications as evidence. Plaintiff counsel are expected to make this request if action on the motion today is unfavorable.

William Waller, for the defense, in his argument for the Crescent motion to dismiss, declared that "the Government has failed to produce a single instance where an independent came into a town and offered equal competition with Crescent or its affiliates."

May Eliminate Some Defendants

Judge Davies in his closing statement estimated the possibility of the elimination of certain of the Crescent affiliates even though the motion to dismiss for Crescent and any or all other corporations may be denied. He stated that it is "no violation of the Sherman Anti-Trust Law for one corporation to own stock in another and a corporation is not a party to any violation if there is no evidence of acts of participation in a conspiracy." Lynch Amusement Co., Inc., New Strand Co., and Strand Enterprise Corp. were mentioned as those corporations most likely to profit by this interpretation by Judge Davies.

In case the Crescent motion to dismiss is denied, defense counsel are expected to ask for an adjournment of probably two weeks.

REVIEWS OF SHORT SUBJECTS

"Garden Spot of the North"

Universal 9 mins.

Ordinary Travelogue

A camera trip to Victoria, capital of British Columbia. Empire ties are evident in most of the landmarks and customs of the country. There are routine shots of all the interesting places which the tourists usually view.

"Andy Panda's Pop"

Universal 7 mins.

Comic Cartoon

This Walter Lantz cartoon deals with the trials and tribulations of Andy Panda's pop. Andy's pop decides to fix his own roof because he thinks he can do it better than a carpenter. But he runs into a mess of trouble and after many mishaps gives up. Rates as moderately amusing program material.

"Navy Poster Artist"

Universal 8 2-3 mins.

Interesting Odds and Ends

Number 95 in the Stranger than Fiction series and cut from the same pattern. Deals with a Navy painter who now paints Navy posters; a family that lives in a home built from old street cars; a woman who knits jackets for champagne bottles used in christening boats; a young man whose hobby is building miniature ships; a woman who has made good selling men's hats; and an 87-year old woman who still rides a horse.

"Rhythm Revel"

Universal 16 mins.

Two-Reel Musical Filler

Featuring Will Osborne and his orchestra. Best number is Martha Tilton singing "Dancin' on Air." Other entertainers are Robert Parish who sings a patriotic number written for the short; the Ada Broadbent dancers who do some Latin numbers; Matt and Joyce Duffin in their doll-dance; the Brian sisters in a vocal rendition; and the orchestra with some pleasant music.

"Isles of Fate"

Universal 9 mins.

Topical Travelogue

Four Caribbean Islands, Martinique, Trinidad, Barbados and Tobagos are the places visited by the cameraman. Located near the Panama Canal, they take on added importance to this country. Aside from their strategic importance, they are islands of rare scenic beauty.

Heywood- Wakefield Show $188,722 Net; Sales Up

A net profit of $188,722 for the first six months of 1941 was reported yesterday by the Heywood-Wakefield Co. Figures represent the profit after providing for all charges and taxes. For the same period last year, the net profit was $75,005, from which no Federal income taxes were deductible.

Sales for the first six months were 21 per cent in excess of those billed for the same period in 1940 and orders received show an increase of 32 per cent. Bank loans have been reduced to $50,000.

Jules Wolfe Hospitalized

Toronto — Following the recent death of Ben Whitham, supervisor of the Construction Department of Famous Players Canadian Corp., due to a heart ailment, Jules Wolfe, former supervisor of Bloom & Fine Theaters, this city, was appointed to the vacant executive position. Wolfe had barely obtained his bearings when he was removed to a local hospital with a serious internal disorder.

Wm. Kraus Dies

Kenton, O.—William Kraus, 63, died in a Cincinnati sanitarium after a three years' illness. He was one of the organizers of the Kenton Amusement Co., and also operated an outdoor sign advertising company, a jewelry company, and a vault company.

Exhibitors Watching Newest Gas Proposal

(*Continued from Page* 1)

not denied, but in some circles it was said that it might be a stimulant to business, in that it would have a tendency to divert gasoline spending money to the box-offices.

The 15-gallon-a-week proposal was made yesterday by Carroll E. Mealey, Commissioner of Motor Vehicles in New York. It was said that while plan was designed only for New York, it could be applied to the entire Atlantic states if acceptable to Harold L. Ickes, Secretary of the Interior.

Oklahoma House Burns

Checotah, Okla.—The State Theater here, owned and operated by John P. Jones, was destroyed by a fire which leveled six business houses and 15 apartments. The State had been remodeled completely only six weeks ago.

Betty Grable Given Lead

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox has cast Betty Grable for the feminine lead in "Song of the Islands" which William Le Baron will produce.

Carol: I'm the same girl I've always been, Jimmy. I do love you.

Jimmy: I wish I could believe that, but one squint at that guy Abbott up there with you makes it hard, Carol.

RAGS TO RICHES

THIS PICTURE HAS NO CONNECTION WITH THE PLAY "FROM RAGS TO RICHES"

ALAN BAXTER • MARY CARLISLE
JEROME COWAN • MICHAEL MORRIS • RALF HAROLDE
PAUL PORCASI • SUZANNE KAAREN • EDDIE ACUFF
Director: Joseph Kane
Original Screen Play by James Webb

A REPUBLIC PICTURE

Boston Theaters In Grip of Slump

Boston—Hub business is off. For the first time since last Winter, downtown theaters actually report a decrease. When other parts of the country were shouting bad business and groping for aid, the Boston pix houses continued to pack them in and for a long period the proximity of the military camps and the throwing of millions of defense funds into this district unquestionably aided the Hub theater section tremendously. Now it's apparently different. Operators are hoping that the slump is a temporary one but are making no secret of the fact that it is a vital one at the moment.

All downtown theaters report decrease of from 10 to 50 per cent in business. The soldiers and sailors on leave over week-ends are apparently spending their time with their parents or their girl friends and not in picture shows.

Business took a sudden tumble and now the local exhibitors are asking one another and the public, "are there too many defense films being shown—has the propaganda gone too far" and in most instances they are receiving truthful replies from patrons or former patrons, "yes, we like a certain amount of the defense stuff, we enjoy the military pictures, but when it gets so that all entertainment value is gone and the picture theaters become purely propaganda mills, then we are through for the duration."

There is no discounting the fact that this feeling actually prevails here at the moment and Boston always one of the best of spots has become one of the problem children of the industry at the moment.

The Cape Cod theaters, which expected to pack them in, are slumping badly. The great number of Summer theaters with their virtual stock companies and their really well-played legitimate attractions also have cut a deep hole in the box office receipts of the cinema in this locality. There are no less than 40 Summer theaters within an easy drive from the Hub, some of them actually within 10 minutes of downtown Boston.

He Gets Two-Week Vacation from Ampa

Winner of two weeks' vacation at Grossingers, sponsored by the AMPA relief fund, was V. J. Murray of 154 W. 18th St. The winning stub in the drawing held yesterday at the Hotel Edison was No. 1975. Alternate winner, in the event Murray does not claim his prize, was Mrs. H. J. Lorber, 190 Riverside Drive. Mrs. Lorber is the wife of H. J. Lorber of the Paramount sales department.

NEWS OF THE DAY

Denver—The Black Hills Amusement Co. has made these manager changes necessitated by the resigning of Arthur Traylor, manager of the Majestic, Sturgis, S. D. Ted Jasteroff moves to the Majestic job from the Rex at Rapid City, S. D., and Melvin J. Olson is made manager of the Rex.

Denver—J. B. McMahan has sold the Mission, Hatch, N. M., to Mrs. S. E. Allen, who also operates the Palace, Lordsburg, N. M.

Boston—United China Relief will co-operate with several of the local picture theaters in putting on benefits and in arranging tieups for lobby displays. George Kraska of the Fine Arts Theater plans bringing the film "Kukan" here for a week's showing, with 50 per cent of the proceeds going to United China Relief.

Boston—Scarcity of boys for jobs as ushers is causing serious consideration of the problem locally and there exists a strong probability that many of the Boston theaters will soon substitute usherettes for the present well-trained group of male ushers, many of whom have been called into military service.

Chicago—The young daughter of Will DeVine, sound engineer of the Warners' Capitol Theater, is dead following an operation.

Chicago — Bob Montgomery, formerly with Disney organization, has joined the staff of the Oriental Theater, as director of advertising and publicity.

Chicago—John Immerman, son of Walter Immerman, B & K general manager, has joined the staff of the Chicago exchange of 20th Century-Fox as a booker. Irving Van Golder has been named poster manager at the Fox exchange.

Portland, Ore.—Bud Benson has sold his Empire Theater at Anacortes, Wash., to John Danz. This will be added to the string of theaters operated by John Danz and associates in Washington and Oregon.

Oklahoma City—Fred White, formerly manager of the Tower for Standard circuit, and of the State staff here and also the Malco, Memphis, Tenn., is now manager of the Folly here, Standard subsequent-run house in the downtown area.

Cleveland — Sendor Klinger, who has been active in the local exhibition field here for the last 25 years, has sold his interest in the Ambassador Theater to Max Weinstein and has retired from business. Oscar Stotter and Morris Berkowitz have retained their interests in the theater.

Cleveland—James Frew, Universal branch manager, announces the appointment of Edwin H. Brauer as sales representative covering the Toledo territory. Brauer has been an M-G-M salesman in the same territory for the past 13 years.

Cleveland—George Robert, 20th-Fox district manager, who was operated on six weeks ago, is completing his convalescence on the Atlantic seashore with his wife and daughter.

Industry Coast Defense Com. Adopts New Name

West Coast Bureau of THE FILM DAILY

Hollywood — Y. Frank Freeman, Chairman of Hollywood's defense work, announces that the committee, heretofore known as the Motion Picture Production Defense Committee, will adopt as its new name the Hollywood Division of the Motion Picture Committee Co-operating for National Defense.

The Committee also announced that Robert Riskin, W. R. Wilkerson and Arthur Ungar have been added as members of the group which represents Hollywood in all activities pertaining to national defense activities.

Kaufman Heads Iowa Motion Picture Editors

Des Moines, Ia.—David B. Kaufman, motion picture editor of the Bason City Globe-Gazette was elected president of the newly organized Motion Picture Editors of Iowa organization in an election conducted by mail.

Ted Hammer of the Burlington Hawkeye Gazette was named vice-president and Burton T. Burritt of the Waterloo Courier, Secretary-treasurer.

The organization approved a recommendation that the world premiere of "One Foot in Heaven" being produced by Warner Brothers, be held in Mason City this Fall.

"Fantasia" to Remain at Broadway Theater Indefinitely; Seen by 700,000 Fans to Date

Announcement that Walt Disney's "Fantasia" was in its final weeks at the Broadway Theater have been withdrawn and the run has now been extended indefinitely. Picture is in its tenth month and still going strong. To date, approximately 700,000 persons have seen it at the Broadway.

War Themes Color British Production

London (By Air Mail)—British production, which is thinking more and more of the U. S. market as a source of vital American exchange, is coming through with a program replete with war themes and backgrounds. That applies especially to native companies, although American outfits producing on this side are no exception.

Product recently completed, shooting or planned in this category include "Flight Patrol," "49th Parallel," "Pimpernel Smith," "Ships With Wings," "The Black Sheep of Whitehall," "The Big Blockade," "Seventh Survivor," "The Bomber Command," "Facing the Music," "Sword of Honour," "One of Our Aircraft Failed to Return," "The Traitor?", "First of the Few," "Eagles Up," "The Anzacs," "The Life," "Flying Fortress," "Spitfire," "This Above All," "Amy Johnson," "Cargo of Innocence."

Cuban "Protective" Measure Is a Headache

Havana (By Air Mail)—A further headache for U. S. distributors operating in Cuba is foreseen in a proposed bill to be sponsored by Dr. Marino Lopez Blanco, in the Cuban House, and Dr. Octavio Rivero in the Senate.

Styled a measure to protect the Cuban film industry, measure will ask that all Cuban theaters play one Cuban-produced picture and one foreign language picture a month. The foreign language picture would not be a U. S. picture, but would have to be in Spanish.

In addition, the measure will ask for a duty exemption on all materials imported into the country which are used for the production of native films.

Edward Arnold for "Achilles"

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has cast Edward Arnold, who has just completed a role in "New York Story," for the role of the newspaper publisher in "Achilles" in which Rosalind Russell, Walter Pidgeon, Claire Trevor and Lee Bowman have important roles.

Surprise! Disney Festival Wows!

San Francisco—When the Geary, legit. house, ran short of Summer bookings, the management decided to take a gamble and put in a Walt Disney festival. House officials were frankly pessimistic over the chances of drawing crowds to see "Snow White" and some old shorts at 50 cents. But the joke was on them. Mothers packed the theater with their offsprings and the results were described as a "pleasant surprise."

METRO-GOLDWYN-MAYER

AUG 15 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 29 NEW YORK, MONDAY, AUGUST 11, 1941 TEN CENTS

COLUMBIA DISMISSED IN CRESCENT CASE

Abram Myers Suggests Joint Industry Committee

THE WEEK IN REVIEW

Another Pix Probe

By L. H. MITCHELL

"WAR PROPAGANDA": Senator Bennett C. Clark introduced a bill in the Senate providing for an investigation of alleged propaganda on the part of motion pictures and the radio to force the United States to enter into the European war. A similar measure was later introduced in the House. Senate sub-committee appointed to look into the matter is expected to call Will H. Hays, MPPDA prexy who had recently issued a warning against propaganda in pix, asserting what the public wants in its film fare is entertainment—a view in which the press, 20 to 1, concurs.

* * *

CRESCENT TRIAL: Prosecution closed its case. Motions to dismiss the "Little Three" defendants—United Artists, Universal and Columbia—were due for court rulings at the week-end. Universal Film Exchange had been dismissed as a defendant in the anti-trust action earlier in the week. Motion to dismiss the suit as against Crescent and its affiliates also was to be heard, with likelihood, if refused, that defendants' counsel would ask two weeks' or more time in which to prepare their defense.

* * *

FINANCIAL—United Artists reported sales up $3,600,000 in the first 28 weeks of this year. . . . Treasury report on film salaries listed Gary Cooper as tops with $474,106 for the year—$295,106 from Samuel Goldwyn and $179,000 from Paramount. James Cagney was second with $368,333.

* * *

PREDICTIONS: Grad Sears, Warner sales chief, told the Warner conventionites that biz in nearly all spots is well above last year and forecast a decided box-office pickup near. . . . Barrett C. Kiesling, field representative and researcher for M-G-M, told newspaper publishers, managers and operators in Columbus, O., that 1942 would see a b.o. boom early in the year.

* * *

UNITED ARTISTS: Member-own-

(*Continued on Page* 4)

Allied Counsel Favors Liaison Group to Act For Picture Industry

A joint committee made up of representatives of established organizations among the branches of the industry was proposed yesterday in a bulletin issued by Abram F. Myers, general counsel of Allied. In explaining the necessity for such a group and the need for liaison, Myers pointed out that "during the 1940-41 season a number of major

(*Continued on Page* 4)

Orders Briefs in Minn. Anti-5 War

St. Paul—Judge Hugo H. Hanft in Ramsey County District Court Friday ordered the attorneys involved in the attempt by majors to invalidate the Minnesota anti-block-of-five law to submit briefs within two weeks. His order was made after attorneys spent eight hours presenting arguments on points of law.

Attorneys for the six plaintiffs,

(*Continued on Page* 3)

Damon Runyon Signed As Producer for RKO

Damon Runyon, has been signed by RKO as a producer. He will report to the Hollywood studio late in September.

Runyon's first assignment will be

(*Continued on Page* 7)

"Outlaw" Ready For Sept. Release

Howard Hughes' production, "The Outlaw," will be ready for September release by 20th-Fox, it is reported from the Coast where film is receiving final musical scoring. Film is being sold separately under individual contracts and is slated to open either at the Roxy or Rivoli. Production code seal has been obtained after many delays.

KAO 29-Week Profit Listed at $213,440

A net profit of $213,440.15 for the 26 weeks ended July 5, 1941, was reported at the week-end by Keith-Albee-Orpheum Corp. and subsidiary companies. This compares with a net profit of $427,062.65 for the period ended June 29, 1940.

Provision for income taxes for the period ended July 5 was $94,915, while income tax provisions for the same period last year was $120,635. It was explained, however, that Fed-

(*Continued on Page* 7)

McCarthy's Successor Awaits Return of Kent

No action will be taken in filling the top advertising and publicity spot at 20th-Fox until S. R. Kent, president, returns late this month,

(*Continued on Page* 7)

Auto Cut Doesn't Worry

Detroit Exhibs. More Concerned With Present

By H. E. REVES
FILM DAILY Staff Correspondent

Detroit — Anticipated layoff of some quarter million auto workers because of cuts in auto production is not worrying exhibitors here at all, a survey of leaders indicates. As expressed by Carl W. Buermele, general manager of Co-Operative Theaters of Michigan:

"This cut is not to be effective till

(*Continued on Page* 6)

170 Expected Tomorrow At Bernhard Luncheon

Approximately 170 industry figures are expected to attend a luncheon tomorrow in honor of Joseph Bernhard, chairman of the Motion Picture Theater Drive of the USO campaign at Toots Shor's. W. G. Van Schmus, managing director of

(*Continued on Page* 4)

Dismissal is Refused to United Artists and to Universal Film Exchanges

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—At noon Friday Judge Elmer K. Davies granted a motion made by Attorney Louis D. Frohlich dismissing Columbia Pictures Corp., New York, as a defendant and "co-conspirator" in the Government's anti-trust suit against the Crescent Amusement Co., et al, but denied similar motions by Attorney Edward H. Raftery in behalf of Universal Film Exchanges, Inc., and United Artists.

A motion to dismiss all charges against Crescent Amusement Co. was denied, but separate motions to dismiss Strand Enterprises Corp. and

(*Continued on Page* 7)

Mexico "Neely Bill" Shelved for a Year

By MARCO-AURELIO GALINDO
FILM DAILY Staff Correspondent

Mexico City (By Air Mail)—As a result of conferences held between representatives of major U. S. distributors here and members of the Mexican Congress, the native "Neely bill" has been shelved, at least for this year.

Measure sponsored by a Congres-

(*Continued on Page* 6)

Western Pa. MPTOA Sets Up Reviewing Committee

Pittsburgh—Reviewing committees of 10 members each have been set up by Allied Motion Picture The-

(*Continued on Page* 3)

Hollywood Moves To New Jersey

There's celluloid in the air at Ft. Monmouth, N. J., where former film men are serving their hitch in the Signal Corps. It's a little bit of Hollywood in New Jersey and there are a lot of familiar names in the outfit. To learn who's doing what, where and why, turn to Page 6 of this issue.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 29 Mon., Aug. 11, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(August 8)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6½	6⅜	6⅜	— ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	13-16	13-16	13-16	—1-16
Con. Fm. Ind. pfd.	9⅞	9⅞	9⅞	.....
East. Kodak	139¾	139½	139¾	+ ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	13⅝	13⅝	13⅝	— ⅛
Loew's, Inc.	33⅞	33¾	33¾	— ¼
do pfd.	....	....	....	.....
Paramount	14	13⅝	13⅝	— ½
Para. 1st pfd.	105	104	104	— ½
Para. 2nd pfd.	12⅞	12¾	12¾	.....
Pathe Film	13⅞	13¾	13¾	— ⅛
RKO	3⅝	3⅜	3⅜	— ¼
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8	7½	7½	— ½
20th Century-Fox pfd.	21	20⅞	20⅞	— ⅜
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5¼	4¾	4¾	— ½
do pfd.	70½	70	70	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	96¼	96¼	96¼	.....
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	¼	¼	¼	.....
Sonotone Corp.	2⅛	2⅛	2⅛	.....
Technicolor	9⅜	9¼	9¼	— ⅜
Trans-Lux	¾	¾	¾	.....
Universal Corp. vtc.	8	8	8	+ ⅛
Universal Picts.	21	21	21	+ 1

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63	66
Roxy Thea. Bldg. 4s 1st '57	59	63

"York" Astor Engagement Grossed More than 100G

Playing to more than 85,000 persons in six capacity weeks at the Astor, "Sergeant York" rolled up a gross of more than $100,000 before it closed last night. It continues its Broadway first-run engagement today at the larger Hollywood Theater on a continuous run basis with a price scale of 75 cents for matinees and $1.10 evenings.

The Broadway Parade

Picture and Distributor	Theater
The Bride Came C.O.D. (Warner Bros. Pictures)—3rd week	Strand
The Stars Look Down (Metro-Goldwyn-Mayer Pictures)—3rd week	Criterion
The Shepherd of the Hills (Paramount Pictures)—2nd week	Paramount
Charley's Aunt (Twentieth Century-Fox)—2nd week	Roxy
Here Comes Mr. Jordan (Columbia Pictures)	Music Hall
Hold That Ghost (Universal Pictures)	Capitol
Double Cross (Producers Releasing Corporation) (a)	New York
Nevada City (Republic Pictures) (a)	New York
Highway West (Warner Bros. Pictures) (a)	Palace
Moon Over Miami (Twentieth Century-Fox Pictures) (a-b)	Palace
The Officer and the Lady (Columbia Pictures)	Globe
Ellery Queen and the Perfect Crime (Columbia Pictures)	Rialto
KuKan (Adventure Epics, Inc.)—8th week	World

♦ TWO-A-DAY RUNS ♦

Picture and Distributor	Theater
Fantasia (Walt Disney Productions)—39th week	Broadway
Sergeant York (Warner Bros.-Lasky)—6th week	Astor

♦ FUTURE OPENINGS . ♦

Picture and Distributor	Theater
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—Aug. 12	Astor
Kiss the Boys Good-Bye (Paramount Pictures)—Aug. 13	Paramount
Mata Hari (Metro-Goldwyn-Mayer Pictures)—Aug. 13 (d)	Criterion
Bad Men of Missouri (Warner Bros. Pictures)—Aug. 15	Strand
The Little Foxes (RKO Radio-Goldwyn)—Aug. 21	Music Hall
Life Begins for Andy Hardy (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
Wild Geese Calling (Twentieth Century-Fox) (c)	Roxy
The Citadel of Crime (Republic Pictures) (c)	Rialto
Dance Hall (Twentieth Century-Fox)—Aug. 14 (a)	Palace
She Knew All the Answers (Columbia Pictures)—Aug. 14 (a)	Palace
Criminals Within (Producers Releasing Corporation)—Aug. 12 (a)	New York
Rawhide Rangers (Universal Pictures)—Aug. 12 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill. (d) Re-issue.

Disney and 16 of Staff Leaving for So. Amer.

West Coast Bureau of THE FILM DAILY

Hollywood—Walt Disney and 16 members of studio staff will leave on Pan-American Airways for a minimum two months' stay in S. America where they will put into work a series of short animated pictures incorporating South American literature, legend, humour, music and customs.

They plan to work in close cooperation with many South American artists and musicians in preparation of the series although much of work will be done in American republics and by South American talent.

The pictures are to be designed primarily for the North American market. There is a strong possibility that Disney may eventually establish a permanent South American unit of his studio although no definite plans have been reached.

Ground Broken for New RCA Research Labs.

Princeton, N. J. — Ground was broken here Friday for the research laboratories of the Radio Corporation of America. When completed, the buildings to be erected on a site of more than 250 acres will constitute the world's outstanding center for radio and electronic research.

The first spadeful of earth was turned by Otto S. Schairer, RCA vice-president in charge of the laboratories. The ceremony was attended by a group of forty RCA directors and executives, including David Sarnoff, president, and General James G. Harbord, chairman of the RCA Board of Directors.

PRC Holds Regional Sessions in Atlanta

Atlanta—The second of a nationwide series of regional sales conventions of Producers Releasing Corp., goes into session today at the Henry Grady Hotel, with franchise holders and salesmen from Atlanta, Charlotte and New Orleans in attendance. The meeting will continue for two days, Arthur Greenblatt, general sales manager presiding, with the third of the regional meetings set for Dallas, Aug. 16-17.

Those present at the Atlanta conferences are: Ike Katz, David Katz, B. S. Bryan, W. H. Rudisell and B. Elliott, of Atlanta; Ed Heller and E. Miller, of Charlotte; Fred Goodrow, Wm. Thomas and P. A. Sliman, of New Orleans.

"Parachute" Battalion" Opens in Atlanta Thurs.

RKO's "Parachute Battalion" will have its world premiere next Thursday in the Fox Theater, Atlanta. The War Department is giving its full co-operation to the event. Films stars and RKO executives will fly to Atlanta for the premiere. A detachment of crack parachute troopers from Fort Banning, Ga., where many of the scenes were filmed, will attend.

A. J. Balaban Negotiates For Chi. Civic Opera

Chicago—A. J. Balaban and associates are negotiating with civic opera executives for the use of its 3,500-seat Loop theater for stage shows and films. Balaban plans would not interfere with the five-week opera schedule in November, December.

COMING and GOING

ALICE FAYE is in New York for a short vacation.

ALEXANDER KORDA returned to the Coast by plane on Saturday.

F. J. A. McCARTHY, Universal's Southern and Canadian sales manager, is on a tour of New Orleans, Indianapolis and Cincinnati branches.

JESSE LASKY has returned to Hollywood following the "Sergeant York" opening in Atlantic City.

DUDLEY TUCKER, Columbia assistant booker at Oklahoma City, is vacationing in Corpus Christi, Tex.

BARNEY BLOOM, Warner ad sales manager in Oklahoma City, is back from a Colorado vacation.

J. E. HUDGENS, assistant manager, Rialto, leaves Saturday for a vacation in Mexico City.

HARRY M. KALMINE is stopping at the Warwick Hotel.

BEN KALMENSON, Warner Western and Southern division manager, left over the week-end for a trip through his territory.

LOU DAVIDSON and **MORT SENTNER**, of the Warner exploitation staff, are in Chicago for the "Underground" openings.

JAMES ROOSEVELT and his wife stopped in Chicago to visit some friends before proceeding to Washington.

CHARLES KRANZ of Select Pictures is on the Coast.

HARRY GOLD has returned from Atlanta.

"York" Pulls Heavy Biz At Atl. City Opener

Atlantic City—Week-end business, following elaborate opening day ceremonies, for "Sergeant York" at the Warner Theater, was 250 per cent ahead of any previous opening.

At a special Citizen's Committee luncheon at the Shelburne Hotel penthouse, Jesse Lasky was presented with a gold key to the city and made a deputy commissioner by Mayor Thomas B. Taggart. One of the highlights of the campaign was the "Sergeant York" posters which were placed on the boardwalk poles, a spot hitherto considered taboo by city officials.

"Fantasia" Premieres Set in Aus. and S. A.

Australian and South American premieres of Walt Disney's "Fantasia" will be held this month. Picture opens at the Embassy, Sydney, and the Savoy, Melbourne, next Friday. It starts at the Cine Pathe, Rio de Janeiro, on Aug. 23 and at the Cine Rosario, Sao Paulo, on Aug. 26.

Argentine premiere is set for Sept. 9 in Buenos Aires and in Mexico City on Sept. 15.

Joan Brings a Message

West Coast Bureau of THE FILM DAILY

Hollywood—Joan Leslie, 16-year-old Warner Bros. star, who leaves for New York tomorrow to take part in the festivities Monday attendant upon the move of "Sergeant York" to a bigger theater, will also carry an invitation to Mayor La Guardia from Mayor Bowron to attend the celebration Sept. 4 of the 160th anniversary of the founding of Los Angeles.

Orders Briefs in Minn. Anti-5 War

(*Continued from Page* 1)

United Artists also being heard at this time, said they sought only a temporary injunction at present and would leave their action for a permanent injunction and a ruling as to the bill's constitutionality to the October term of Court.

Attorneys for plaintiffs pointed out that the United Artists suit was brought on a different basis since it is not a signatory of the consent decree. United Artists, it was claimed, could not exist in Minnesota under the movie bill because it could offer no full season's product for sale at one time as would be required by that bill.

Attorneys believed that Judge Hanft went into verbal arguments Friday in order to clear the ground so that he could make an early ruling on the briefs by September 1, thus permitting, provided he grants the injunction, sale of new season's product in Minnesota on the block-of-five basis.

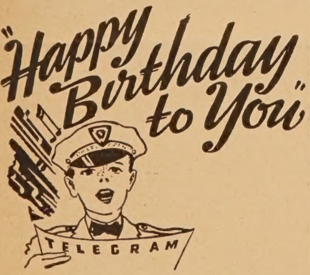
Operator is Indicted On Explosion Charge

Meridian, Miss. — Leo Schwartz, operator, was indicted Friday in connection with an explosion in the Royal theater in which six persons were injured, several months ago. Two counts charged Schwartz with assault and battery, the third with malicious mischief.

Investigating officers said a makeshift time-bomb was set off under a section of seats while a crowd was in the theater.

"40,000 Horsemen" Opens At the Globe Saturday

"Forty Thousand Horsemen," Anzac action picture, is to have its American premiere at the Globe Theater on Saturday, for an indefinite run. Depicting the exploits, dramatic and romantic, of the Australian Light Horse cavalry, the picture was made with the co-operation of the Department of Defense and officers and men of the 1st and 2nd Divisions.



Jean Parker
Hobart Bosworth

Samuel Bischoff
William C. Thomas

ALONG THE RIALTO

WITH Phil M. Daly

▼ ▼ ▼

● ● ● **WITH** typical Warner fanfare......that company's Technicolor special......"Dive Bomber"......gets a three-ply world premiere......tomorrow night in San Diego......and because of the close bond......'twixt the pic and the U. S. Navy......the party of Hollywood celebs......attending the festivities......will be permitted the rare privilege......of touring the great Consolidated Aircraft factory......which manufactures the flying boats for our Navy......and the Catalinas for the British......Warner studio execs. will head up the visiting contingent......the star segment of which......will comprise Errol Flynn and Fred MacMurray......plus Alexis Smith, Ralph Bellamy, Regis Toomey, Robert Armstrong and Allen Jenkins...... The trio of stands housing the coincident premieres......will be the Fox (for Navy men and their families exclusively)......and the State and Plaza for John Q. Public......

▼ ▼ ▼

● ● ● *ANOTHER martial note......concerning our Navy forces......is the selection by the Annual Festival......sponsored by the U. S. Naval Station in Pearl Harbor, Hawaii......of UA-Korda's "That Hamilton Woman"......as one of the pix to be shown......the officers of the Naval Station......were so pleased with Mister Korda's co-operation with 'em......that they ups and presented him......with a small silver sword......The film will sure give the Navy-ites a thrill-broadside......what with its recounting of big moments......in the career of Lord Nelson......*

▼ ▼ ▼

● ● ● **ANENT** United Artists......you gotta hand it to the promotional savvy......of Foreign Publicity Director Samuel (Sammy) Cohen ......When "Cheers for Miss Bishop" received the initial "Loew Mark of Merit" designation......from that circuit some months ago...... the astute Sammy saw no reason why the Richard Rowland opus...... shouldn't wear the Oscar Doob-concocted verbal "decoration"......when it played in theaters overseas......So Sammy hullabalooed the "Loew Mark of Merit"......in an exploitation manual he shipped on to Australia......There, the equally-perceiving Cecil Marks......UA's general manager......saw to it that "Miss Bishop" was publicized an award winner......The powerful Hoyt's Circuit......thus clarioned the film ......and even appropriated the "Mark of Merit" idea......unto its own exhibited product......

▼ ▼ ▼

● ● ● *IT's almost a decade-and-a-half now......since Phil M. in company with two of New York's first-line noozepaper critics......barged outa the Hotel Astor at the crack of dawn ......from a movie party......and found that the most immediate form of transportation......was a horse-drawn victoria...... On the homeward trek......we hadda listen to aged coachman ......give a spiel to the effect that autos will some day by supplanted by equine-hauled vehicles......Well, Sir, the old guy must be laughing currently......in face of the announcement by a bunch of society folks hereabouts......that they intend driving to the Broadway opening of Metro's "Dr. Jekyll and Mr. Hyde" tomorrow night......in horses and buggies......Yes, and Mister Ickes' gasoline conservation campaign......may make the ole cabby......100 per cent right.......*

▼ ▼ ▼

● ● ● **WHAT** to do with spare moments if any:......Hie to Keppel Galleries, 670 Fifth Ave., and Kennedy Galleries, 785 Fifth Ave. ......and gander selected celluloid drawing......from Walt Disney's "The Reluctant Dragon"......You'll depart loving 'em "still"......

Selznick Deal Rests With New UA Prexy

West Coast Bureau of THE FILM DAILY

Hollywood—Final closing of the deal whereby David O. Selznick would become an owner-member of United Artists Corp. rests with the selection of a top executive, it is reported here. Selznick, it is said, will not sign the contract until he knows who UA's president is going to be.

Meanwhile, rumors of the possible president of the company continue to float around. Alexander Korda is reported to have done some negotiating on the matter in New York last week. He arrived over the week-end and is due to return East this week.

Western Pa. MPTOA Sets Up Reviewing Committee

(*Continued from Page* 1)

ater Owners of Western Pennsylvania. Plan, which was approved by the board of directors, calls for each committee to attend all trade screenings in a given week and report its criticisms on a card specially prepared for easy classification.

It is pointed out by the organization that the system will give the membership ten opinion cards on each picture from which to draw conclusions. Posted on a blackboard in the association headquarters will be a classification on each picture, which will be the average consensus taken from the individual cards.

Each card calls for the title, producer, type of feature, period, entertainment value, box-office value, name of comparative feature of last season as regards story and entertainment, remarks, committee number, committee man number and running time. The cards will be unsigned.

Although the committee assertedly will work for the benefit of its members, the association urges that all who can should attend the trade shows personally.

WEDDING BELLS

Oklahoma City—Bob Pfotenhauer, manager, State Theater, was married Aug. 3 to Carole Gayle Wattson, in the bride's home in Oklahoma City. Miss Wattson formerly was associated with the State staff.

Oklahoma City — Claude Motley, Western division manager for the Griffith Amusement circuit, with headquarters at Lubbock, Tex., was married Aug. 3 to Miss Sylvia Ainsworth, of Lubbock. They left immediately after the ceremony for a honeymoon trip to New Mexico.

Oklahoma City — Madeline Lee Parmeter, cashier of the State Theater, and Rex Graham, fight promoter, were married recently.

Myers Suggests Industry Committee

(*Continued from Page* 1)

policies and activities affecting everyone in the motion picture business were adopted and put into effect by one branch without consultation with other branches, or by a select group without consultation with the organized groups in the exhibition branch."

Continuing, Myers said:

"This method may have seemed expedient or politic from the standpoint of those formulating the policies or directing the activities, but it was not calculated to inspire confidence, insure co-operation, or achieve success.

"All branches of the industry have their organizations through which they function. Maybe they are not all-inclusive, but they are representative and are the only points of contact available.

"There is urgent need for frequent and friendly contact between such organizations or groups in the several branches to the end that policies and activities affecting all may, so far as legal and practicable, be shaped and adopted in such form as will work a minimum of hardship and command a maximum of support.

Problems of 1941-1942

"As stated in an earlier bulletin, it is unlikely that the suit against the non-consenting distributors can be settled by entry of a final decree before June 1, 1942. The final decree contemplated by Sec. XII (e) of the consent decree is one entered on mandate after an appeal to the Supreme Court of the United States. For such a decree to be entered in the time specified would break all records for speed in litigation.

"Therefore, in all probability, the provisions for tradeshowing and selling in blocks-of-five will be suspended and . . . of no binding force and effect upon any consenting defendant' after June 1, 1942.

"What form of selling will the consenting distributors adopt in lieu of the consent decree method, which will no longer be binding?

"Will the mistakes of 1940 be repeated and a selling method be devised without consultation with the organized exhibitors?

"The exhibitors will be vitally affected and their views and wishes should be considered.

"Also, the industry will be confronted with additional proposals for taxation, for co-operation in the defense effort, possibly for regulation.

"Must the several branches and organizations go it alone, or will they function through hand-picked groups, without the advise, co-operation or participation of all substantial, representative organizations?

"Unless liaison is improved, the industry will face—and invite—disaster.

Standing National Committee

"Why would it not be a good idea for the representative organizations in the several branches to form a joint committee, consisting of the duly appointed representatives of each, to meet from time to time to discuss matters of mutual interest and problems affecting all?

"Each organization or group, in order to participate, would have to be national, or at least interstate, in scope. Each would appoint its own representatives, for it has been demonstrated that the best results are not obtained when some outside agency undertakes to say who shall represent a particular organization.

"Such a committee would be as representative as any that could be formed. It could pave the way to a better understanding and more harmonious action. It could save the industry many costly blunders."

Let's Talk it Over

Nothing can be accomplished merely by putting forward such an idea in a bulletin. The plan must be discussed openly by all whose participation is necessary to carry it into operation.

The time and place to do this is Allied's all industry, down to business convention which will be held in Philadelphia on Sept. 16-18.

"TOOTSIE ROLLS" EVIDENCE

Pete Wood's Latest Bulletin Urges "Tootsie Roll" Used In Arbitration Hearing Be Smithsonian Exhibit

Pete Wood, secretary of the ITO of Ohio, whose bulletins are famous for their sense and nonsense, has issued another that may or may not find its way to the Movie Hall of Fame. Whether you are interested in Tootsie Rolls, arbitration or the consent decree, Pete's latest contribution should get your mind off the heat wave or the alleged lull in business. Here it is:

"In Cincinnati on Monday and Tuesday of this week, the undersigned sat through two arbitration cases relating to clearance and, though many exhibits were offered in evidence by the litigants, the most important one was a 'TOOTSIE ROLL.'

"Theater owners, attorneys, film salesmen, branch managers and district managers representing the five consenting film distributing companies traveled from afar to listen to the evidence but, when it was all summed up, 'TOOTSIE ROLLS' emerged as the main issue.

"This industry has suffered many evils which brought about conditions that made it necessary for both distributors and exhibitors to shorten their Winter vacations in Florida from four months to three but, after listening to the testimony in the two cases, I feel that a deluge of 'TOOTSIE ROLL' give-aways to children will not only bring the industry to the brink of ruin, but still further shorten these Florida vacations.

"In the future, many, many arbitration cases will be heard in various sections of the country but never, in the opinion of the undersigned, will such a unique exhibit as a 'TOOTSIE ROLL' be offered in evidence. Therefore, in order to perpetuate its memory, it is urged that this 'TOTSIE ROLL' be properly embalmed and preserved in the Smithsonian Institute at Washington as a symbol of the evils resorted to by those who would tear down a magnificent industry.

"Notwithstanding that during the two days' session the thermometer at all times registered in the nineties, and the many arguments entered into by the attorneys, both arbitrators remained calm ad exceedingly patient at all times and their interest in the cases was manifested by the many questions they propounded."

THE WEEK IN REVIEW

Another Pix Probe Under Way

(*Continued from Page* 1)

ers, still hopeful early in the week, that William F. Rodgers would accept presidency of the company, later bowed to Rodgers' declination. Nicholas M. Schenck, Loew prexy, issued a statement at mid-week that M-G-M would not abrogate its contract, which has some years still to run, with Rodgers. . . . It was rumored that N. L. Nathanson, former FPC prexy, would become associated with UA in an exec. post. Report specified that he would participate in financing the UA producers. Matter was still in rumor stage at the end of the week.

* * *

THIS AND THAT: Ascap music will be back on the NBC stations within a week, it was forecast as Ascap board okayed the NBC negotiations. If agreement is reached, CBS is next expected to negotiate with Ascap. . . . Allied's proposed co-operative advertising campaign received the support of UA's Monroe Greenthal who stated that exhibs., under such a plan, should guarantee not to cut their regular house budgets. . . . Charles E. McCarthy, ad-pub. chieftain of 20th Century-Fox, and Maurice Bergman, ad manager, tendered their resignations. . . . N. W. Allied decided to fight major distribs.' attack on the constitutionality of Minnesota's anti-block-of-five pix law. . . . Film execs. saw slight possibility of shortage of pictures. . . . M-G-M decided to shift its tradeshows, for its second block-of-five, to projection rooms. Allied's Abram F. Myers found reviews of pix at tradeshows, distributed to its members, better than synopses. . . . Senator Tom Connally on floor of the Senate lauded the industry for making such motion pictures as "Boys' Town" and "Blossoms in the Dust". . . . Biographical films will set a new high mark in 1941-42, Warners leading the parade with 14. . . . Twelve Saxe houses passed to Fox-Wisconsin. . . . F & M poll shows that St. Louis fans prefer duals. . . . OPM's deputy production director, William O. Batt, urged power be granted to President Roosevelt to establish daylight saving time, nationally or regionally. Julian Brylawski, MPTOA v.-p., saw in the proposal a threat to the box-office. . . . David Rose, on the eve of departing for London, forecast an easing of British quota requirements. . . . Exhibs. are watching the gas rationing plan of 15 gallon per week for pleasure cars with much concern, foreseeing an adverse effect on theater attendance.

170 Expected for Bernhard Luncheon

(*Continued from Page* 1)

Radio City Music Hall and exhibitor co-chairman of the New York City committee, will be the host.

Purpose of the function is to outline the plans for the USO Theater Week which starts Labor Day.

Those who are expected to attend the luncheon are:

Barney Balaban, Adolph Zukor, Albert Warner, George Schaefer, Jack Cohn, Herbert Yates, Gradwell L. Sears, Neil Agnew, Abe Montague, Ned Depinet, W. F. Rodgers, Carl Leserman, A. W. Smith, Jr., W. A. Scully, Herman Wobber, J. R. Grainger, Spyros Skouras, George Skouras, Leonard H. Goldenson, J. R. Vogel, C. C. Moskowitz, Leonard Schlesinger, Edward Aarons, Sam Morris, M. F. Gowthorpe, Arthur W. Kelly, E. H. Alperson, S. H. Fabian, Harry Brandt, L. E. Thompson, Sam Dembow, Jr., Leon Netter, Charles Koerner, Ed L. Kuykendall, Max A. Cohen, Walter Vincent, Edmund Grainger, Harry Katz, J. Myer Schine, Jules Brulatour, William German, Herman Robbins, George Dembow, Leo Abrams, Joseph H. Spray, Edward Oakley.

Mort Blumenstock, Harry Goldberg, Ben Kalmenson, Roy Haines, Ed Schnitzer, Sam Lefkowitz, Bob Wolfe, Harry Gold, Arthur Israel, Clayton Bond, Harold Rodner, Alan Friedman, Wm. White, Don Jacocks, Sam Rinzler, Louis Frisch, Leo Brecher, Fred J. Schwartz, Sam Goodman, Abel Green, Martin Quigley, Maurice D. Kann, J. W. Alicoate, Don Mersereau, Colvin Brown, John C. Flinn, Terry Ramsaye, Chester Bahn, Mike Vogel, "Chick" Lewis, Pete Harrison, Jay Emanuel, Mo Wax, Sam Shain, Lionel Toll, Gil Fraunhar, Jack Harrison, James P. Cunningham, Elias E. Sugarman, John H. Harris, Arthur Greenblatt, S. E. Samuelson, S. S. Krellberg, Arthur L. Mayer, Gus A. Eyssel, Robert Weitman, Herman Landwehr, Irving Lesser, Harry Arthur, Jack Partington, B. S. Moss, Charles B. Moss, Zeb Epstein, John C. Wright, Sam Rosen, Billy Brandt, Louis Brandt, Bernard Brandt, John Powers, Norman Aaronwald.

J. J. Thompson, Julius Joelson, Irving Remner, Harry Harris, Ed Vallet, Harry K. Hecht, Maurice J. Miller, Sam Straussberg, Jack Hattem, Frank Moscato, Irving Pinsker, Joe Lee, Harry Randall, Milton Kusell, Clarence Eiseman, Arthur Silverstone, Nat Cohn, Irving Wormser, Harry Thomas, Morris Epstein, Phil Hodes, Harry Loewenstein, Irving Dolinger, Al Rosen, Ray Connors, M. Kavanaugh, Lee Cameron, Jack Simon, Norman Elson, Weber Schoening, A. G. Rudd, Morris Lane, Israel Zatkin, Charles H. Moses, Lee W. Newbury, Irwin Wheeler, J. M. Seider, Arthur M. Rapf, M. Ruden, Walter Reade, Leo Justin, Leon Rosenblatt, I. Welt, Edward Rugoff, Herman Becker, oJhn Benas, C. E. Smith, David Snaper, David Levy, Harry Buxbaum, Ben Abner, Ralph Pilo, Jack Bowen, Sam Tulpan, Nat Saland, Jack Goetz, and Stewart Martin.

A FREE HAND

NEW lightings, new camera angles enliven today's screen productions. Complete confidence in the wide latitude and unvarying uniformity of Eastman negative films encourages directors and cameramen to take full advantage of every dramatic situation. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., *Distributors*
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS

Present Attendance Is Detroit's Concern

(Continued from Page 1)

October anyway, as amended, and exhibitors have to worry about business today, not a few months ahead. Exhibitors typically are given to worrying about the future, but business in this area has been low enough for the past year so that we have to worry about the present, not the future. We will cross the bridge of adjusting to new employment levels created by auto quotas when we come to it."

Original 50 per cent quota is being modified in percentage and date for starting. Detroit is considered the boom town of America by the country at large, and is perhaps 35-40 per cent dependent on the automotive and allied industries.

Detroit's economic ups and downs have always looked several times as sensational to the rest of the country—as reflected both in business articles and in man-in-the-street conversations anywhere when the magic name of the town pops up—than they do right at home—hence the apparently paradoxical calm of exhibitors and distributors alike.

Theater business has not boomed during the recent defense production pickup—as proved in a recent survey made by FILM DAILY. Showgrosses are running about 35 per cent below a year ago in the bigger houses, while the neighborhoods, tending to lose trade to their big competitors, are off by 50 per cent This is the reason for exhibitors' concern with present problems, not possible future loss of business.

There has been a reasonable volume of unemployment in the town right along, and a high labor turnover. Unskilled or low skilled help in the lower pay brackets has been hard to get because of higher prices paid for factory jobs—but the turnover remains very high.

Readjustment to defense production as auto employment is cut is almost certain to be a lot more simply handled than is generally realized. High unemployment caused by such defense work would have such a drastic effect upon morale in view of the objective of defending the American standard of living, that national leaders are known to be united in favoring gradual readjustment, as a careful study of pronouncements from Washington in recent weeks has shown.

Two other factors will make the auto industry readjustment easier—one is that the industry enjoys whatever favored position is possible under today's conditions in the presence at the helm of defense activities of its own W. S. Knudsen. The other is the determination of organized labor to make the adjustment easy for labor. This is one plank on which AFL and CIO are united here, and any serious step to the contrary would likely precipitate a demonstration of unprecedented proportions, as indicated by the recent Ford strike and union contract.

The only serious menace visible to this prospect is the town's fatal attraction for a shifting carpetbag regiment that hitch-hikes here when things are reported booming, largely from the South Central states, causing overcrowding and providing some considerable added burden of unemployment by their competition for jobs with local residents.

Usherettes Looming

New Haven—With increased turnover in usher staffs and beginning of the school term in view, downtowns face a shortage of ushers which may result in employment of usherettes, managers state.

HOLLYWOOD-OF-THE-ARMY

By CHARLES ALICOATE

Fort Monmouth, N. J.

THIS may be an army camp to some folks but it's just a breath of Hollywood to a visiting fireman in the film business. It's no wonder they call Fort Monmouth "Hollywood of the Army": Uncle Sam very considerately has rounded up most of the draftees, enlisted men and reserve officers from Flickerland and deposited them gently in one spot where they can all talk the same language, whether it's printable or not.

Here you will find script writers, cutters, cameramen, producers, directors, actors and technicians—all part of the 20th Signal Service Company and Fort Monmouth is their permanent home, except when units are sent to the various branches of the Army where on-the-spot pictures are shot.

Hearing about this "detached Hollywood" from men who wanted to keep on getting the "Dear Ol' FILM DAILY," we decided to go visiting and the trip was an eye-opener.

The laboratory here is in command of Lt.-Col. Melvin E. Gillette, a member of the SMPE and long active in Army pictorial and visual educational fields. He was in Washington when we arrived but Captain Gordon Rigby consented to act as our host. Captain Rigby is a veteran laboratory man, screen writer and former Columbia Pictures scenarist.

The 20th Signal Service Co. headquarters now contained in the Training Film Production Laboratory building includes facilities for making any type of sound picture and uses almost every device available to Coast studios. Organization includes a large animation department, a miniature deprtment, script writers, cutters, cameramen, producers, directors, actors, and other technicians. A new building, soon to be constructed for the expanding outfit, is expected to include a laboratory, sound stages, and a larger projection room.

Script department is supervised by Capt. Rigby. Personnel and their former occupations include Pvt. Berk Anthony, Disney; Corp. Pete Barker, television stage manager; Corp. William Bloom, Columbia Eastern story editor; Pvt. Richard Blake, WKRC program director; Sgt. Robert Churchill, Documentary Films; Corp. Franklyn E. Coen, screenplay writer; Pvt. Lester Cooper, Coast writer and publicity; Pvt. Douglas R. Kennedy, writer; Corp. Arthur Lewis, associate producer on the "Jones Family" and "Cisco Kid" series; Pvt. Eugene Mudge, writer; Sgt. Edmund H. North, author of "One Night of Love"; Pvt. Donald Robinson writer, whose play "Once Upon a Time" is expected on Broadway this Fall; Pvt. Robert W. Russell Bell & Howell.

Pvt. Granville Scofield, writer on "Li'l Abner"; Pvt William T. Serton, WHO and WOC, Devenport; Corp. Sol Shor, actor in Republic serials; Pvt. Richard B. Strouse, ghost writer; Pvt. Joseph A. Thompson; Pvt. Lester Copper, writer of Warner shorts; Pvt. Arthur R. Wilmurt, Yale Dramatic Dept., and Pvt. Garson Kanin RKO director.

Personnel officer for the TFPL is Lt. Harold E. Knox, former contact man for Pathe and assistant to C Merwin Travis, v.-p. of the Pathe Coast lab. Lt. Knox also heads the supply and transportation sections of the many units now engaged in the production of Army training films.

Camera crew boasts of such names as William Widmayer and Robert Daly, former M of T lensers; Andy Gold and Henry Gerzen, 20th-Fox; Irving Smith, Universal; Harry Kreider, Paramount, Gene Levy and William Saltzman.

In the first cutting room are Marshall Neilan, Jr., Corp. Don Hayes; Vic Kline, Warners; Frank Baldridge, Korda; Bernard Small, son of Producer Edward A.; Jeffy Thomas, son of Harry; Corp. Albie Schaff, "Dr. Christian" series; Billy Reynolds, Loew-Lewin Productions; Russell Selwyn, M-G-M; and Jason Bernie son of the maestro.

Lt. Ellis Smith of Carnegie Tech supervises the animation, titles and special effects department. Included in the personnel are James W. Atkinson, commercial artist; Clifford Auguston, Terry-Toons; Robert A. Badenhop, commercial artist; Fritz A. Blank, president Fritz Advertising Studios; Herman R. Cohen, Schlesinger director of animation; Carmen J. Eletto, Terry-Toons inker; Bruce G Ellison, advertising; Jarry Fabry, artist; Murray M. Fairbairn, Disney; Corp. Paul T. Fanning, M-G-M animator; Alden Getz, Fleischer; Robert H. Givens, Disney; Corp. Melvin Grau, Disney; Sgt. Chris E. Grodewald, optical cameraman; Lucifer Guarnier, Schlesinger; Lewis Irvin Schlesinger.

Robert L. Jennes, Columbia animation cameraman; Rodell C. Johnson, Disney; Arnold W. Kivela, Fleischer inker; Corp. Daniel R. Copyn, assistant art director; Robert J. Majors, Disney; Charles E. McKinson, Schlesinger; Victor J. Michonski, Disney; Joseph C. Miller, Fleischer and Schlesinger; Ambrozi Paliwoda, Disney; George C. Pedd, Disney; Robert A. Perry, Disney; Corp. David H. Strier; Marvin M. Somerfield, M-G-M art dept.; Herman H. Thierry, poster artist; Joseph L. White, Terry-Toons; George Baker, Disney; Jerome Reisfeld, commercial artist; Harry D. Redmond, Warner special effects dept.

Capt. Edwin H. Calkin, formerly of the 20th-Fox model making dept., heads a similar department in the army.

After leaving the Fort we can highly praise the personnel of the Training Film Production Laboratory, as it is well prepared to produce pictures of the highest caliber.

Mexico "Neely Bill" Shelved for a Year

(Continued from Page 1)

sional committee is to be stripped of its provisions banning block-booking and restricting the number of foreign features which may be exhibited in Mexican theaters, leaving only those sections which relate to support of the native industry. Whether the bill even in that form will be pressed to passage is uncertain.

The majors' representatives here and several members of the Asocciation Mexicana de Productores y Distribuidores de Peliculas (Mexican Association of Motion Picture Producers and Distributors), discussing the bill with the Congressmen who authored it, held that such a measure would prove more harmful than beneficial to the Mexican picture industry. They managed to bring the backers of the bill around to their point of view and persuaded them that a shortage of films would result from its being made law.

Neither Mexican studios nor any others, they pointed out, could furnish Mexican exhibitors with enough pictures to keep the film theaters of the country open unless the total output of the major American film makers were available.

The managers of the American distributing companies here are satisfied that the danger of any such measure being passed has been dispelled for at least some time.

Rides for Aluminum

Derry, N. H.—A new twist was added to an aluminum matinee staged for children at the Plaza Theater here. Besides being admitted to the show for a piece of the national defense material, two free airplane rides over Derry were offered to the boy and girl making the nearest guess on the total weight of the aluminum pile.

Columbia Dismissed From Crescent Suit

(*Continued from Page* 1)

Nu-Strand Co., Crescent affiliates, were granted. A motion by Defense Attorney George H. Armistead, Jr., to strike from the records all inter-office communications was likewise denied although elimination of Columbia as a defendant and co-conspirator automatically removes all of its communications from the record.

It was explained by the court that motions in behalf of Kentucky Amusement Co. and Lyric Amusement Co. were not granted because both are involved in distributor franchises now existing with Crescent and affiliates. Motion to dismiss Muscle Shoals Theaters was denied on same grounds. Neither Strand or Nu-Strand were parties to any franchises or joint contracts.

Universal Must Explain

Judge Davies, in ruling on the motion to dismiss Universal, admitted that until 30 minutes before ruling he was inclined to grant the motion to remove this member of the "Little Three" from the case. However, he pointed out, there must be an explanation to the court about a deal in Union City with J. D. Henry for 1938-39 pictures. Testimony shows that such a contract was drawn and that the exhibitor was instructed to come to Memphis and get it, that he made a trip to the Universal exchange in Memphis but failed to see the manager. Later he contacted the exchange manager and was informed that his contract was voided and the year's product (first-run) had been sold to the competing Crescent house. Later Henry did contract for Universal second-run for this same year.

Judge Davies announced denial of the United Artists' motion without reviewing the evidence. There were only two isolated instances where Columbia's dealings with an exhibitor were mentioned in the testimony and in one instance Judge Davies frankly admitted that he questioned the credibility of the witness testifying.

A motion of Crescent defense counsel to dismiss R. E. Bauch, serving in various official capacities with the defendant corporations, was denied, with Judge Davies admitting that "he may be less involved than the other principal defendants, (Sudekum and Stengel)."

Explains Strand Dismissal

In granting the motion to dismiss Strand Enterprises Corp., as a defendant in the case, Judge Davies stated that G. W. Haynes of Ridgeway, Tenn., president of the organization, according to the evidence given, has not been "guilty of any acts complained of by the Government and is not a party to any of the franchises." Haynes did acquire some theaters in competition with him, but the court held that "the mere matter of eliminating competition without using objectionable methods is not a violation of the Sherman Act."

There was nothing in any ruling or any statement made by the court to indicate any change in the "co-conspirator" relations of the "big five" to the suit.

Immediately after reading of the rulings on the motions, Defense Attorney Armistead applied for a "four to five weeks' recess to allow defense attorneys to prepare their case," but such a lengthy recess was strongly opposed by Robert L. Wright, for the Government, who pointed to the fact that the Department of Justice has a staff of eight people here at a high expense. A recess of one week was finally decided upon.

Schines Conclude Annual Convention of Managers

Gloversville — A personal appearance by Frank Buck, famous animal movie maker, and regional meetings conducted by zone and district managers wound up the Schine convention here Friday. J. Myer Schine, circuit head, declared the conclave the most successful in years.

Those in charge of the regional meetings included Gus Lampe, Harold F. Sliter, Milt Schosberg, William Tubbert, Clinton C. Young, Joe Schwartzwalder, Harry Unterfort, Marsh Gollner, Louis Lazar, Pat McGee, Lew Hensler and William Heiss.

Guests of the Schine Brothers at the final session included Jimmie Grainger of Republic; Jack Cohn, vice-president, Columbia; and Max Gordon, noted N. Y. stage producer.

Top prize in the annual Schine golf tournament went to Joe Schwartzwalder, city manager, Auburn, N. Y., who led the field with a low gross of 87 for 18 holes. He was presented the Schine tournament trophy, winning it for the third consecutive year. Duke Elliott, Strand, Carthage, N. Y., won second prize, with Harold Raives, booker, Cleveland, capturing third.

In the handicap golf, Robert Barnoff, Olympic, Watertown, was first, Milt Bryer, Bucyrus, O., came in second and Lou Hensler, district manager, Lexington, Ky., third.

The driving contest winners were led by Ted Conklin, manager, Federal, Federalsburg, Md. Jack Frisch, manager, State, Lexington, Ky., was second and Lou Hart, Hippodrome, Gloversville, third.

Other winners in the annual regular golf tournament included Hy Gordon, Amsterdam, Francis Lattin, Norwich, Al Cohan, Oneonta, Milt Schosberg, Glens Falls, William Tubbert, Watertown, Robert Baranoff and Manuel Lima, also Watertown, Clinton C. Young, Geneva, Ernie Crouch, Salamanca, Francis "Pop" Gere, Rochester.

In addition prizes were awarded to Lew Hensler, R. H. Baranoff, John Scott, John Wolfbury, James Platt, Pat McGee, Harold Sliter, Harry Goldsmith, Frank Meehan, Leon Shafer, Ed Kidwell, Milt Bryer, Lou Hart, Ted Conkline, Jack Frisch, Fred Williams, Sol Shafer, Sam Shafer, John Palfi, J. D. Rice, John Makemson, Bud Sommers, Frank Nolan, William Tubbert, Wally Allen, Bud Silverman, Harry Yette, Joe Goldstein and Roger Marmon.

"Here is a Man" Gets a New Title

First it was "The Devil and Daniel Webster." It was tradeshown under the title of "Here is a Man." And now RKO has selected the final title for the Stephen Vincent Benet story. It is "All That Money Can Buy."

McCarthy's Successor Awaits Return of Kent

(*Continued from Page* 1)

a company official declared. Charles E. McCarthy, resigned, is staying at his post until Kent's return.

Hal Horne, who was signed to handle exploitation on the Darryl F. Zanuck productions, has set up his own staff with offices at Steinway Hall and begins work on "Yank in R. A. F."

Metro Curtails Number Of Illinois Tradeshows

Chicago — Metro-Goldwyn-Mayer will discontinue tradeshowing its films in Springfield and Peoria. Instead it will screen them at its Chicago exchange.

Metro's sales chief, William F. Rodgers, is remaining over here negotiating with circuits on the company's new season product.

KAO 29-Week Profit Listed at $213,440

(*Continued from Page* 1)

eral income tax provision was based on a 30 per cent rate for 1941 as compared with a 24 per cent rate for 1940. No provision has been made for Federal excess profits tax as the companies do not appear to be liable in this respect.

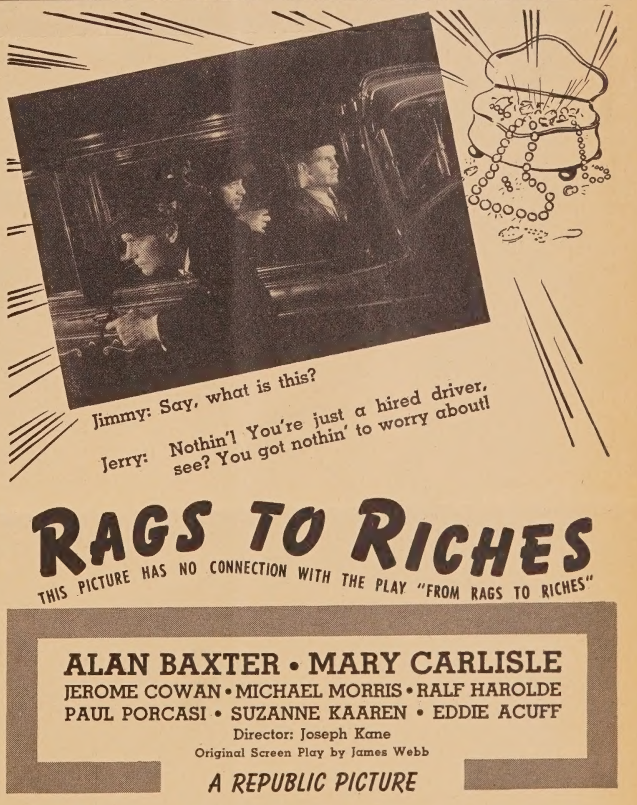
Damon Runyon Signed As Producer for RKO

(*Continued from Page* 1)

to bring to the screen a picturization of one of his own recently completed unpublished stories. His ideas, as outlined in New York City to RKO Radio executives, involve radical departures from the customary screen treatment and a new technique in presenting a story on celluloid.

Yates Sets "Ice-Capades"

Herbert J. Yates returned to New York today from six weeks of conferences at Republic Studios in Hollywood where he set up Republic's second quarter picture schedule. In addition to production matters Yates made arrangements for the Coast premiere of the company's screen ice spectacle, "Ice-Capades," at two Los Angeles theaters.


Jimmy: Say, what is this?
Jerry: Nothin'! You're just a hired driver, see? You got nothin' to worry about!

RAGS TO RICHES
THIS PICTURE HAS NO CONNECTION WITH THE PLAY "FROM RAGS TO RICHES"
ALAN BAXTER • MARY CARLISLE
JEROME COWAN • MICHAEL MORRIS • RALF HAROLDE
PAUL PORCASI • SUZANNE KAAREN • EDDIE ACUFF
Director: Joseph Kane
Original Screen Play by James Webb
A REPUBLIC PICTURE

Put Your Best Foot Forward!

Dress up...look smart...give 'em a show! Make every passerby know there's something BIG going on. Play for the most... not the least. Use the type of advertising that made this business great.

It pays to advertise and this industry is living proof.

It pays EXTRA to advertise with the Three Best Seat Sellers because everything in the line is part of a planned, balanced, consistent campaign to sell more seats.

Today the tempo of life is highly competitive. People must be SOLD. Sell Them!

Don't let the picture die. Put your best foot forward with Trailers . . . Lobby Displays . . . General Accessories by

NATIONAL *Screen* SERVICE
PRIZE BABY OF THE INDUSTRY

USE ALL THREE . . . *Sell More Seats!*

AUG 1 6 '41
METRO-GOLDWYN-MAYER
READING DEPT.

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 30 NEW YORK, TUESDAY, AUGUST 12, 1941 TEN CENTS

WARNER-ABC DEAL IS SIGNED IN LONDON

Claim Charges Not Sustained In Crescent Case

Defense Attorneys Say They Will "Take Care" Of Gov't's Testimony

Nashville—Although Judge Elmer D. Davies failed Friday to grant motions to dismiss charges against Crescent Amusement Co. and two of the "Little Three" distributors, defense attorneys are unanimous in their opinion that Robert L. Wright, chief D of J counsel, failed to sustain charges made in the complaint filed in Aug., 1939, and that when the hearing is resumed Aug. 18, de-

(*Continued on Page* 6)

Myers Wins Clearance Relief For L. W. Lea

With Abram F. Myers, Allied general counsel, acting as his counsel, L. W. Lea, operator of the Schoenfield Theater, Danville, Va., won a reduction in clearance in his arbitration complaint against Loew's, RKO, 20th Century-Fox and Warner Bros.

Bolitha Laws, arbitrator, ruled,

(*Continued on Page* 6)

Rule 16 mm. Free Shows Subject to Ind. Tax

Indianapolis—George N. Beamer, attorney general of Indiana, ruled that 16 mm. "free shows" come under the jurisdiction of the 1937 act,

(*Continued on Page* 7)

Rules Clearance OK in Hill Case

Philadelphia—W. A. Weidersheim, arbitrator, dismissed the complaint filed by the Hill Theater Co., operator of the Hill and Sedgewick Theaters, on the grounds that the present clearance schedule between the two theaters and the Rialto Theater was not unreasonable. Rialto, the interested party, has seven days clearance over the Hill and 14 days over the Sedgewick. Case was filed against Warner Bros., Paramount and RKO. Costs were assessed against all parties involved.

Harry Goetz in New York Says No Deal For His Becoming UA President Has Been Talked

Despite reports linking him with the possible presidency of United Artists, Harry Goetz said yesterday that there had been no negotiations on the issue with the owners of the company. Goetz arrived yesterday from the Coast. A production deal has been talked with UA, however. This was announced several weeks ago by Arthur W. Kelly, distribution chief.

Canadian Theaters Feeling 20% Tax

Montreal—Motion picture exhibitors across Canada are feeling the effects of the 20 per cent excise tax on box-office receipts in inverse ratio to the size and number of military camps and war industries located in their neighborhood, according to the Financial Post.

Hardest hit are the exhibitors in rural areas, mining camps, and other centers where enlistment has been heavy and war enterprises few. British Columbia and the prairie provinces are generally lower than

(*Continued on Page* 7)

Nazis Control French Film Prod'n in Occupied Zone

Word received in this country via London is to the effect that the Nazi military forces control all production of films in occupied France through regulation and censorship. Under recent regulations all foreigners and Jews will be excluded from important posts in the indus-

(*Continued on Page* 7)

Two Pictures On Next 20th-Fox Block

Two pictures, "Belle Starr" and "Charlie Chan in Rio," comprise 20th-Fox's next block of which will be sold to exhibitors. "Belle Starr" is the Technicolor production starring Gene Tierney and Randolph Scott and will be tradeshown Aug. 22. Other film will be screened for exhibs. on Aug. 21.

Production difficulties has slowed up delivery of "Yank in RAF." It is understood the film will be included as the leader in the next group. Tyrone Power is interrupting his Summer stock engagement in "Lillion" to return to the Coast for a re-take of the end of "RAF."

Detroit Theater Workers Strike May be Extended

Detroit—Picketing of the Eastown Theater of Wisper & Wetsman, large circuit operators, was started last week. Detroit Theater Service Employes, a group whose member-

(*Continued on Page* 6)

Postpone Mexican Strike

Foreign Managers Hope to Avert Walkout

Postponement of date of strike by the Motion Picture Workers Union in Mexico City to Sept. 2 from Aug. 13 is regarded here optimistically by foreign managers who feel there is good chance for walkout being averted.

Secretary of Labor Manuel Garcia Tellez is mediating the dispute between the union and American distribs. Government intervention at

(*Continued on Page* 6)

Ecuador Decrees an 8% Tax on Distrib. Income

A tax of 8 per cent on receipts of motion picture distributors has been decreed by Ecuador. Foreign department heads said yesterday that they would ask that an allowance be made for overhead, print costs, etc. Tax was ordered by a government decree in Quito.

Fifty Per Cent Interest In Circuit's 350 Houses To WB; Use Amer. Dollars

London (By Cable)—Deal whereby Warner Bros. acquires a 50 per cent interest in Associated British Cinemas circuit was signed yesterday by Warners asd Mrs. John Maxwell, widow of the late head of the circuit. Consummation brings to a close many months of negotiations during which the CEA sought to halt the deal to prevent financing and control of the circuit to pass into American hands. Circuit operates more than 350 theaters.

It was stated here, however, that under the terms of the agreement control will remain in British hands

(*Continued on Page* 7)

NLRB Certifies SPG As Bargaining Agent

Washington Bureau of THE FILM DAILY

Washington—The National Labor Relations Board yesterday announced certification of the Screen Publicists Guild as the sole collective bargaining agency selected by a majority of the advertising copywriters, press book editors and writers, publicity and feature writers and

(*Continued on Page* 6)

Polio Hits in Wis.; Will Affect Attendance

Superior, Wis.—City health department officials have taken drastic steps to halt the spread of infantile paralysis here as the result of a number of cases reported. Bathing

(*Continued on Page* 6)

"Aunt" Gives Roxy New Summer High

"Charley's Aunt" has given the Roxy, Broadway, a new high for Summer business. Attendance for 10 days now stands at 160,356 with receipts totalling $84,539 up to yesterday. Picture starts its third week on Friday.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 30 Tues., Aug. 12, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, Aug. 11)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6½	6⅛	6⅛	.....
Columbia Picts. pfd.	26¼	26⅛	26⅛	+ ⅛
Con. Fm. Ind.	¾	¾	¾	—1-16
Con. Fm. Ind. pfd.	9¾	9¾	9¾	.....
East. Kodak	139¾	139	139¼	— ½
do pfd.	....	....	....	.....
Gen. Th. Eq.	13	13	13	+ ¼
Loew's, Inc.	33⅞	33½	33⅞	+ ⅞
do pfd.	....	....	....	.....
Paramount	13½	13⅛	13⅛	— ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	....	....	....	.....
Pathe Film	13⅝	13½	13½	— ¼
RKO	3½	3⅜	3⅜	.....
RKO $6 pfd.	51½	51½	51½	— ½
20th Century-Fox	7½	7⅜	7⅜	.....
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅞	4¾	4⅞	.....
do pfd.	70	70	70	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	96½	96¼	96¼	— ⅛
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Technicolor	9⅝	9⅛	9⅜	+ ⅛
Universal Corp. vtc.	7½	7½	7½	— ⅛

Commodore Blackton Injured

West Coast Bureau of THE FILM DAILY

Los Angeles—Commodore J. Stuart Blackton, 66, pioneer producer, was critically injured when struck by an automobile while walking to his home. It is believd he sustained a fractured skull and possible other head injuries.

Under the New Management of
La HIFF'S TAVERN
you will find the old Policy of GOOD FOOD and GOOD SERVICE.
The Industry's
MEETING and EATING PLACE
156 W. 48th St. CHickering 4-4200

Warner Shorts in Tie-up With N. Y. City Schools

At the request of New York City school authorities, Warner Bros. is making film booking arrangements that will virtually place the studio's two-reel Technicolor national defense and historical shorts in the curriculum of the New York public schools.

In accordance with a schedule to be supplied by the school authorities, the Warner shorts will be booked for showing on specified days at selected theaters in the vicinity of the various schools.

Pupils form the schools will be marched over to the theaters in a body. After the pictures have been shown, faculty members will utilize each subject as the basis for a talk on such topics as national defense, patriotism, loyalty to country and good citizenship.

Harry Karasik Dies; Was Loew E. Bronx Manager

Funeral services for Harry F. Karasik, Loew's East Bronx district manager, were held yesterday at the Park West Funeral Chapel. Karasik, who had long suffered with a heart condition, died Saturday.

Karasik came to this country from Russia, and became associated with the late David Picker. After the first World War, he returned to Russia to serve on the Joint Distribution Committee. He joined Loew's in 1920 when the Picker theaters were taken over, managing the Rio, Victory and Oriental Theaters, and became a district manager in 1933.

CFI Quarterly Earnings Up $9,000 Over 1940

Net profit of Consolidated Film Industries and subsidiaries for the quarter ended June 30 exceeded the profit for the corresponding quarter of 1940 by more than $9,000. Earnings for the June quarter were $204,738 compared with $195,469 for the same period last year. Preferred share earnings for the June quarter were 51 cents against 49 cents for the 1940 period.

Brig.-Gen. Surles Has Charge of Army Pictures

Washington Bureau of THE FILM DAILY

Washington—Brig.-Gen. Alexander D. Surles yesterday took over his new assignment as director of the War Department Bureau of Public Relations, which includes supervision over Army pictures.

He succeeds Major-General Robert C. Richardson, Jr., who was named to command the 7th Army Corps.

EASTERN CAPITAL
Interested in ideas for Eastern production of shorts, four-reelers or features. Consideration given only to letters containing full synopsis of your ideas.
Box 1700
1501 B'way
THE FILM DAILY
N. Y. C.

Lab. Union to Organize Para.'s Astoria Plant

Motion Picture Laboratory Technicians Union, Local 702, is getting an active campaign under way to organize the Paramount lab. in Astoria, L. I., according to John H. Rugge, union prexy. Firm is now the only major shop outside the union fold.

Union has organized laboratory field with contracts from 14 major firms ranging from two to four years.

Local 702 hopes to complete drive at Paramount plant by Sept. 1 when union initiation fee will be increased from $50 to $100.

Present membership of the union is approximately 1,100, Rugge said. Lab industry will achieve wage standardization by May 1942, when wage scales of small organized labs must equal those of the majors.

"Sergeant York" Is Set For 65 Red Cross Houses

The American Red Cross has chosen Warner Bros.' "Sergeant York" to open 65 Red Cross theaters now nearing completion at as many Army camps throughout the country. The theaters will be operated by the American Red Cross for sick and convalescent soldiers unable to attend usual recreational facilities in camps.

The War Department allocated almost $3,000,000 to build the 65 special theaters, which have been assigned to Red Cross for operation and maintenance. Army Medical Corps and Red Cross officials are required to screen only such pictures as can be considered of the highest quality in entertainment, involving no psychological or sociological problems.

"York" Continues Big In Moveover to H'wood

Continuing its Broadway first-run yesterday at the Hollywood, "Sergeant York" was reported to be piling up larger attendance and gross totals than it had recorded at the Astor as it went into its first evening performance at its new location. "Moveover Day" was marked by a parade, the arrival in New York of Joan Leslie and a full round of events in every way comparable to a first-night premiere.

Warner Chi. Tradeshow

Chicago — Warner Bros. tradeshowed "Navy Blue and Gold," "Flight Patrol," and "Smiling Ghost' 'at the exchange projection room. Attendance was good.

DISTRIBUTORS
NOW READY
CHILDREN COMEDY ONE REEL. 35MM. WILL MAKE MORE IF INTERESTED FOR SCREENING. WRITE BOX 1500, THE FILM DAILY, 1501 BROADWAY, NEW YORK CITY.

COMING and GOING

J. A. McCONVILLE, Columbia foreign manager, returns tomorrow from a Central American trip to attend the wedding of his son, Joseph E., on Thursday.

ALFRED HITCHCOCK returns to the Coast today.

FRANK CAPRA, together with **PHIL** and **JULIUS EPSTEIN**, are due in town later this week to view "Arsenic and Old Lace."

MAX KRAVETZ, special representative for the "Dr. Christian" series, arrived yesterday from Hollywood.

MANNY REINER, Paramount shorts subject publicity chief left last night for Chicago to set world premiere of the Quiz Kids short.

GABRIEL PASCAL left London last night for Canada.

WOLFE COHEN, Canadian district manager for Warner Bros., returns to Canada today to attend the premiere of "The Prime Minister," in Ottawa Wednesday.

HOWARD WAUGH, manager of the Warner, Memphis, and his wife are on an Eastern vacation which will include visits to Niagara Falls, Buffalo and Montreal.

Disney Festival Ends Good San Francisco Run

San Francisco—Geary here winds up surprisingly profitable run of Disney Festival this week. Stunt, tossed together to keep legit. house lit, turned in three nice weeks.

"Story of the Vatican" will follow, getting its world premiere here Friday. Full length picture has been assembled from the 30,000 feet of film shot by March of Time. Geary's manager, Emil Bondeson, has made extensive tie-ups with local Catholic groups and San Francisco showing will be in the nature of test of film's possibilities. RKO is releasing.

Warners Set Up Shorts Publicity Department

In line with Warner Bros. policy of emphasizing short subject programs in its campaign against double bills, John M. Holmes, of the studio publicity department has been assigned to head a special unit in charge of short subjects exploitation and publicity. Morton Gerber heads the short subjects publicity division created in the home office.

J. J. Parker Dies

Portland, Ore.—J. J. Parker, 65 Pacific Northwest theater owner and civic leader, died suddenly at his summer home, Seaside, Ore., following a heart attack. He headed the J. J. Parker circuit, operating the Broadway and United Artists theaters in Portland, and houses in Pendleton and Astoria Ore. Widow, son and daughter survive.

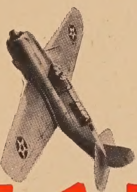
WANTED THEATERS
Interested in purchasing several small theaters located in small communities either in Chicago or within a reasonable distance from that city.
Box 1600
1501 B'way
THE FILM DAILY
N. Y. C.

Star of tomorrow...

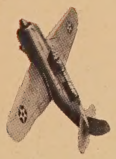
RONALD REAGAN

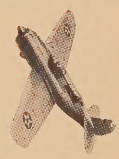
Named by the nation's exhibitors as one of Hollywood's five best star bets for the coming year (as if we didn't know!)

In the skies of today!



"INTERNATIONAL SQUADRON"





Czech — Pole — Belgian — Greek — and a Yankee ace!

Spitfire vs. Messerschmidt!

. . . And a great love story!

The first great story of the R. A. F. . . . and its men without a country!

with

OLYMPE BRADNA · WILLIAM LUNDIGAN · JOAN PERRY · REGINALD DENNY

Directed by **LEWIS SEILER**

Screen Play by Barry Trivers & Kenneth Gamet • Suggested by a Play by Frank Wead • A Warner Bros.-First National Picture

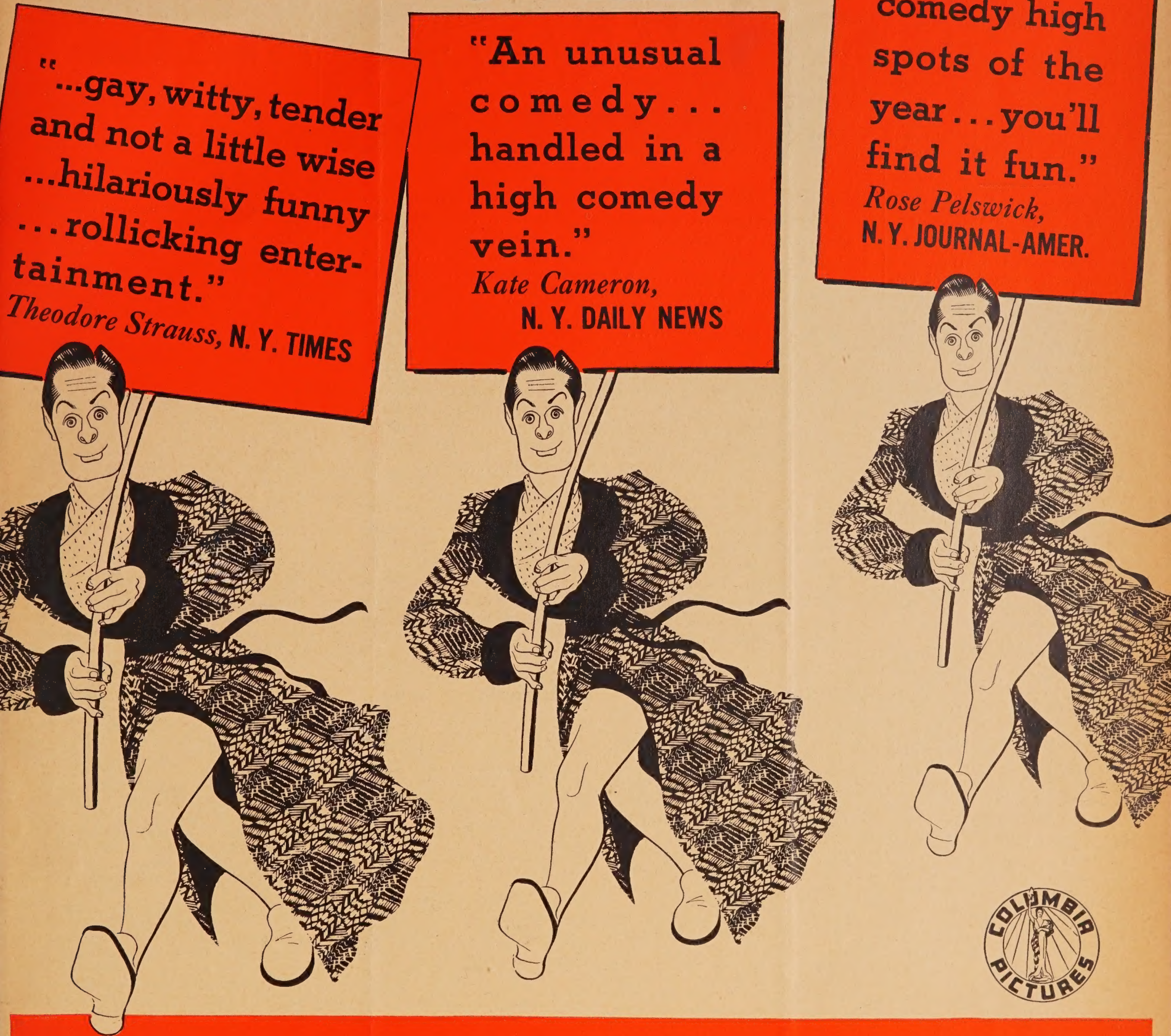
NEW SEASON! WB MARK OF SHOWMANSHIP NEW BOXOFFICE HIGHS!

"MR. JORDAN" HITS WITH A BANG!

"One of the top comedies of the year... altogether something not to be missed."
Howard Barnes, N. Y. HERALD-TRIBUNE

RADIO CITY MUSIC HALL
HOLDS OVER
HERE COMES MR. JORDAN

NEW YORK



"...gay, witty, tender and not a little wise ...hilariously funny ...rollicking entertainment."
Theodore Strauss, **N. Y. TIMES**

"An unusual comedy... handled in a high comedy vein."
Kate Cameron,
N. Y. DAILY NEWS

"...one of the comedy high spots of the year...you'll find it fun."
Rose Pelswick,
N. Y. JOURNAL-AMER.

COLUMBIA PICTURES

"...grand, unusual farce comedy, providing plenty of belly laughs for the toughest of all audiences." — *Lee Mortimer,* **N. Y. DAILY MIRROR**

"...bursting with surprises, joy, grace, good humor and entertainment...the finest kind of fun..." — *Cecelia Ager,* **N. Y. PM.**

"...the nearest thing to heaven...delightful, ingenious comedy for young and old." — *Frank Farrell,* **N. Y. WORLD-TELEGRAM**

"...best and funniest...one of the more delightful comedies..." — *Archer Winsten,* **N.Y. POST**

"...quite unlike any other told on the screen...provides an enormous amount of fun...topnotch entertainment." — *Eileen Creelman,* **N. Y. SUN**

Mexican Film Strike Set Back to Sept. 2

(Continued from Page 1)

this time, it is reported, is welcomed by the distribs. in Mexico City who believe union leaders will be more willing to mediate over issues involved.

Detroit Theater Workers Strike May be Extended

(Continued from Page 1)

ship consists of every type of employe of the theater, managers, assistant managers, cashiers, ticket takers, ushers, janitors, etc., was granted a CIO charter recently, and it is now seeking to obtain a closed shop agreement here.

The application for the charter was signed by a number of members of the Detroit Theater Managers and Assistant Managers, an AF of L organization, according to Clayton Bordner, attorney for the DTSE, who also states this is the first charter ever granted and the first place that the CIO has ever stepped into the theatrical field in the United States.

Bordner claims the DTSE represents a majority of theater employes and a number of crafts in the theater which have been AF of L associates for several years.

Polio Hits in Wis.; Will Affect Attendance

(Continued from Page 1)

beaches, wading pools, nursery schools and toy-loan centers have been closed and parents have been urged to keep their children from crowded places, such as theaters, parks and athletic contests.

Phelan, Cutter, Killed

West Coast Bureau of THE FILM DAILY

Hollywood—William Phelan, assistant film cutter at Warner Bros. Studio, was killed instantly early Friday when he fell asleep at the wheel of his car and crashed into a telephone pole at the intersection of Coldwater Canyon and Riverside Drive.

"Happy Birthday to You"
TELEGRAM

From
THE FILM
DAILY to
Cecil B. DeMille
Hal Horne
Mort Spring
Ben Hersh
D. H. Finke

ALONG THE RIALTO
WITH
Phil M. Daly

* * *

● ● ● **PIC companies have oft used......the local subways......for ad campaigns......but it remained for M-G-M......to strike a new note......in "underground" promotion......namely the launching of jingle-copy posters......anent "Dr. Jekyll and Mr. Hyde"......which opens today at the Astor......A feature of the campaign......is that it flags intensively......the tens of thousands......who use the Shuttle......which is big and brawny New York's......own version......of the rural cattle crossing......**

* * *

● ● ● *LAST night a checkup disclosed......everything in readiness......for the luncheon at Toots Shor's Restaurant......which'll be tendered by W. G. Van Schmus......the Music Hall's managing director......to Joseph Bernhard......chairman of the industry's drive......for the USO......More than 100 film bigwigs......are poised to tie on their linen bibs......*

* * *

● ● ● **THAT "Take a Movie Vacation" idea......which has been spreading so fast......among the nation's Fourth Estate......is being fostered down Tuskegee, Ala., way......by the Tuskegee News......which is a weekly sheet......and the only one in the town......But the newspaper front-paged the plea......thus demonstrating whole-hearted co-op with our biz......The San Francisco Chronicle is another newspaper......which is getting solidly back of the movie vacation bally......Well, the more the merrier......**

Myers Wins Clearance Relief for L. W. Lea

(Continued from Page 1)

following hearings, that the maximum clearance between first and second-run in Danville should not exceed 40 days, whereas clearance formerly ranged from 90 to 160 days. Clearance between subsequent-runs was ordered at 14 days.

Wilby-Kincey circuit was the interested party.

Hitchcock Returns

Director Alfred Hitchcock, who was in New York over the week-end, returns today to the Coast. Next megaphone call for Hitchcock will be for David O. Selznick. Production is let untitled and will get under way in about two months, Hitchcock said. John Harrison and Joan Harris have been engaged to do script.

Lewis Joins Hoffberg

Mannie Lewis, road show specialist, has been added to the sales force of Hoffberg Productions, Inc., and will leave today for New Orleans on the first leg of trip through the South and South West.

Ulmer Quits Springer

Resignation of Edgar G. Ulmer has been accepted by R. W. Springer, head of Springer Pictures.

Ulmer's resignation is effective as of today.

NLRB Certifies SPG As Bargaining Agent

(Continued from Page 1)

contact men who work within the State of New York. Ruling applies to exploitation men who work mainly in New York City and the surrounding metropolitan area, and salaried artists employed in the domestic advertising and publicity departments in the New York City offices of each of eight motion picture companies.

Books "Father Steps Out"

West Coast Bureau of THE FILM DAILY

Los Angeles—"Father Steps Out," Monogram's comedy-drama featuring Frank Albertson with Jed Prouty and Lorna Gray, has been booked for the week starting tomorrow at the Orpheum Theater, Los Angeles' leading combination vaudeville and film house. Jean Yarbrough directed the picture, under the production supervision of Lindsley Parsons.

Albert F. Brentlinger Dies

Indianapolis—Albert F. Brentlinger, pioneer motion picture theater operator, fell dead last week in the Hotel English here. A deputy coroner said death was due to heart disease. He formerly was vice-president of First National Pictures in Indiana.

Birdwell Moves

Russell Birdwell & Associates has moved to new quarters at 30 Rockefeller Plaza, New York.

Say Crescent Charges Are Not Sustained

(Continued from Page 1)

fense testimony will completely "take care of" all testimony offered by the Government in the five weeks that the hearing has been in progress.

Edward H. Raftery, counsel for Universal Pictures and United Artists, declared in open court Friday: "This suit (against the three distributors) has been brought for the purpose of forcing Universal, United Artists, and Columbia to come under the consent decree. If it fails, the 'Big Five' will come out in 1942. The 'Big Five' want us in and we don't expect any help from them in this suit." Raftery asks only two hours when the defense testimony begins in which to completely clear away the one-witness testimony which prevented Universal from being dismissed as a defendant.

William Waller, associated with George H. Armistead in defending Crescent and its affiliates, in supporting a motion to dismiss charges against his clients, declared (unchallenged) that every independent theater involved in the hearing has at all times had all the distributor connections that the Government says they should have. The Government's "theory," maintained by Wright, is that "in order to operate successfully a first-run theater must have for exhibition a substantial number of the feature pictures" released by "three or more of the defendant distributors each year." The second-run houses "should be able to exhibit on second-run a substantial number of the feature pictures released by three or more of the defendant distributors each year."

The Government's complaint, printed copies of which were made available to the press Friday, divides the Government's charges against defendants into four divisions (A-B-C-D), but that plaintiff has offered proof only under Division A.

The statement of Judge Davies, in ruling on the motions Friday, that the Strand and the Nu-Strand Corporations were being dismissed because they are not "in any of the franchises" and that Columbia was released because it was not a party to any franchise or blanket contracts with exhibitors, leads to the conclusion that the court considers these franchises and contracts as the strongest evidence against those defendants not dismissed. "73-situation contract" or series of contracts, is figuring heavily in the testimony.

"Ice-Capades" Premiere In Minneapolis Friday

West Coast Bureau of THE FILM DAILY

Hollywood—The world premiere of Republic's "Ice-Capades" will be held at the Gopher Theater, Minneapolis, Friday. Gene Autry is to head a contingent of stars who will be flown there for the premiere.

«REVIEWS»

"The Little Foxes"

with Bette Davis, Herbert Marshall, Patricia Collinge, Teresa Wright

RKO 116 Mins.

A GREAT STAGE PLAY TRANSFORMED INTO A GREAT SCREEN DRAMA; SHOULD PILE UP IMPRESSIVE GROSSES EVERYWHERE.

Samuel Goldwyn has given the screen a great dramatic production. Too often, in the transcription of a stage play to the screen, certain values inherently necessary to the development of a play vanish on its way to Hollywood. Not in this case. Nothing is lost. The production has gained in stature and blossomed forth with new dramatic power and beauty.

All credit to Goldwyn for treating Lillian Hellman's play with the proper objective reverence and respect. The splendid direction of William Wyler is in large part responsible for a film that sheds its stage trappings with dignity and theatrical magnificience.

Lillian Hellman, the author, has made some slight alterations for the screen version and all for the better. Inclusion of the role of the young newspaperman who loves the daughter of the Giddens lifts the screen play above the almost too-realistic happenings of the stage vehicle by adding a much-needed romantic note of hope to the proceedings. Arthur Kober, Dorothy Kober and Alan Campbell can share praise for their contribution in the way of additional dialogue.

While showmen may eye the cast and quickly spot Bette Davis and Herbert Marshall for marquee names, they will discover the film contains a number of superlative performances. Miss Davis' role as Regina Giddens is custom-made for her and she fills it beautifully. Looking as if she stepped out of a Gibson Girl portrait, her portrayal of the scornful, selfish and cruel Mrs. Giddens will win her new honors.

Among the newcomers, stardom undoubtedly beckons to Teresa Wright whose acting is marked by a poignant beauty and grace. From the stage cast, Patricia Collinge should be far in the lead when Academy Awards are passed out for supporting performances. Her acting is the kind that grips at one's throat. There is a faded magnificence about her part as the aunt who comes from one of the fine, old families of the South, who suffers a quick disillusionment when she marries into the more commercial Hubbards.

Herbert Marshall as the invalid husband who dies because of the calloused indifference of Miss Davis handles his role well. Charles Dingle, from the stage cast, does his role as one of the Hubbards and Miss Davis' brother, with the same degree of excellence. So do Carl Benton Reid, Dan Duryea and Jessica Grayson who are also from the stage cast. Carlson shines along with the rest of the group.

Story is a gripping dramatic tale of the efforts of a Southern family to capitalize on the new industrialism which comes to the South at the turn of the century. Regina Giddens and her brothers exemplify the greed of this new materialism. Miss Davis is not to be thwarted in her desire for wealth in getting a cotton factory started. She allows her husband, who opposes her wishes, to die when he begs for medicine which would give him life. What she does not count on is her daughter walking out of her life and the evil influences which surround her and her brothers.

CAST: Bette Davis, Herbert Marshall, Teresa Wright, Richard Carlson, Patricia Collinge, Dan Duryea, Charles Dingle, Carl Benton Reid, Jessica Grayson, John Marriot, Russell Hicks, Lucien Littlefield, Virginia Brissac, Terry Nibert, Alan Bridge, Charles R. Moore.

CREDITS: Producer, Samuel Goldwyn; Director, William Wyler; Cameraman, Gregg Toland; Screenplay, Lillian Hellman; Additional Dialogue, Arthur Kober, Dorothy Parker, Alan Campbell; Original, Lillian Hellman; Music Meredith Willson; Film Editor, Daniel Mandell; Art Director, Stephen Goosson; Assistant Director, William Tummel.

DIRECTION, Excellent. PHOTOGRAPHY, Excellent.

Canadian Theaters Feeling 20% Tax

(Continued from Page 1)

central Canada and the maritime provinces, where one or two centers report theater attendance has gained despite the price increase. In the cities, attendance has held up better in the downtown shows than in the neighborhood theaters, although the decline was general just after the tax went into effect May 19.

Largest single exhibitor, Famous Players Canadian Corp. has been insulated from the effects of the tax to some extent by the ability to balance poor receipts in one section against better results in others. Several theaters have been added to the Famous Players circuit and a number removed, with the result that the number of theaters opeated is about the same as at the end of 1940, about 330, or nearly a third of the Canadian total.

Nazis Control French Film Prod'n in Occupied Zone

(Continued from Page 1)

try. The Nazis also have a degree of control over pictures made in unoccupied zone, demanding a say in the nature of the films produced along with details of the stars and technicians to be employed.

Under the regulations in occupied France the Germans will direct film censorship, influencing the type and trend of films made. Pictures must contain nothing to embarrass the German or French Governments or the Nazi military command. Newsreels may not conatin anything against Germany or the military command nor make any mention of the German army, navy or air force or the disposition or movement of any troops. No allusion is permitted to General de Gaulle or Great Britain nor polemics about the armistice with France. Any reference to diplomatic news must be confined to those issued by the German official news agency or given on German broadcasts in France.

Similar regulations are enforced under the new regulations in theaters and music halls.

Patrons Stringed

Miami Beach — Sonny Shepherd, manager of the Lincoln, had a special trailer made calling attention to the short piece of string the doorman had given each patron, with instructions to tie the piece of string to a finger to remind them to see such-and-such a picture due to be presented at the house the following week.

Jack Goldberg to Make Negro Films in Florida

Jack Goldberg, head of International Roadshows, Inc., producers of Negro pictures, will start production next month at his own studios in Miami. "America's Tenth Man," a feature, and "The Crimson Claw," a fifteen-chapter serial, will be his initial productions in the new quarters.

Goldberg's pictures reportedly play to a weekly audience of 400,000 in approximately 500 theaters.

Joins Warner Staff

Miss Josephine Caldwell yesterday joined Mort Blumenstock's ad and publicity department at Warners' home office to work on magazine and newspaper publicity. Miss Caldwell will work under Mitchell Rawson, Eastern publicity manager.

Warner-ABC Deal Signed in London

(Continued from Page 1)

and that the Treasury and Board of Trade have no objections to the transaction which involves a substantial contribution in dollar exchange by Warners. This means that Warners will pay out a large portion of the reported $3,600,000 price in American dollars and the balance in frozen pounds.

Proposals for representation on the board of directors by Mrs. Maxwell and Warners will be submitted at the annual general meeting.

(Date of the meeting was not mentioned in the cable story—Ed.)

Rule 16 mm. Free Shows Subject to Ind. Tax

(Continued from Page 1)

and are subject to the collection of the state tax of $1 performance.

He has assigned R. N. Huffman, assistant attorney general, to take over the collection of these taxes. According to information given out at the office of Allied Theater Owners, the tax is being collected from roadshows at the rate of approximately $30 a month for each set of equipment.

Glenda: That rat's stood me up for the last time! I thought he'd get tired of all that milk and honey—but he laps it up faster every day. You've been claiming I could do you a lot of good, Slip—and Abbott a lot of harm—what do you want me to do?

RAGS TO RICHES
THIS PICTURE HAS NO CONNECTION WITH THE PLAY "FROM RAGS TO RICHES"

ALAN BAXTER • MARY CARLISLE
JEROME COWAN • MICHAEL MORRIS • RALF HAROLDE
PAUL PORCASI • SUZANNE KAAREN • EDDIE ACUFF
Director: Joseph Kane
Original Screen Play by James Webb
A REPUBLIC PICTURE

- - "WILD GEESE CALLING"
PARAMOUNT, SEATTLE
EXCEEDS OPENINGS
BLOOD & SAND, WESTERN UNION
HUDSON'S BAY, MARK ZORRO
RETURN FRANK JAMES - -

"WILD GEESE CALLING" HAS RECORDS FALLING IN THE GREAT NORTHWEST!

"Henry Fonda and Joan Bennett in standout performances!" —*Seattle Times*

20th CENTURY FOX

METRO GOLDWYN-MAYER
READING DEPT.
AUG 1 8 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 31 NEW YORK, WEDNESDAY, AUGUST 13, 1941 TEN CENTS

PREDICT ATLAS CONTROL OF RKO BY JAN. 1

Chi., Coast Get Commercial Tele Station Permits

Zenith and Don Lee Have Experimented Actively In Visual Broadcasting

Washington Bureau of THE FILM DAILY

Washington—The FCC yesterday granted construction permits for two new commercial television broadcast stations, one for Chicago and the other for Hollywood.

The Zenith Radio Corp. in Chicago is authorized to operate unlimited time on channel No. 1. The applicant proposes to use the facilities of its present experimental station.

Don Lee Broadcasting System,

(*Continued on Page* 15)

Gov't Lists Relief Points in Trust Case

Nashville—Copies of the Government's complaint in the Crescent anti-trust case have been made available to the press. The complaint in summary form is presented herewith, presenting seven points as the "relief prayed" by the plaintiff:

"(1). That the combinations in re-

(*Continued on Page* 14)

Bert Kenny, Veteran Loew Manager, is Dead

Bert Kenny, 57, manager of Loew's Burnside Theater, The Bronx, died yesterday at his residence in Englewood, N. J., after suffering an internal hemorrhage. Kenny was

(*Continued on Page* 4)

To Allow Anti-Nazi Pictures in B.A.

Buenos Aires (By Air Mail)—Revelations of the "Argentine Dies Committee" regarding fifth column activities have changed considerably the attitude of the Municipal Board of Censors. It is reported reliably that anti-Nazi pictures will be allowed to be exhibited in order to make the public familiar with the danger of fifth column activities to Argentina's independence.

PICKUP IN TRADESHOW ATTENDANCE

Exhibitors Showing Greater Interest in Screenings; Warners Draw Heavy Crowds at Initial Presentation

A general pickup in attendance at tradeshows and greater interest in the innovation are indicated in reports from the field. Pressure by exhibitor organizations and a realization by theater men that the screenings offer a definite service are given as reasons for the increased interest. In some exchange centers preparations are being made to take care of overflow audiences of exhibitors.

In New York yesterday, Warner Bros. initiated its tradeshows to capacity crowds. Representatives of more than 500 theaters attended the screenings of "Navy Blues," "The Smiling Ghost" and "International Squadron."

(*Continued on Page* 4)

60 Exhibitors Okay New Org. Proposal

Approximately 60 exhibitors from 30 states have written letters of endorsement to Harry Brandt, ITOA, on his proposal for a new national exhibitor association. Brandt said yesterday that the letters offered active and financial support to the launching of the plan and that many of the

(*Continued on Page* 4)

RKO's South American Convention Opens Aug. 23

RKO's convention of South American sales forces will be held in Rio de Janeiro on Aug. 23. Phil Reisman, vice-president in charge of foreign distribution, will fly from

(*Continued on Page* 15)

Republic Lists 16 Pix for New Quarter

Eight features, eight westerns and one serial will be produced by Republic during the coming quarter. James R. Grainger, president, told representatives at the first of a series of regional sales meetings at the New York Athletic Club yesterday. Grainger announced that pro-

(*Continued on Page* 3)

No Censorship License For Nazi Film in N. Y.

Albany — The German war film, "Victory in the West," is a news production and does not require a censorship license, according to a ruling by Justice Francis Bergan of

(*Continued on Page* 4)

Urge All-Out USO Support

Drive Will Win Public Favor—Van Schmus

Some 150 film executives,—one of the most representative gatherings in local film annals—, attended the industry's USO drive luncheon held yesterday in Toots Shor's Restaurant in honor of Joseph Bernhard, campaign's national chairman, with W. G. Van Schmus, managing director of Radio City Music Hall acting as host.

The purpose of the gathering was to co-ordinate plans for the theater

(*Continued on Page* 3)

Fifteen Pictures Start This Week at Studios

West Coast Bureau of THE FILM DAILY

Hollywood — Fifteen pictures are scheduled to go into production this week.

At Columbia: Four shooting, including "Miss Madden is Willing'" comedy drama, with Marlene Dietrich and Fred MacMurray. Producer-

(*Continued on Page* 2)

Report RKO Board Waiting to Take Action On New Schaefer Contract

Wall Street sources yesterday indicated that the Atlas Corp. would have complete voting control of RKO by the end of this year. It is estimated that Atlas has approximately $7,000,000 tied up in the company and with the possible acquisition of further interest the present board of directors may undergo a radical change before Jan. 1.

Annual board meeting scheduled for last June 5 was set back until late this year for undisclosed reasons. It was indicated however that the directors were waiting to take action on a new contract for George

(*Continued on Page* 15)

Lawn Arbitration Case Compromised

Chicago—The Lawn Theater arbitration case was settled yesterday by compromise. The theater gets four weeks' clearance, against seven weeks previously.

Clyde Eckhardt, of 20th-Fox, Jack Osserman of RKO and James Donohue of Paramount gave testimony

(*Continued on Page* 2)

Warners Close First Product Deal With FPC

Warners Bros.' complete lineup of features, shorts and trailers for the 1941-42 season has been bought by Famous Players Canadian for its

(*Continued on Page* 4)

"Dr. Jekyll" Hits Record at Astor

"Dr. Jekyll and Mr. Hyde" broke all attendance records in the history of the Astor Theater, Broadway, at the world premiere yesterday, M-G-M announced. More than 10,000 persons, representing absolutely capacity plus numerous standees at every performance, attended the first day's showings.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(*Tuesday, Aug. 12*)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Amer. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6⅛	6	6	— ⅛
Columbia Picts. Pfd.	....	....	....	.....
Con. Fm. Ind.	¾	¾	¾	.....
Con. Fm. Ind. pfd.	9¾	9¾	9¾	.....
East. Kodak	139½	139⅛	139½	+ ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	13⅛	13⅛	13⅛	+ ⅛
Loew's, Inc.	33⅞	33⅜	33⅞	.....
do pfd.	....	....	....	.....
Paramount	13½	13	13½	+ ⅜
Para. 1st pfd.	104	104	104	+ 1
Para. 2nd pfd.	11¾	11¾	11¾	— 1
Pathe Film	13⅞	13½	13⅞	+ ⅜
RKO	3⅜	3¼	3¼	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7½	7¼	7½	+ ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅞	4¾	4⅞	.....
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	104½	104½	104½	— ½
Par. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	96½	96½	96½	+ ¼
Warner Bros.' dbs. 6s48	96	96	96	— ⅛
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	2	2	2	— ⅛
Technicolor	9½	9⅜	9½	+ ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	7½	7½	7½	.....
Universal Picts.	....	....	....	.....

Reed Produces Film For Lutheran Synod

West Coast Bureau of THE FILM DAILY

Hollywood—Roland Reed Prods. has completed a feature "The Power of God" for the Evangelical Lutheran Synod of Missouri, Ohio and other states. Hamilton Macfadden directed and cast included Sarah Padden, Stanley Andrews, Byron Foulger, John Barclay and Thomas Louden.

It was made on 35 milimeter film but will be released in Lutheran Churches throughout country on 16 mm.

Lawn Theater Arbitration Demand Compromised

(*Continued from Page* 1)

regarding their efforts to service the Lawn Theater, which met with failure due to inability to agree on terms.

James Steininger, Lawn Theater owner, contended his 20-cent admission charge eontitled him to second week, general release, which was not sustained by the arbitrator, Richard F. Kuhns.

Phil Davis was attorney for the plaintiff and Aaron Stein for the Joseph Stern circuit. Rud Lohrenz, Warner manager, filed a brief for his company in the case. Costs will be shared equally by Steininger and the Joe Stern circuit.

N. H. Arbitrator Refuses To Dismiss Complaint

New Haven—Hearing of New Haven's third arbitration complaint. that of Fred Quatrano, owner of the new Newington, Newington, under construction, against the consenting distributors, has been continued to August 20 after a full day Thursday at the local tribunal office. Newington asks for a clearance arrangement of seven days after New Britain, instead of the 30 days offered by distributors.

Arbitrator A. A. Ribicoff, judge of the City Court of Hartford, overruled the motions of respondents and intervenors, Warner Bros. Circuit Management Corporation, operator of the first-run houses in New Britain, and Jeter Perakos, operator of the Palace, second-run, to dismiss the complaint. Defendant attorneys maintained that there was no arbitrable complaint, since no actual contracts with New Newington existed as yet, there was no fixed clearance, no experience as to policy, admissions, competition, film rentals, etc., factors to be considered under Section VIII of the decree.

Vitagraph, Inc.'s motion to dismiss the complaint on the grounds that under Section XVII, the arbitrator could not rule as to how Vitagraph should sell its "wholly owned subsidiary," Warner Bros. Circuit Management Corporation, was also denied, complainant objecting, and the arbitrator holding his decision in abeyance for introduction of proof.

College Open Air Theater Case Up Tomorrow

New Haven — College Open Air Theater, Middletown, complaint against the consenting distributors asking for "some run," will be heard tomorrow at the local arbitration tribunal office. Salvatore Adorno, former operator with Arthur Lockwood of the Palace, Middlesex, and the Capitol, Middletown, built the 875-seat College several years ago, but has been involved in litigation with the city on alleged violation of the Building Code ever since. Recently, Adorno won his case on appeal.

Fifteen Pictures Start This Week at Studios

(*Continued from Page* 1)

director Mitchell Leisen; "Honor of the West," Bill Elliott-Tex Ritter western directed by Wallace Fox.

At M-G-M: Nine shooting, including "Achilles," drama, with Rosalind Russell, Walter Pidgeon, Edward Arnold, Claire Trevor and Lee Bowman. Norman Taurog directing with John Considine, Jr., producing.

At Paramount: Ten shooting, including "Mr. Aldrich's Boy," comedy drama, with Jimmy Lydon, Charles Smith, Mary Anderson and John Litel. Associate producer, Joseph Sistrom, director Hugh Bennett; "Air Raid," melodrama, with Robert Preston, Martha O'Driscoll and Eva Gabor. Ralph Murphy directing; Bill Pine and Bill Thomas' "No Hands On The Clock," mystery comedy, co-starring Chester Morris and Jean Parker with Dick Purcell, Billie Seward, Rose Hobart, Rod Cameron, James Kirkwood and Keye Luke. Frank McDonald directing.

At Republic: Five shooting, including "Down Mexico Way," musical western, starring Gene Autry with Smiley Burnette. Joseph Santley directing; "Jesse James at Bay," Roy Rogers western with Joe Kane producing and directing; "Mercy Island," drama, witn Ray Middleton. Armand Schaefer producing and William Morgan directing.

At RKO-Radio: Six shooting, including Sam Goldwyn's "Ball of Fire," comedy farce, starring Gary Cooper and Barbara Stanwyck. Howard Hawks directing.

At 20th Century-Fox: Four shooting.

At Universal: Nine shooting, including "Ghost Town Buckaroo," action picture starring Johnny Mack Brown. Director, Ray Taylor. Associate producer, Will Cowan; "The Sonora Kid" (tentative title) action picture with Dick Foran, Leo Carrillo and Andy Devine. Director, William Nigh. Associate producer, Ben Pivar.

At Warners: Eight Shooting, including "Bridges Built At Night," drama with Lloyd Nolan and Alexis Smith. Eddie Sutherland directing.

At Monogram: Two shooting, including "Wild Horse Valley," western with Tom Keene. Producer-director, Robert Tansey.

At United Artists: shooting, Wanger's "Sundown"; Korda's "Jungle Book"; Small's "Corsican Brothers"; Roach's "Fiesta."

At Producers Releasing Corp.: Merrick-Alexanders "Professional Bride," comedy, with Elmer Clifton directing.

War Games to be Boon To Louisiana Exhibitors

Lake Charles, La.—Theater operators in Lake Charles and Lafayette expect booming business from now until the end of September when the Army's greatest war games bring 500 000 troops to western Louisiana. In the vicinity of Lake Charles 102,000 Texas troops will be bivouacked. Already a state police drive against night spots, gambling houses, etc., made at the Army's request, is driving coin into box-offices.

W. C. Chesbrough, Former Circuit Head, Killed

Columbus, O.—William C. Chesbrough, former operator of a circuit of eight theaters here, was killed instantly at noon Monday in a head-on auto collision on State Route 42, six miles southwest of Xenia. He was 47 years old.

Chesbrough, who was vice-president of the Republic Mutual Insurance Co. of Columbus at the time of his death, until a few years ago operated the Grandview, Drexel, Pythian, Garden, Alhambra, Hudson, Northern and Piccadilly Theaters.

COMING and GOING

TYRONE POWER returns to the Coast today for retakes on "Yank in R. A. F." He returns Monday to resume his role in "Liliom" opposite his wife, Annabella at Westport, Conn.

BOB SAVINI, president of Astor Pictures, is visiting the company's offices in Detroit, Cleveland and Buffalo.

JOHN S. WATERS, of the M-G-M production staff, is stopping at the Warwick.

ALICE FAYE is stopping at the Waldorf-Astoria Hotel.

ARCHIE MAYO has returned to Hollywood and is conferring with Darryl F. Zanuck on his new assignment.

THOMAS P. MULROONEY, UA foreign sales manager, has returned to his desk after being on the sidelines for two weeks with a sprained knee.

DON HANCOCK returned yesterday from a two-week Caribbean cruise.

Agnew Sets 222 Bookings On "Aloma of South Seas"

"Aloma of the South Seas," Technicolor Tahitian-type romantic drama yesterday was designated by Neil Agnew, general sales manager, as the key film around which "Paramount Week" of 1941 will be built.

Agnew already has 222 day and date bookings on "Aloma of the South Seas" for the Labor Day holiday week and will support the film with full page color ads in The American Weekly, Life and Look with an aggregate reader circulation in excess of 29,000,000 and full page ads in the color roto sections of the Toronto Star, Des Moines Register Tribune, Denver Post and Minneapolis Tribune and Star with an aggregate reader circulation of 3,000,000, making a total of 32,000,000 readers who will be pre-sold on this production.

Two Planes Take Players To "Dive Bomber" Debut

West Coast Bureau of THE FILM DAILY

Hollywood—Two plane loads of players and members of the press, headed by S. Charles Einfeld and Robert Taplinger flew to San Diego yesterday for the opening of "Dive Bomber" at three San Diego theaters. Lavish entertainment was provided for the delegation.

"Happy Birthday to You"

From THE FILM DAILY to

Alfred Hitchcock
Regis Toomey
Gloria Dickson
Gene Raymond
Rita Johnson
Mary Duncan
Sam Taylor
Leo Brecher
W. E. Green
Charles "Buddy" Rogers

All-Out USO Support Urged at Luncheon

(*Continued from Page* 1)

collections which commence in circuit and indie stands on Labor Day and continue through that week.

In introducing Chairman Bernhard, Van Schmus asserted that some 90 per cent of film houses in the New York area are now under the USO banner, and that only one circuit is currently a campaign absentee, but that it "can't stay out." He said that $217,000 is the local collection quota of some 674 theaters, and, while this may seem large, it nevertheless represents the section's proportionate share.

Strengthen Position

Through the USO drive, Van Schmus declared, the theaters can appreciably strengthen the industry's position with the public.

Bernhard, in a brief yet powerful address, cited the fact that Thomas E. Dewey, national director of the USO campaign, had suggested the film theater drive, despite the fact that the original goal of $10,000,000 had been attained, on the premise that the number of draftees will be doubled over the originally anticipated number, and consequently the drive would have to look to added channels,—one of which is the nation's theaters—, to raise the additional funds for USO.

Presenting a plea for "all out" co-operation of theater men, as well as producer-distributor interests, Bernhard memorialized the gathering that certain channels have recently maligned filmland in the matter of the issuance of propaganda films plus other unwarranted charges, and that this drive is an opportunity for the theaters to join in doing something in the way of solid refutation, and for the boys in the service of the armed forces.

Seek $1,500,000

The plan, he said, is to raise $1,500,000 via the theaters nationally, and that currently some 2,300 indie houses have pledged their full support. Together with circuit stands the co-operating theaters now number over 4,000, and by the time Labor Day arrives the expectancy is in excess of 12,000 theaters.

In response to a question by Leo Brecher as to the availability to houses of collection-aiding personnel, A. P. Waxman, publicity head of the industry's drive here, said that, in instances where the house staffs were limited in numbers, USO would furnish personable young women to aid in the collections.

Van Schmus called attention to the 400-foot trailer which M-G-M has compiled for the drive. This will be furnished to houses via National Screen Service. He added that the trailer, to be most effective, should be shown in a program spot other than when audiences were entering the theater or exiting.

Raw stock manufacturers, he concluded have been most co-operative with the drive, as have film laboratories.

ALONG THE
RIALTO
WITH
Phil M. Daly

● ● ● THAT terse slogan—......"Don't Say No To The USO"......worked like a charm yesterday......for noontide at Toots Shor's feedbag emporium......found the bulk of big-wig pic execs. hereabouts......literally licking their chops......in anticipation of aiding the Labor Day Week drive......for United Service Organizations......Tendering the repast was W. G. Van Schmus......whose interest in the campaign......is at least as big as his Music Hall......And the same must be said of Honor Guest Joseph Bernhard......the industry's national chairman for the drive......

▼ ▼ ▼

● ● ● *THE dais looked like a Flickerealm "Year Book"..... Seated thereat were Neil Agnew, Jack Alicoate, Harry Brandt, Jack Cohn, Ned Depinet, Jay Emanuel......Leonard Goldenson, Charles Koerner, Maurice "Red" Kann, Martin Quigley, Herman Robbins, Spyros Skouras......George J. Schaefer, Sidney Samuelson, W. A. (Bill) Scully, Andy Smith, Jr., Major Leslie E. Thompson, Joseph R. Vogel, Herbert J. Yates......Major Albert Warner, Herman Wobber, and Adolph Zukor......while the individual tables were surrounded in quartettes by Ed Aarons, Harry Arthur, Leo Abrams, Ben Abner......Mort Blumenstock, Leo Brecher, Clayton Bond, Harry Buxbaum, Jack Bowen, Colvin Brown......Max A. Cohen J. E. Costa, Sam Dembow, R. V. Downing, Gus Eyssell, Zeb Epstein, Clarence Eisman, Norman Elson, Si Fabian....Harry Goldberg, William (Bill) German, Sam Goodman, Phil Hodes, Arthur Israel, E. Thornton Kelly, "Mike" Kavanaugh, Sam Krellberg......Carl Leserman, Irving Lesser, Dave Levy, Sam E. Morris, Dan Michalove, Charles Moses, Lee Newbury.*

▼ ▼ ▼

● ● ● ALSO......Ralph Pilo, Louis Pelegrine, Harold Rodner, Sam Rosen, Sam Rinzler, Harold Rinzler, Walter Reade, Sr......L. Rosenblum, Leonard Schlesinger, Nate Spingold, Eddie Schnitzer, Fred Schwartz, Nat Saland......Harry Thomas, Sam Tulpan, A. P. Waxman, Bob Wolff, Irving Wormser, Bill White......and scribes plentifully assigned by Ye Trade Press......The big meetin' was unique, too, in that it started about on time......and finished the same way......Evidently the boys believed that......you can't be slow with the USO......either.

▼ ▼ ▼

● ● ● *MISTER Van Schmus......sure put in a big day..... Plus the USO luncheon......he hosted a cocktail reception...... in the Music Hall Studio Apartment......in honor of Miss Lillian Hellman......immediately in the wake of a special showing of her opus......"The Little Foxes"......in Preview Room "A" ......And, gents, it's that class of entertainment......*

▼ ▼ ▼

● ● ● THE so-called busman's holiday......was neatly exemplified last Friday......when peppy Leo Pillot......exploiteer de luxe ......decided he'd take a well-earned holiday......So he hops in his Ickes-mobile......and heads for Harrisburg, Pa., for a visit......with Pal Bob Sidman......manager o' the Senate Theater......Well, Sir, out of a clear sky (literally)......who should drop in......en route to Atlantic City from the West......but Bud Abbott and Lou Costello ......The latter were also en route for a more immediate p.a....... in Reading......Host Sidman conveniently commandeered both Leo and his gas buggy......to rush the comics to their destination...... Reading's Astor Theater......'Twixt the New York-Harrisburg drive..... then on to Reading......the difficulties of gettin' gasoline on the seven o'clock deadline......plus culling a motorcycle escort to assure Bud and Lou......getting to their stage engagement on time...... there was merely the matter of a blou-out on the jaunt......Jeepers Creepers, don't you love vacations!......

Republic Lists 16 Pix for New Quarter

(*Continued from Page* 1)

duction set for the first quarter was far ahead of schedule, with three features, two westerns and one serial already completed.

Closing of a deal for Republic's 1941-42 product with the Fabian circuit's theaters in Albany, Schenectady, Troy, Cohoes and Catskill also was announced.

A Midwest-Southern regional meeting of franchise holders opens tomorrow at the Drake Hotel, Chicago.

Those attending the two-day Eastern regional meeting here are as follows: Morris Epstein and Sidney Picker. New York branch manager and office manager. respectively; Max Gillis, Philadelphia branch manager; Sam Seplowin, Detroit branch manager; Sam Seletsky, New Haven branch manager; Sam Fineburg, Pittsburgh franchise holder; Ed Morey, Boston branch manager; Arthur Newman, Albany branch manager; Jack Bellman, Buffalo branch manager; Nat Lefton, Cleveland and Cincinnati franchise holder; Sam Gorrel, Cleveland branch manager; Geo. Kirby, Cincinnati branch manager; Jake Flax and George Flax, Washington, D. C. franchise holder and salesman, respectively; and Alfred Perry, of Empire Films, Ltd., Republic distributors in Canada.

The home office group included H. J. Yates, J. R. Grainger, G. C. Schaefer, Morris Goodman, Charles Reed Jones, J. J. O'Connell, A. L. Pindat, Walter Titus and Si Borus.

A special screening of Republic's deluxe spectacle, "Ice-Capades," was held in the home office projection room yesterday afternoon, for the group attending the meeting. The Eastern session will wind up today with a luncheon at the New York Athletic Club.

"Hamilton" Aussy Click

Alexander Korda's production of "That Hamilton Woman" has broken the house record for the first week's gross and attendance at the Regent Theater, Sydney, Australia, according to word received here by Walter Gould, UA foreign manager.

"Hole-in-One" Doob—New Name

Oscar Doob, director of advertising and publicity for Loew's theaters, did NOT become a father yesterday and he did NOT fall heir to a fortune. But anybody would think something equally important happened. He made a hole in one at Glen Oaks on the fifth hole and the excitement may keep him in bed for a week. Doob was playing in a threesome with Mrs. Doob and S. I. Newhouse, newspaper publisher.

60 Exhibitors Okay New Org. Proposal

(Continued from Page 1)

letters were from prominent exhibitors.

Brandt pointed out that such an organization would have to be started with outside initiative and that he would not want any member of the ITOA to be at its head or on the directorate. But, he declared, the ITOA would be an active link. Exhibitors have declared, he said, that they would like to have such a man as James A. Farley or Wendell Willkie as president.

No further action will be taken on the step until more letters of endorsement are received, Brandt said.

"Stars Look Down" for Chi.

Chicago—B & K has set the Mid-West premiere of Metro's "The Stars Look Down" for the Apollo Theater on Aug. 15.

WEDDING BELLS

Scranton, Pa.—Announcement was made of the engagement of Miss Helen O'Boyle to Angelo Scavo, manager of the Home Theater, Old Forge, Pa. The marriage will be solemnized Sept. 15 in St. Ann's Monastery Church.

Wilkes-Barre, Pa.—Miss Margaret Harfman, cashier, Comerford Theater, will wed Joseph Kearns next month.

Montgomery, Ala.—Ralph Burton Mann, assistant manager of Paramount Theater, and Miss Mary Elizabeth Gilmore were married here.

Cleveland — Ruth Finger of the Warner theater department has announced here engagement to Dr. Freeman Rakusin, an oculist with offices in Toledo.

Cleveland—Marge Britton, of the Vitagraph office brigade and Otto Fleming, whose present address is Camp Forest, Tenn., plan to be married within the year.

Milwaukee — James Worden, accountant at the local Paramount exchange, was recently married to Lorraine Quirt.

Marshfield, Wis.—Catherine Zeidler, employed by the Adler Theater Co. here for 12 years, was married to District Attorney Daniel T. Hosek.

Des Moines, Ia. — Donald B. Knight, assistant manager of Paramount Theater in Des Moines, was married to Miss Helen Patricia Philips, also of Des Moines at St. Ambrose rectory.

Joseph E. McConville, son of J. A. McConville, Columbia's foreign manager, will be married tomorrow to Miss Eleanor Carretta at the St. Ursula Church in Mt. Vernon.

NEWS OF THE DAY

Girard, O.—The Film Folks Frolic staged annually at Peter Wellman's Mahoning Country Club will be held this year on Aug. 21. The Cleveland, Pittsburgh and West Virginia territories are represented at this gathering. The program includes golf, dinner, dancing and games.

Cleveland—Max Jacobs, president of Imperial Pictures, announces that he has taken over from Pioneer Pictures Ohio distribution of "I Met a Murderer."

Memphis, Tenn. — Charles Rounsaville, Paramount's booker, has been promoted to the sales division and will travel the Arkansas and Missouri territory. This gives Paramount three salesmen for the Memphis office.

East Liverpool, O. — Sam Reichblum, owner of the Columbia theater, was the first exhibitor in the territory to sign up for the first block of Paramount pictures. Reichblum John Hancocked a contract just half an hour after the screening of the last picture in the block.

Cleveland — Nate Schultz, Monogram franchise owner, announces that he has closed a 1941-42 product deal with Nat Feldman for Warner theaters in this territory.

Oklahoma City—The Variety Club of Oklahoma, Tent No. 22, will put on a picnic and turtle derby Monday afternoon and evening, August 25, at Belle Isle Park here. Variety club members, their families, friends and acquaintances are expected to attend. All film exchanges, theater supply houses, and theater circuit offices on film row will close at noon on that day so that everyone can attend.

New Haven—The annual Warner outing at Ye Castle Inn, Saybrook, will attract more than 75 Warnerites from exchange, theater department and out-of-town theaters. Luncheon will start off the event, followed by baseball between exchange and theater departments, golf, swimming, boating, dinner and dancing.

Cincinnati — Irving Soochin, formerly with United Artists is now sales representative for 20th-Fox, covering Kentucky territory.

New Haven—Fishman Corp., Winchester Theater Co., operator of the closed Winchester Theater, has changed its corporate name to the Rivoli Theater Co., operator of the newly acquired Rivoli, West Haven.

Canonsburg, Pa.—Fred A. Beedle, president of the AMPTO of Western Pennsylvania, and his brother, Eddie, who own and operate the Alhambra and Continental Theaters in this town, are celebrating their 20th anniversary in the theater business.

Portland, Ore.—Les Savage, western division auditor for Columbia Pictures is seriously ill in the St. Francis Hospital. San Francisco.

Cincinnati—PRC has taken on the distribution of "40,000 Horsemen," Australia feature, in this territory.

Greenville, O.—Due to a scarcity of young men caused by defense work and the draft, Macci Brothers, operators of the Wayne, have employed "usherettes."

Aberdeen, Wash.—Charles Haggan advises he has taken over the Roxy Theater. He plans on modernizing the house.

Portland, Ore.—John Hamrick, of Hamrick-Evergreen Theater won the Bob Hope Trophy in the motion picture golf tournament this week for best score in the second flight.

Bert Kenny, Veteran Loew Manager, is Dead

(Continued from Page 1)

one of Loew's oldest employes in years of service. He was first employed by Nicholas and Joseph Schenck at Palisades Park, and later managed Loew's Herald Square, Orpheum, Broadway, Harlem Opera House, West End and 7th Ave. theaters. His widow survives.

Funeral services will be held Saturday at 10 a.m. at the Church of the Madonna, Fort Lee, N. J.

New B. A. Company

Buenos Aires (By Air Mail)—New producing and distributing company has been formed here and will build a studio in La Plata, one hour's train ride from Buenos Aires. Name of the company is Sociedad Anonima Industrial Cinematografica Argentina and is headed by Luis Maria Perazzo Naon. It is capitalized at one million pesos.

Warners Close First Product Deal With FPC

(Continued from Page 1)

170 theaters in Canada, it was announced yesterday by Gradwell L. Sears, general sales manager. Deal was signed Saturday, Aug. 9 and is reported to be the first one to be closed by the Canadian circuit for new season product with a major company.

Carl Leserman, assistant to Sears, Roy Haines, Eastern and Canadian division manager, and Wolfe Cohen, Candian district manager, represented Warners. J. J. Fitzgibbons, Famous Players Canadian president, and Ben Geldsaler, film buyer, acted for the theater circuit. Closing of the deal with Warner Bros. marked not only the first major deal for the new season that the company has made, but its first product deal of any kind for 1941-42.

Pickup in Trade Show Attendance

(Continued from Page 1)

Among those at the showings were:

Sam Rinzler, Randforce Circuit; 45 theaters; Fred J. Schwartz and Sam Goodman, Century Circuit, 40 theaters; Frank Lynch, Skouras theaters, 60 theaters; Jack Hattam, Interboro Circuit, 35 theaters; Chas. H. Moses, five theaters; Julius Joelson, J & J Circuit, 25 theaters; Harold Klein, J & J Circuit; Arthur Waykoc, Walter Reade Circuit, 15 theaters; C. E. Smith, St. Cloud Amuse. Co. of N. J., 12 theaters; Harold Greenberg, Publix Circuit, seven theaters; Bernie Brooks and Leon Rosenblatt, Rosenblatt Welt Circuit, five theaters; Eddie Stern, Rugoff & Becker Circuit, seven theaters; Frank Moscato, Island Circuit, 20 theaters; Eddie Seider, Prudential Circuit, 35 theaters; Maurice Miller, Harry Hecht Circuit, five theaters; Maurie Stahl, Rivoli Theater, Rutherford, N. J.; Robert Goldblatt, Music Hall theater, Tarrytown, N. Y.; Gary Piccione Mineola Theater, Mineola, L. I.; Charles Meyerson, Lyric Theater, Oyster Bay, L. I.; A. McKennan, Albermac Theater, Pawling, N. Y.; Sam Berns, St. George Playhouse B'klyn, N. Y.; Frances Bregman, Fanchi Circuit, six theaters; Henry Sager, Hastings Theater, Hastings, N. Y.; Max Jelin, Opera House New Brunswick, N. J.; Irving Dollinger, and Jack Meltzer of the Allied Theater Circuit of N. J.; 12 theaters; Lillian Seidman of the Harry Harris Circuit in N. Y., five theaters; Oscar Lager of the Chas. Moses Circuit, five theaters; C. Kahn, Park Theater, Highland Park, N. J.; A. Hochberg, Savoy Theater, Watsessing, N. J.; Adolph Weiss of the Weiss Bros. Circuit, four theaters; L. Weitzman, Summit Theater, Union City, N. J.; Jack Gelber, Interboro Circuit, 35 theaters; Al Daly, Skouras Theaters, 68 theaters; Max Fried, Century Circuit, 35 theaters; Rose Harrison, Century Circuit.

No Censorship License For Nazi Film in N. Y.

(Continued from Page 1)

the Supreme Court. Justice Bergan upheld the picture's classification by Irwin Edmund, director of the division of motion pictures of the State Education Department, who had refused to accept jurisdiction as to whether the film should be shown.

A proceeding by Richard H. Rollins, acting on behalf of the Non-Sectarian Anti-Nazi League, was dismissed by Justice Bergan. Picture can continue to be exhibited in the state.

Anti-Nazi League said yesterday it would appeal the dismissal.

Proposes Censor Board

North Little Rock, Ark.—Alderman J. N. Laman has announced that his proposed ordinance to create a city board of censors would be introduced at a meeting of the city council. The proposal has been postponed at several previous meetings.

STORKS!

Belzoni, Miss.—It's a double bill for R. L. Osborne of the Harlem here, as twin boys were born.

Peggy Halpin, wife of Dan Halpin of RCA, gave birth to a six-pound baby girl yesterday at Lawrence Hospital in Bronxville. The girl will be named Ann DeLacy.

Great showmen think ahead,

• which means date ahead,

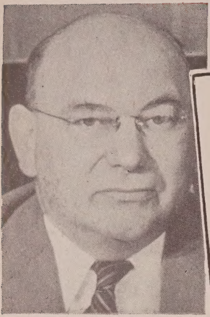
• which means date from

now to New Year's with

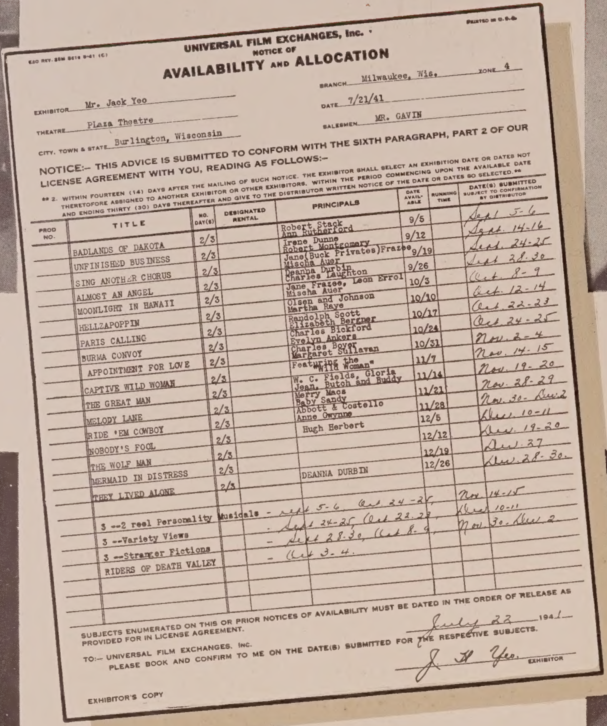
UNIVERSAL . . . . .

Here are some of America's great

and dating ahead from now to



JOHN ANDERSON
Co-owner, Esquire Theatre
Denver, Colo.



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PRINTED IN U.S.A.

UNIVERSAL FILM EXCHANGES, Inc.
NOTICE OF
AVAILABILITY AND ALLOCATION

EXHIBITOR Mr. Jack Yeo
THEATRE Plaza Theatre
CITY, TOWN & STATE Burlington, Wisconsin

BRANCH Milwaukee, Wis. ZONE 4
DATE 7/21/41
SALESMEN MR. GAVIN

NOTICE:– THIS ADVICE IS SUBMITTED TO CONFORM WITH THE SIXTH PARAGRAPH, PART 2 OF OUR LICENSE AGREEMENT WITH YOU, READING AS FOLLOWS:–

** 2. WITHIN FOURTEEN (14) DAYS AFTER THE MAILING OF SUCH NOTICE. THE EXHIBITOR SHALL SELECT AN EXHIBITION DATE OR DATES NOT THERETOFORE ASSIGNED TO ANOTHER EXHIBITOR OR OTHER EXHIBITORS. WITHIN THE PERIOD COMMENCING UPON THE AVAILABLE DATE AND ENDING THIRTY (30) DAYS THEREAFTER AND GIVE TO THE DISTRIBUTOR WRITTEN NOTICE OF THE DATE OR DATES SO SELECTED.**

PROD NO.	TITLE	NO. DAY(S)	DESIGNATED RENTAL	PRINCIPALS	DATE AVAILABLE	RUNNING TIME	DATE(S) SUBMITTED SUBJECT TO CONFIRMATION BY DISTRIBUTOR
	BADLANDS OF DAKOTA	2/3		Robert Stack Ann Rutherford	9/5		Sept 5-6
	UNFINISHED BUSINESS	2/3		Irene Dunne Robert Montgomery	9/12		Sept. 14-16
	SING ANOTHER CHORUS	2/3		Jane(Buck Privates)Frazee Mischa Auer	9/19		Sept. 24-25
	ALMOST AN ANGEL	2/3		Deanna Durbin Charles Laughton	9/26		Sept 28-30
	MOONLIGHT IN HAWAII	2/3		Jane Frazee, Leon Errol Mischa Auer	10/3		Oct. 8-9
	HELLZAPOPPIN	2/3		Olsen and Johnson Martha Raye	10/10		Oct. 12-14
	PARIS CALLING	2/3		Randolph Scott Elizabeth Bergner	10/17		Oct. 22-23
	BURMA CONVOY	2/3		Charles Bickford Evelyn Ankers	10/24		Oct 24-25
	APPOINTMENT FOR LOVE	2/3		Charles Boyer Margaret Sullavan	10/31		Nov. 2-4
	CAPTIVE WILD WOMAN	2/3		Featuring the "Wild Woman"	11/7		Nov. 14-15
	THE GREAT MAN	2/3		W. C. Fields, Gloria Jean, Butch and Buddy	11/14		Nov. 19-20
	MELODY LANE	2/3		Merry Macs Baby Sandy	11/21		Nov. 28-29
	RIDE 'EM COWBOY	2/3		Abbott & Costello Anne Gwynne	11/28		Nov. 30-Dec. 2
	NOBODY'S FOOL	2/3		Hugh Herbert	12/5		Dec. 10-11
	THE WOLF MAN	2/3			12/12		Dec. 19-20
	MERMAID IN DISTRESS	2/3			12/19		Dec. 27
	THEY LIVED ALONE	2/3		DEANNA DURBIN	12/26		Dec. 28-30.
	3 --2 reel Personality Musicals		- sept 5-6, Oct 24-25,				Nov 14-15
	3 --Variety Views		- Sept 24-25, Oct 22-23,				Dec 10-11
	3 --Stranger Fictions		- Sept 28-30, Oct 8-9,				Nov 30-Dec 2
	RIDERS OF DEATH VALLEY		- Oct 3-4.				

SUBJECTS ENUMERATED ON THIS OR PRIOR NOTICES OF AVAILABILITY MUST BE DATED IN THE ORDER OF RELEASE AS PROVIDED FOR IN LICENSE AGREEMENT.

July 22 1941

TO:– UNIVERSAL FILM EXCHANGES, INC.
PLEASE BOOK AND CONFIRM TO ME ON THE DATE(S) SUBMITTED FOR THE RESPECTIVE SUBJECTS.

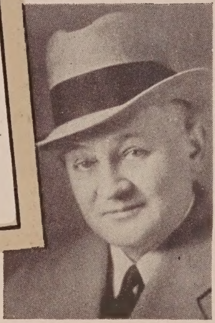
J. H. Yeo. EXHIBITOR

EXHIBITOR'S COPY

CHARLES H. BARRON
Barron—Kansas Theatres
Pratt, Kansas

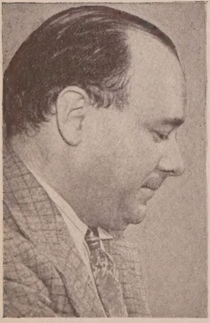
JOHN T. COONEY
Union Sq. Theatre
Pittsfield, Mass.

EVERETT HAYS
Grand Theatre
Sullivan, Ill.



ELMORE D. HEINS
American-Rialto-Roanoke Theatres
Roanoke, Va.

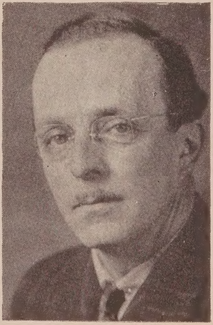
A. WEST JOHNSON
Heilig—Mayflower Theatres
Eugene, Oregon



GEORGE PITTSLEY
Washington Theatre
Bay City, Mich.

CLARENCE E. ROBBINS
Buzzards Bay Theatre
Buzzards Bay, Mass.

W. A. SANDON
Sandon Theatre
Blue Earth, Minn.



G. N. TURNER
Family Theatre
Pine City, Minn.

JOHN TENDER
Tivoli Theatre
Lorain, Ohio

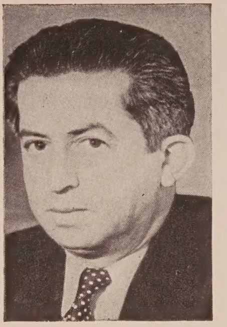
They're going to get their pictures,

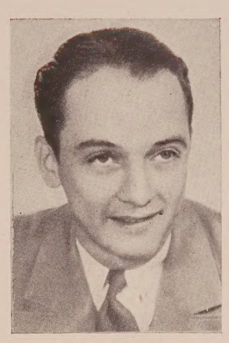
showmen who are thinking ahead

New Year's with Universal . . .

JOE BLUMENFELD
Blumenfeld Circuit—
West Coast

SAM DAVIS
Phoenicia Theatre
Phoenicia. N. Y.

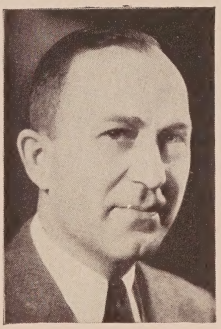

SAM FEINSTEIN
Co-owner, Esquire Theatre
Denver, Colo.


L. E. GAINES
Coed—Rex Theatres
Fairfield, Iowa

HARRY HORGAN
Opera House
Newport, R. I

MAX M. KORR
Earle Theatre
Allentown, Pa.

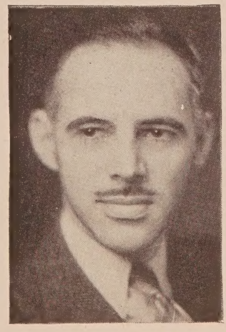
RUSSELL LAMB
Lamb Theatre, Mt. Morris, Ill.
Oregon Theatre, Oregon, Ill.


M. A. LIGHTMAN
Malco Circuit
Memphis, Tenn.

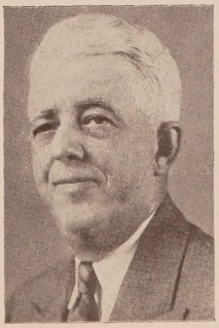
C. F. MILLET
State Theatre
Bridgton, Mass.

BOB O'DONNELL
Texas Consolidated & Interstate Cir't
Dallas, Texas

REX N. VAN HORN
Cozy Theatre
Augusta, Ill.


V. C. WESCHLER
Colonial Theatre
Erie, Pa.

MRS. C. W. WACHTER
Henry's Theatre
Hagerstown, Md.


JACK YEO
Plaza Theatre
Burlington, Wisc.

HARRY ZEITZ
State—Empire Theatres
New Bedford, Mass

box office pictures, regularly!

Think ahead . . . buy ahead . . .

AUG. 8

Bud ABBOTT & Lou COSTELLO in

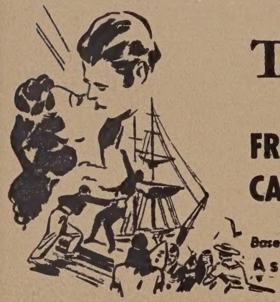
HOLD THAT GHOST

with **Richard CARLSON • Joan DAVIS • Mischa AUER**
THE ANDREWS SISTERS • TED LEWIS . . . and his Entertainers

Screenplay by Robert Lees, Fred Rinaldo, John Grant. Original story by Robert Lees, Fred Rinaldo

Directed by **ARTHUR LUBIN**
Associate Producers
BURT KELLY • GLENN TRYON

AUG. 15



FRANK LLOYD PRODUCTIONS, INC., *presents*

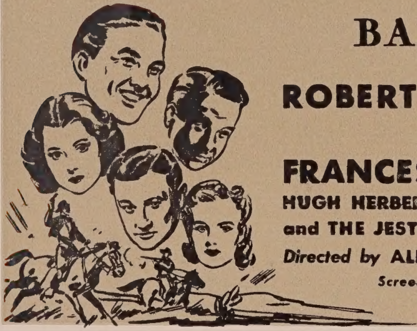
THIS WOMAN IS MINE

starring
FRANCHOT TONE • JOHN CARROLL • WALTER BRENNAN
CAROL BRUCE • NIGEL BRUCE

Screenplay by Seton I. Miller, Frederick Jackson
Based on the novel "I, James Lewis" by Gilbert Wolff Gabriel
Associate Producer Jack H. Skirball

Produced and Directed by
FRANK LLOYD
A UNIVERSAL PICTURE

SEPT. 5



BADLANDS of DAKOTA

starring
ROBERT STACK and ANN RUTHERFORD
with **RICHARD DIX**
FRANCES FARMER ★ BROD CRAWFORD
HUGH HERBERT • ANDY DEVINE • LON CHANEY, JR. • FUZZY KNIGHT
and THE JESTERS—Dwight Latham • Walter Carlson • Guy Bonham
Directed by ALFRED E. GREEN • *Associate Producer,* GEORGE WAGGNER
Screenplay by Gerald Geraghty • Original story by Harold Shumate
Additional comedy sequences by Victor McLeod

SEPT. 12

Irene **DUNNE** ★ *Robert* **MONTGOMERY**

in UNFINISHED BUSINESS

with **PRESTON FOSTER**
Eugene Pallette • Esther Dale
Walter Catlett • June Clyde
Dick Foran • Samuel S. Hinds
Screenplay by Eugene Thackrey

Produced and Directed by
GREGORY LA CAVA

date ahead . . . be ahead . . . .

SEPT. 19

JANE FRAZEE in

SING ANOTHER CHORUS

with

Johnny DOWNS • Mischa AUER • Walter CATLETT
Sunnie O'DEA • Iris ADRIAN and ROSARIO & ANTONIO

Screenplay by Marion Orth • Paul Gerard Smith • Brenda Weisberg
Original Story by Sam Robins

Directed by **CHARLES LAMONT** • *Associate Producer* **KEN GOLDSMITH**

SEPT.26

Deanna DURBIN ★ Charles LAUGHTON

in

IT STARTED WITH ADAM

A HENRY KOSTER *production*

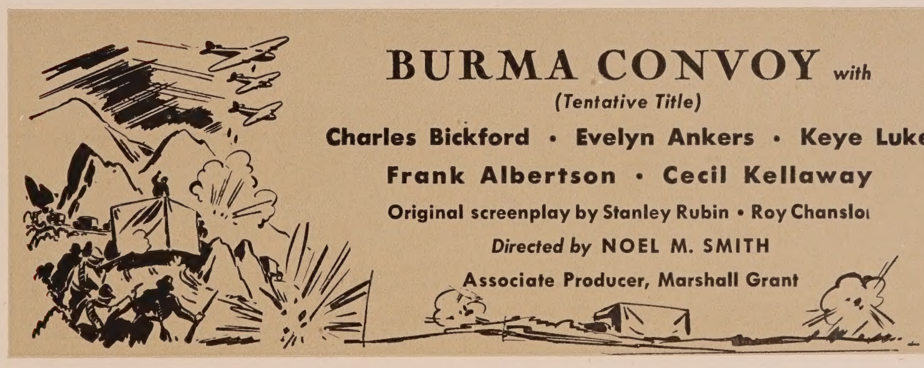
with **ROBERT CUMMINGS**

MARGARET TALLICHET • GUY KIBBEE • WALTER CATLETT • CATHERINE DOUCET • CHARLES COLEMAN

Directed by
HENRY KOSTER

Produced by
JOE PASTERNAK

OCT. 3



BURMA CONVOY *with*

(Tentative Title)

Charles Bickford • Evelyn Ankers • Keye Luke
Frank Albertson • Cecil Kellaway

Original screenplay by Stanley Rubin • Roy Chanslo

Directed by NOEL M. SMITH

Associate Producer, Marshall Grant

OCT. 10

HELLZAPOPPIN'

Directed by *Associate Producer*
H. C. POTTER • GLENN TRYON

A MAYFAIR PRODUCTION

starring

OLSEN & JOHNSON
MARTHA RAYE

with JANE FRAZEE • MISCHA AUER • ROBERT PAIGE
CLARENCE KOLB • NELLA WALKER • ELISHA COOK, Jr.
KATHRYN ADAMS • CATHERINE JOHNSON
ROY HARRIS • The HI-HATTERS • SLIM & SLAM

Follow great showman strategy, that will fill your theatre—

OCT. 17

Randolph SCOTT • Elizabeth BERGNER
in
PARIS CALLING
(Tentative Title)
Produced by Benjamin Glazer
Directed by Edwin L. Marin

OCT. 24

JANE FRAZEE • THE MERRY MACS
LEON ERROL • MISCHA AUER
in
MOONLIGHT in HAWAII
with
JOHNNY DOWNS • SUNNIE O'DEA • MARIA MONTEZ
Screenplay by Morton Grant, James Gow, Erna Lazarus
Original Story by Eve Greene

Directed by **CHARLES LAMONT**

Associate Producer **KEN GOLDSMITH**

OCT. 31

Charles BOYER • Margaret SULLAVAN
in
APPOINTMENT for LOVE
with
Reginald Denny • J. M. Kerrigan • Cecil Kellaway • Roman Bohnen
Mary Gordon • Charles Ray • Doris Lloyd • Ruth Terry
A BRUCE MANNING Production
Directed by WILLIAM A. SEITER
Frank Shaw, Associate Producer

NOV. 7

Jungle fury embodied in feminine beauty
to startle and electrify your boxoffice!

CAPTIVE WILD WOMAN
featuring
The Wild Woman

fill those dates with pictures

Universal's bonded release dates!

NOV. 14

W. C. FIELDS

in

THE GREAT MAN

with

GLORIA JEAN • LEON ERROL • Butch & Buddy • Susan Miller • Franklin Pangborn • Charles Lang • Margaret Dumont • Anne Nagel • Mona Barrie • Nell O'Day

Directed by EDWARD CLINE

NOV. 21

The MERRY MACS and Baby SANDY

in

MELODY LANE

The industry's tiniest starlet....but as big as they come at the box-office!

NOV. 28

Bud ABBOTT & Lou COSTELLO

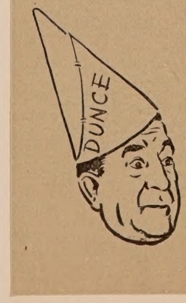
in **RIDE 'EM COWBOY** *with*

The Merry Macs • Dick Foran • Johnny Mack Brown
Anne Gwynne • Samuel S. Hinds
and Ella Fitzgerald • and The Congaroos

Directed by ARTHUR LUBIN

Associate Producer ALEX GOTTLIEB

DEC. 5



HUGH HERBERT

in

NOBODY'S FOOL

The wise old owl whose slews of woo-woo's keeps 'em rollin' to your door!

Buy ahead . . . . date ahead . . .

DEC. 12

The WOLF MAN

A picture and a new figure of grotesque horror that will catapult itself to land among the top imaginative masterpieces of all time.

DEC. 19

A great selling title for one of the funniest stories of the year!

MERMAID in DISTRESS

Associate Producer
VAUGHN PAUL

DEC. 26

DEANNA DURBIN

in

THEY LIVED ALONE

Produced by
BRUCE MANNING
Original Story by Sonya Levien

3 Thrill-laden, sweeping adventure pictures
starring
DICK FORAN • LEO CARRILLO • ANDY DEVINE
•
SEPT. 19th
THE AMERICANOS
(Tentative Title)
•
NOV. 21st
THE SONORA KID
•
DEC. 26th
ZAMBEZI

Better Shorts for Better Entertainment
13 TECHNICOLOR CARTOONS
Featuring Andy Panda and his Pals
Created and Produced by Walter Lantz
13 2-REEL PERSONALITY and NAME-BAND MUSICALS
(Each with different title)
15 VARIETY VIEWS
(Each with different title)
15 STRANGER THAN FICTION
(Each with different title)
A 2-REEL SPECIAL FEATURETTE
4 SUPERIOR SERIALS
"Riders of Death Valley" • "Sea Raiders"
"Winslow of the Navy" • "The Gang Busters"
THE UNIVERSAL NEWSREEL (2 Issues Weekly)

3 Hoof-pounding, lead-spitting pictures, starring
JOHNNY MACK BROWN
FUZZY KNIGHT and NELL O'DAY
•
SEPT. 5th
MAN from MONTANA
•
OCT. 24th
The MASKED RIDER
•
NOV. 14th
ARIZONA CYCLONE

PRINTED IN U.S.A.

date from now to New Year's with Universal!

REVIEWS OF THE NEW FILMS

"Navy Blues"

with Ann Sheridan, Jack Oakie,
Martha Raye, Jack Haley.
Warners 108 Mins.

GOOD SHARE OF ENTERTAINMENT IN THIS ROLLICKING, BOISTEROUS, FARCE.

(In Warner's First Block)

Zippy and zany, "Navy Blues," is a solid program picture sparkling with entertainment and feminine pulchritude. It might be a bit rough for the kiddies in spots but is filled with fun for the folks and the tired business man.

Supplementing the comedy is a number of unpretentious musical sequences which feature the principals, particularly Ann Sheridan. At her revealing best, Miss Sheridan is highly satisfactory in her vocal numbers. One, especially, "You're a Natural," should be well received.

Film teams up Jack Oakie and Jack Haley as a pair of slap-happy gobs who are always getting in and out of trouble because of Oakie's ideas and fast talking. This pair of Jacks rate high for laughs and even trump their gag men. Both are stage-wise comedians and play all situations to the hilt.

In this mad melange, Martha Raye finds herself somewhat overshadowed but holds her end up effectively. Miss Raye and Miss Sheridan are coupled in one standard musical number.

Lloyd Bacon has given the proceedings brisk direction. Script by Jerry Wald, Richard Macaulay and Arthur T. Horman is uneven but filled at times with snappy dialogue.

All the fun begins when Oakie and Haley discover the star gunner of another ship will be transferred to their ship, the Cleveland. Under the impression, they are the only two who know of the transfer, Oakie and Haley get their shipmates to invest in some bets with sailors from the other ships at juicy odds.

After making the bets, Oakie and Haley find out the gun-pointer, Herbert Anderson, yearns for his farm and will not renew his enlistment which is up before the gunnery trials. Frantic, the two gobs enlist the aid of Miss Sheridan and Miss Raye. Haley is married to the latter but joined up with the Navy after his wedding and as a result has Miss Raye on his trail. Anderson falls in love with Miss Sheridan and decided to remain in the Navy for her sake. Only when he is sure she loves him does he regain his shooting eye and save the day for the gobs of the Cleveland.

Miss Sheridan is an attractive standout despite the presence of a gorgeous group of girls known as the "Navy Blues Sextet." Peggy Diggins, Georgia Carroll, Loraine Gettman, Marquerite Chapman, Katharine Aldridge and Claire James are the eye-filling sexsome. Anderson is convincing as the gob with the rural background. Supporting cast including Jack Carson, Jackie C. Gleason, Richard Lane and John Ridgely is up to par.

CAST: Ann Sheridan, Jack Oakie, Martha Raye, Jack Haley, Herbert Anderson, Jack Carson, Jackie C. Gleason, Richard Lane, William T. Orr, John Ridgely, Frank Wilcox, William Justice, Ray Cook, Selmer Jackson, Peggy Diggins, Georgia Carroll, Loraine Gettman, Marguerite Chapman, Katharine Aldridge, Claire James.

CREDITS: Executive Producer, Hal B. Wallis; Associate Producers, Jerry Wald and Jack Saper; Director, Lloyd Bacon; Screenplay, Jerry Wald, Richard Macaulay, Arthur T. Horman; Original Story, Arthur T. Horman; Assistant Director, Dick Mayberry; Cameraman, Tony Gaudio; Film Editor, Rudi Fehr; Dance Direction, Seymour Felix; Music, Arthur Schwartz; Lyrics, Johnny Mercer.

DIRECTION, Capable. PHOTOGRAPHY, Top-Notch.

"Life Begins For Andy Hardy"

with Lewis Stone, Mickey Rooney, Judy Garland, Fay Holden, Ann Rutherford, Sara Haden, Patricia Dane, Ray McDonald
(HOLLYWOOD PREVIEW)
M-G-M 100 Mins.

LATEST "HARDY FAMILY" UPHOLDS THE REPUTATION OF THE SERIES. NEOPHYTE PAT DANE LOOKS A WINNER.

It grows somewhat tiresome reading that one "Hardy Family" film after another is better than the last, but it seems that with each assignment the actors get a stronger feel of the characters they portray and consequently appear to better advantage.

The script of "Life Begins" is, of course, by Agnes Christine Johnstone. It has all the homey charm and philosophy of the former films and a brand new field for Andy—that of manhood. Fred Guiol's direction is smooth and takes advantage of every talent possessed by the leading players.

A newcomer to the series, Patricia Dane, shows great promise. With proper exploitation she could be responsible for a lot of people coming to see this picture. Another newcomer, Ray McDonald, gives an excellent, touching performance as the down-and-out tap dancer. Judy Garland gives her usual fine account of herself.

The plot deals with the attempt of 18 year-old Mickey to prove his ability to care for himself alone in New York. With Judy Garland as his only friend in the city, he starts out full of hope to make his fortune, only to discover that the going was tougher than he had thought.

Close to actual starvation, he finds a job through benefactress-villian Patricia Dane and proves he can hold it to his own and his family's satisfaction—then returns to his home to go to college as his parents wished.

There is a lot to the picture. Lots of entertainment and good common horse-sense. It's for all ages.

CAST: Lewis Stone, Mickey Rooney, Judy Garland, Fay Holden, Ann Rutherford, Sara Haden, Patricia Dane, Ray McDonald.

CREDITS: Director, George B. Seitz; Screenplay, Agnes Christine Johnston; Based upon the characters created by Aurania Rouverol; Cameraman, Lester White; Art Director, Cedric Gibbons; Associate, Harry McAfee; Editor, Elmo Veron; Musical Director, Georgie Stoll.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Forty Thousand Horsemen"

with Grant Taylor, Betty Bryant
Goodwill 85 Mins.

AUSTRALIAN CAVALRY MAKES THIS ROMANTIC DRAMA INTERESTING AND AT TIMES SPECTACULAR.

With the Anzacs in the public eye, print, and front lines of Democracy's defense, "Forty Thousand Horsemen" takes on an uncommon interest for U. S. filmgoers, because it reveals the spirit, dash and fighting texture of the men from "Down Under." In character, its title notwithstanding, the film is entertainment, its makers having injected into it the overtone of romance, supplied by the mutual love of an Aussie for a brave and alluring French girl whose father has been hung by the Germans.

The action takes place during World War No. 1, and the Near East is the locale. Here was waged history's greatest cavalry campaign, and the scope of the operations is vividly portrayed via the participation in the footage of two divisions of horsemen, co-operatively assigned to the production by the Government of the Australian Commonwealth. To this reviewer, the scenes of the Australian Light Horse silhouetted against the horizon, and charging with abandon down the desert dune-slopes are worth the price of admission. They overshadow in impressiveness all else in the picture.

The story itself,—covering a major military operation,—is of necessity rather sketchy. But it imparts a great deal withal. Charles Chauvel, who produced and directed, never lets the saga-like elements outdistance entirely the love interest. Grant Taylor has the lead as "Red Gallagher," and the femme top spot is assigned to Betty Bryant. Human interest is frequent, springing from the association of Taylor and his two pals,—the latter killed dramatically in battle.

On the technical side, the production falls considerably short of Hollywood standards, but, in compensation, it is more realistic and true-ringing than the Coast might have made it.

CAST: Grant Taylor, Betty Bryant, "Chips" Rafferty, Pat Twohill, Harvey Adams, Eric Rieman, Joe Valli, Albert C. Winn, Kenneth Brampton, John Fleeting, Harry Abdy, Norman Maxwell, Pat Penny, Charles Zoli, Claude Turtin, Theo Lianos, Sgt. Roy Mannix, Edna Emmett, Vera Kandy, Iris Kennedy, Joy Hart.

CREDITS: Producer and Director, Charles Chauvel; Photography, George Heath; Film Editor, William Shepherd; Sound, Arthur Smith, Clive Cross; Art Director, Eric Thompson; Exterior Art Director and Special Effects, J. Alan Kenyon; Music Score, Lindley Evans, in collaboration with Willy Redstone, Alfred Hill; Military Advisers, Major G. H. Ferguson, Sergeant Roy Mannix; Assistant Director, Ronald Whelan; Additional Exterior Photography, Capt. Frank Hurley, Tasman Higgins.

DIRECTION, Good. PHOTOGRAPHY, Okay.

Arbitrator Named

Chicago—Thomas C. McConnell, attorney, has been named arbitrator in the Portage Park theater arbitration case. Hearing is set for Aug. 24.

"Tillie the Toiler"

features Kay Harris with William Tracy, Daphne Pollard, George Watts, Jack Arnold, Marjorie Reynolds
(HOLLYWOOD PREVIEW)
Columbia 67 Mins.

FIRST OF ROBERT SPARKS' NEW COMIC-STRIP SERIES WELL-CAST AND PLEASES KIDS. OKAY FOR FAMILY TRADE.

Although it lacks the solidity of Producer Robert Sparks' other comic strip films, the "Blondie" series, "Tillie the Toiler," the first of a new set, shows enough promise that a prediction of equal popularity at some future date is not too far out of line.

The well-known characters, with Kay Harris, a newcomer playing Tillie; William Tracy as Mac; and Daphne Pollard, Jack Arnold and Gèorge Watts as "Mom," "Whipple" and "The Boss," respectively, play well with the casting of Watts probably the smartest deal of the lot.

Sidney Salkow's direction from Karen DeWolf's screenplay captured the pace of the strip and should satisfy Tillie's followers.

Employed by Simpkins and Company, dress manufacturers, because everyone including the boss has fallen for her, Kay Harris, an unbelievably dumb stenography student, begins a series of mistakes on her first day that look as though they will finish the firm, but, of course, sends business zooming.

She, with the aid of William Tracy, gets her employer head over heels in debt by arranging an expensive fashion show while he is out of town—with the wrong artist's styles. George Watts arrives too late to stop the show, and when he finally, after near apoplexy, sees what a wonderful thing this dumb girl has done for his business, he makes Mac his general manager and Kay gets a bonus.

At the preview the kids seemed to enjoy it greatly. If the reaction throughout the country is the same, Columbia might have another successful series for the family trade.

CAST: Kay Harris, William Tracy, George Watts, Daphne Pollard, Jack Arnold, Marjorie Reynolds, Bennie Bartlett, Stanley Brown, Ernest Truex, Franklin Pangborn, Sylvia Field, Edward Gargan, Harry Tyler.

CREDITS: Producer, Robert Sparks; Director, Sidney Salkow; Author, Karen DeWolf, based upon the comic strip created by Russ Westover and owned and copyrighted by King Features Syndicate, Inc.; Screenplay, Karen DeWolf, Francis Martin; Cameramen, Henry Freulich and Philip Tannura; Editor, Gene Milford; Art Director, Lionel Banks; Musical Director, M. W. Stoloff.

DIRECTION, Good. PHOTOGRAPHY, Good.

Vogel to Cleveland

Memphis—Cecil E. Vogel, manager of Loew's State Theater leaves for Cleveland within the next few days to take over the management of Loew's Stillman Theater. Colonel Vogel will be replaced by Maurice Drukker, former manager of Loew's State Theater in Cleveland.

Gov't Lists Relief Points in Trust Case

(*Continued from Page* 1)

straint of interstate trade and commerce, together with attempts to monopolize and the monopolization of the same, hereinbefore described, be declared illegal and violative of the Sherman Act.

"(2). That the defendants . . . officers . . . directors . . . their agents, servants, and employes . . . be perpetually enjoined and restrained from continuing to carry out, directly or indirectly, expressly or impliedly, the attempts at monopolization," etc.

"(3). That the defendants, exhibitors, etc. . . . be perpetually enjoined and restrained from jointly or collectively negotiating any contracts for the licensing of feature pictures with any of the defendant distributors or their successors in interest." (When this original complaint was filed the "Big Five" were included as defendants to the suit.)

"(4). That the defendant distributors here, and all of their respective officers and directors . . . be perpetually enjoined and restrained from licensing feature pictures for exhibition on any run at any theater in any of the Crescent towns, except upon a local competitive basis whereby all theaters operating in each of said towns will have an equal opportunity to license pictures for that area without regard to whether these theaters or any of them form or constitute a part of a circuit of theaters.

"(5). That the defendant exhibitors, and each of them, be dissolved and their respective properties be rearranged under separate and independent corporations in such a manner as to terminate effectively the aforesaid monopolistic control in the licensing and exhibition of motion pictures and prevent further violations of the Sherman Anti-trust Act. . . .

"(6). That the Court appoint such receivers and trustees as may be necessary and appropriate to effectuate a dissolution of the said exhibitor defendants, and each of them, and of the aforesaid monopoly in the licensing and exhibition of motion pictures.

"(7). That the defendant exhibitors and each of them be enjoined and restrained from acquiring any additional theaters or financial interests therein, except where they shall establish to the satisfaction of this Court that such acquisitions will unreasonably restrain competition or create or tend to create a monopoly" etc.

Charles Haussman Dies

Pottsville, Pa. — Charles Haussman, manager of the Schuylkill Fair and former owner of the Hippodrome Theater here, died at his home here after a long illness. He sold the house to the Comerford Circuit in 1931.

☆ REVIEWS OF THE NEW FILMS ☆

"International Squadron"

with Ronald Reagan, Olympe Bradna, James Stephenson

Warners 87 Mins.

TIMELY AND WELL DONE ACTION DRAMA LOOKS LIKE BOX-OFFICE WINNER.

(*In Warner's First Block*)

Warners zooms off to a fast start with this timely account of an American stunt flier who joins the R. A. F. It is a meaty tale filled with excitement and spins along at a vigorous pace under Lothar Mendes' keen direction.

Film features Ronald Reagan and it is the best part the young and personable actor has had to date. He gives a credible portrayal as the wise-cracking stunt flier who upsets a few apple carts before going to his death in a flaming bier.

Background scenes of the R. A. F. have an authentic touch to them while some skilled editing of London under a "blitz" gives the picture a highly realistic note. While pattern of story is a familiar one, audiences will find the doings of the R. A. F. topical and interesting.

As a well-known stunt flier, Reagan flies over a bomber to London with his mechanic pal, Cliff Edwards. His friends, James Stephenson and William Lundigan, asks him to join up with the R. A. F. Idea has no appeal to Reagan until he experiences a night bombing in London.

Reagan's yen for women is what gets him into trouble. Stephenson's wife is an old girl friend of his. Reagan skips that hurdle and retains Stephenson's friendship. Because he is out with Olympe Bradna, sweetheart of a Frenchman with the International Squadron, Reagan's buddy, Lundigan, is killed when he takes Reagan's place on a patrol.

To make up for these occurrences, Reagan slugs the Frenchman who has been assigned to a dangerous solo bombing mission and takes his place in the plane. Reagan goes out alone to a sure death but accomplishes his objective before he is shot down.

Loss the studio suffered in the passing of James Stephenson is sadly evident. The actor's last role as the British flight captain is splendidly portrayed.

Barry Trivers adaptation from the original story by Frank Wead is marked by some punchy dialogue.

CAST: Ronald Reagan, James Stephenson, Julie Bishop, Cliff Edwards, Reginald Denny, Olympe Bradna, William Lundigan, John Ridgley, Joan Perry, Addison Richards, Holmes Herbert, Crawford Kent, Charles Irwin.

CREDITS: Associate Producer, Edmund Grainger; Director, Lothar Mendes; Screenplay, Barry Trivers; Original Story, Frank Wead; Cameraman, James Van Trees; Film Editor, Frank McGee; Assistant Director, Jesse Hibbs; Sound, Robert B. Lee; Dialogue Director, Esdras Hartley.

DIRECTION, Good. PHOTOGRAPHY, Excellent.

"Dive Bomber" Premiere

"Dive Bomber" had its world premiere last night at three theaters in San Diego with a distinguished first night audience of Naval officials, officers, Warner executives and Hollywood players and hand.

"The Smiling Ghost"

with Wayne Morris, Brenda Marshall, Alan Hale

Warners 71 Mins.

SPOOKY COMEDY WELL SPICED WITH LAUGHS A GOOD PROGRAM PICTURE.

(*In Warner's First Block*)

Fortunately for the film, all hands concerned do not take the proceedings too seriously and the result is a minor program picture studded with laughs. It is enjoyable comedy melodrama and will do more than its share as a dual supporter.

A comely heiress, Alexis Smith, is called "The Kiss of Death Girl" because three of her former suitors met untimely ends. Not-so-prosperous college graduate, Wayne Morris, is hired by the girl's grandmother to become the suitor for a month.

Willie Best, Morris' colored assistant, accompanies him to the girl's house. There a newspaper reporter, Brenda Marshall, informs him of the danger of his new position. But attracted by Miss Smith's blonde beauty, Morris stays on to track down the party responsible for the crime. A midnight wedding which is almost completed brings the killer out. When Miss Marshall disappears, Morris realizes he loves her. He gets the "ghost" and the girl.

Sliding doors, graveyard suspense and all the reliable props are trotted out for melodramatic effect. Lewis Seiler has directed with full appreciation for comedy situations. Morris is excellent as the awkward, boyish hero. But colored Willie Best, who gets all the fat lines, practically steals the picture and garners most of the laughs.

Brunette Miss Marshall stacks up favorably against Miss Smith. There is a good supporting cast headed by Alan Hale, who is funny as the butler, and Helen Westley as the grandmother, Kenneth Gamet's script is okay for laughs.

CAST: Wayne Morris, Brenda Marshall, Alexis Smith, Alan Hale, Lee Patrick, David Bruce, Helen Westley, Willie Best, Charles Halton, Richard Ainley, Roland Drew, George Meader, Clem Bevans, Arthur Aylsworth.

CREDITS: Associate Producer, Edmund Grainger; Director, Lewis Seiler, Screenplay, Kenneth Gamet; Assistant Director, Art Lueker; Cameraman, Arthur Todd; Film Editor, Jack Killifer.

DIRECTION, Capable. PHOTOGRAPHY, Good.

Goldwyn Signs Dan Duryea

West Coast Bureau of THE FILM DAILY

Hollywood—Samuel Goldwyn yesterday signed the Broadway actor, Dan Duryea, to a term contract. His first assignment will be the villain's role in "Ball of Fire," Gary Cooper-Barbara Stanwyck starrer which went into production yesterday.

Jinx Gets Feminine Lead

West Coast Bureau of THE FILM DAILY

Hollywood—Columbia has replaced Harriett Hilliard as the leading woman in "Sing for Your Supper" by Jinx Falkenburg. Director Charles Barton starts production Friday. In the cast are Buddy Rogers, Benny Baker, Henry Kolker and Don Beddoe.

☆ SHORTS ☆

"Thumbs Up, Texas!"

(March of Time)

RKO 19 mins.

Good Subject

Initial subject of the eighth season of March of Time releases, covering the vast Lone Star State of Texas, will be of interest to film audiences all over the country. Completely covering the large state, the film highlights the modern Texas cities, ranching, farms, mines, oil, and shipping, paying particular attention to Fort Worth, headquarters of colorful Amon G. Carter, publisher of the Star-Telegram. Subject also touches on the defense activities and Army training stations in the state.

A M of T departure is the use of a second voice on the sound track. Cal Tinney speaks a couple of sequences in a manner designed to imitate Texas boastfulness.

"Glimpses of Washington State"

(FitzPatrick Traveltalk)

M-G-M 9 mins.

Good Travel Stuff

Scenic highlights of our geographically top West Coast state are captured in this latest FitzPatrick reel. Produced in Technicolor, much of the beauty of the selected locales are retained. Particularly impressive are the views of the Columbia River, the great Federal waterpower project, and the islands off the mainland which provide superb waters for boating. On a par with the best offerings in this popular series, the subject will find ready response among theater chair travelers.

Garson Kanin Prepares Script for Morale Div.

Fort Monmouth, N. J. — Garson Kanin, RKO's ace director now in the Service, has finally finished his induction, processing, basic training and preliminaries in the Army, and has been assigned to the Training Film Production Laboratory and to the 20th Signal Service Company, the organization which harbors all of the film lab enlisted men.

Private Kanin's first assignment from Captain Gordon Rigby is to prepare a script on a proposed morale film which the laboratory has been considering for some time in connection with the Morale Office in Washington, D. C. Writers working with Kanin are Privates Robert Russell and Joe Thompson (former NBC writer-director).

Buys Novel for Ginger Rogers

West Coast Bureau of THE FILM DAILY

Hollywood—RKO has bought Polan Banks' new novel, "There Goes Lona Henry," as a probable stellar vehicle for Ginger Rogers.

Commercial Tele For Chicago, Coast

(Continued from Page 1)

Hollywood, will use the same channel. It, too, contemplates utilizing the equipment of its experimental television station.

This is the first "shot in the arm" commercial tele has received since the inauguration of visual broadcast service on a full-fledged commercial basis.

Granting of construction permits for these two stations marks the entry into commercial television of two of the most active experimenters in visual broadcasting. With actual sponsorship scheduled to start shortly, the new stations will supply the Mid-West and the Pacific Coast with tele service which thus for has been limited to advertisers and viewers in New York. For a month and a half NBC's WNBT station in New York had dominated the commercial tele field.

Possibility of inter-city rivalry is foreseen with the inauguration of sponsored tele in the Western metropolitan areas. Switchover from experimental to commercial transmission will be facilitated by the fact that both Zenith and Don Lee have pioneered in experimental tele.

Start "Nobody's Fool" Monday

West Coast Bureau of THE FILM DAILY

Hollywood—Universal will start production on "Nobody's Fool" next Monday. Charles Lamont will direct with this cast: Hugh Herbert, Anne Gwynne, Jane Frazee, Robert Paige and Mischa Auer.

Rubens Host to Employes

Chicago — Jules Rubens, Great States Theaters exec., was host to 200 B & K and Great States employes last week. Party was at his farm, near Plano.

TO THE COLORS!

Oil City, Pa.—Alexander Marks, son of Mike Marks, veteran exhibitor, who has operated the Latonia Theater here for many years, has reported for army training at Erie, Pa., this week.

Private Morris Cohn, former Columbia salesman in Albany, has returned to the Quartermaster's Division at Fort McClellan, Ala., following a brief furlough spent in Albany.

Memphis—Ward Carpenter, Warner's number one booker, has reported to Ft. Oglethorpe, Ga. This is the second booker from the Warner office to be called to Fd. Oglethorpe.

Winona, Miss. — Loris Stanton, who until he was recently inducted into the Army and sent to Daniel Field, Augusta, Ga., was manager of the Winona Theater here. He is now manager of the Post Theater at Daniel Field.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

GEORGE BREAKSTON. Producer-Director. Born Jan. 22, 1920, Paris, France. Came to the United States in 1927, and to California in 1932. Educated in Hollywood grammar and high schools. In 1931, elected "Prince of Radio" by NBC. In 1933, played the starring role in "No Greater Glory" a Frank Borzage production for Columbia. Featured in several pictures at major studios, including "Great Expectations," "The Return of Peter Grimm," "Mrs. Wiggs of the Cabbage Patch," "Life Returns," "Dark Angel" and "Puck" in Max Reinhardt's stage version of "A Mid-Summer Night's Dream." Played "Beezee" in Andy Hardy series. Now producing and directing "Shorts of the Year," dramatic subjects. Is considered youngest producer in industry. Stands, 5, 7. Eyes, blue. Hair blond.

RKO's South American Convention Opens Aug. 23

(Continued from Page 1)

Miami next Wednesday for Rio, accompanied by John Hay Whitney, head of the motion picture division for the Rockefeller Committee.

Walt Disney, who is touring South America with 16 members of his studio staff, will attend the convention.

All convention arrangements are in charge of Bruno Cheli, managing director for RKO in Brazil, and Ben Y. Cammack, RKO manager for Argentina. Other South American delegates attending are: Rene Glucksmann, RKO distributor in Uruguay; Aldo Cozzani, manager of the Buenos Aires exchange; Guillermo Reich, sales manager and supervisor of branches in Argentina, and Ned Clark of the Argentina office. Daniel Greenhouse, RKO manager for Chile, will be present as well as the following delegates from the Brazilian territory: Dino Dinelli, assistant sales manager, and branch managers Nelson Ozorio, Pedro Esperanca, Waldemar Bard, Jose Maria Henriques, Jefin Ranowich and Mario Perfetti.

Blackout Rehearsals To Resume in E. Canada

Toronto—Blackout rehearsals will be resumed in industrial sections of Eastern Canada about the middle of September, according to Hon. Gordon Conant, chief warden for Ontario, who stated that large sections will be darkened in a comprehensive practice.

Film exchanges have been warned that all road traffic will be required to come to a halt for the test periods and that film shipment schedules will have to be arranged accordingly. In the first local test last June, the distributors were compelled to rush express shipments so that they would be on their way before traffic became tied up in the Toronto district.

Hebert Adds Personnel To Goldwyn Publicity

West Coast Bureau of THE FILM DAILY

Hollywood — Irving A. Fein has left Warner Bros. to become assistant to William Hebert, advertising and publicity director for Samuel Goldwyn Productions. Don Roberts, formerly with Hebert, returns to the Orson Welles unit at RKO as assistant to Herbert Drake. Hebert has also added Bob Joseph, Idwal Jones and Hal McAlpin to his staff.

RKO Control by Atlas Expected by Jan. 1

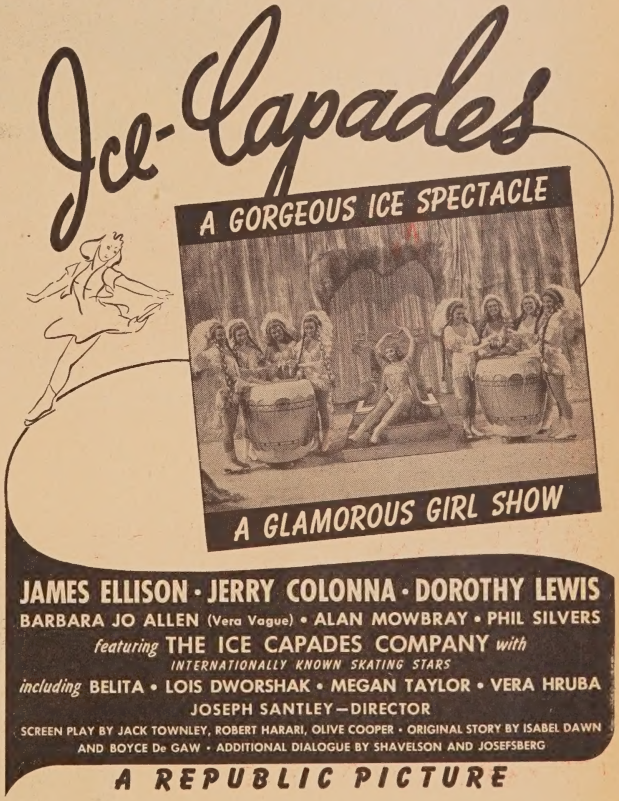
(Continued from Page 1)

J. Schaefer, president, whose present pact expires next month. It is understood that to date the contract has not been renewed due to the reported dissatisfaction on the part of Schaefer with some of its provisions, especially as to the short length of the contract.

Production, distribution and exhibition departments of the company are now reported to be functioning smoothly and with less dependence on each other than ever before.

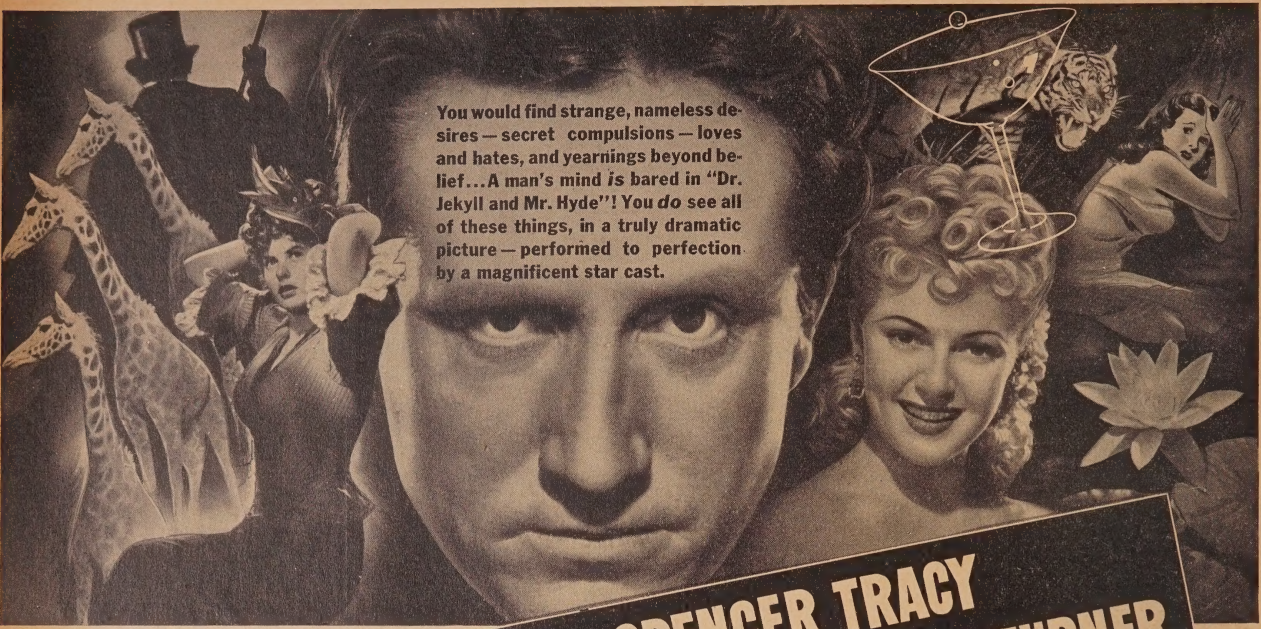
Police Hold Two Men In B. A. Theater Fire

Buenos Aires—Police have arrested two men in connection with a fire in a motion picture theater in Cruz del Eje, Province of Cordoba. It was alleged that a bottle of lighted gasoline was thrown into the theater, injuring 10 children when they rushed for an exit. Police believe it was a spite action for the management's allowing a pro-British organization to use the house for a meeting last Saturday. Incident was blamed on Nazi-Fascist agents.



Ice-Capades
A GORGEOUS ICE SPECTACLE
A GLAMOROUS GIRL SHOW
JAMES ELLISON · JERRY COLONNA · DOROTHY LEWIS
BARBARA JO ALLEN (Vera Vague) • ALAN MOWBRAY • PHIL SILVERS
featuring THE ICE CAPADES COMPANY *with*
INTERNATIONALLY KNOWN SKATING STARS
including BELITA • LOIS DWORSHAK • MEGAN TAYLOR • VERA HRUBA
JOSEPH SANTLEY—DIRECTOR
SCREEN PLAY BY JACK TOWNLEY, ROBERT HARARI, OLIVE COOPER • ORIGINAL STORY BY ISABEL DAWN AND BOYCE De GAW • ADDITIONAL DIALOGUE BY SHAVELSON AND JOSEFSBERG
A REPUBLIC PICTURE

DO YOU DARE LOOK INSIDE A MAN'S MIND?



You would find strange, nameless desires — secret compulsions — loves and hates, and yearnings beyond belief... A man's mind *is* bared in "Dr. Jekyll and Mr. Hyde"! You *do* see all of these things, in a truly dramatic picture — performed to perfection by a magnificent star cast.

Pre-release
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NOW
DOORS OPEN 9:15 A.M.
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CONTINUOUS PERFORMANCES
POPULAR PRICES
AIR-COOLED
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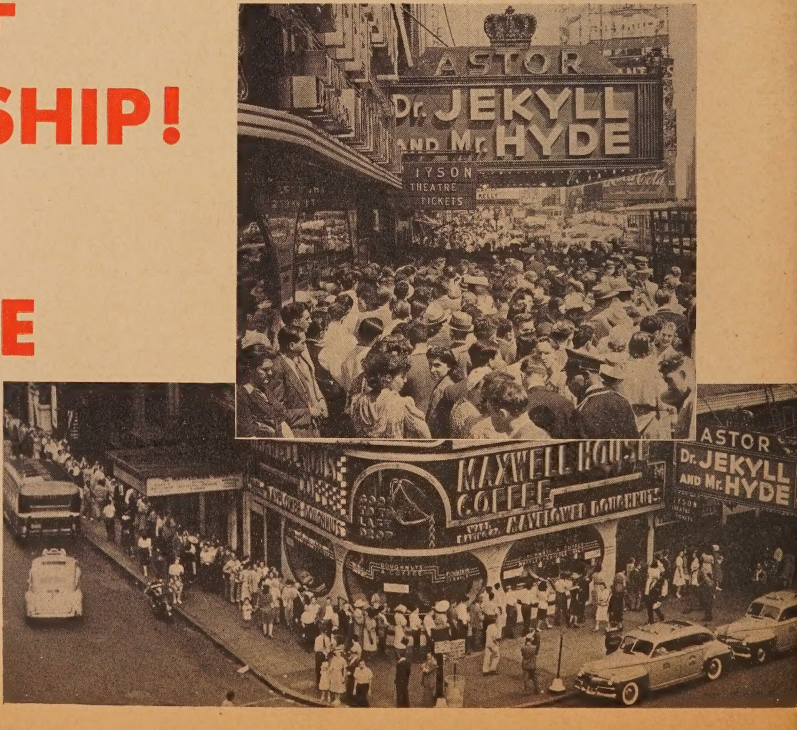
SPENCER TRACY
INGRID BERGMAN · LANA TURNER
IN VICTOR FLEMING'S PRODUCTION OF
DR. JEKYLL AND MR. HYDE

with **DONALD CRISP • IAN HUNTER**
BARTON MacLANE • C. AUBREY SMITH
Screen Play by JOHN LEE MAHIN
Based on the Novel by Robert Louis Stevenson
Directed by VICTOR FLEMING • An M-G-M Picture

TRIUMPH OF SHOWMANSHIP! BIGGEST ATTENDANCE IN ASTOR HISTORY!


ASTOR
Dr. JEKYLL AND Mr. HYDE
TYSON THEATRE TICKETS
MAXWELL HOUSE COFFEE
GOOD TO THE LAST DROP
MAYFLOWER DOUGHNUTS
ASTOR
Dr. JEKYLL AND Mr. HYDE

AUG 1 8 '41
METRO-GOLDWYN-MAYER

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 32 NEW YORK, THURSDAY, AUGUST 14, 1941 TEN CENTS

MAY DROP N. Y. CASE AGAINST "LITTLE 3"

Eastman Sales for Six Months Up $16,509,534

Profit Before Income Taxes Increased 67%; Totals $20,252,899

An increase of $16,509,534 in sales for the first six months of 1941 over the same period last year was reported yesterday by Eastman Kodak Co. and subsidiary companies in the Western Hemisphere. Total sales amounted to $73,525,058, of which $63,728,339 were in the United States. Increase is equal to 29 per cent for all sales and 33 per cent for those in the U. S.

This substantial increase in business resulted in a profit, before provision for income taxes, of $20,252,-

(Continued on Page 10)

4 Arbitration Cases Filed With AAAA

Four demands for arbitration were received yesterday by the American Arbitration Association. Complaints were filed in Dallas, Buffalo, San Francisco and Kansas City.

The Buffalo case was the fifth to be docketed and was filed by the Dipson Theater Corp., operating the Bailey Theater. Plaintiff asks that the theater be given the same availability as it had before Dipson took

(Continued on Page 7)

Further Use of Radio By Pictures This Fall

Film industry has indicated that the last signs of the breach between the pix and radio will disappear this Fall when several of the majors will use radio tie-ups to promote their Fall and Winter releases. Again heading the list will be the tie-ups effected with the Kate Smith pro-

(Continued on Page 4)

Arbitration Cases Reach 100 Mark

The number of arbitration cases to be filed since the system became operative on Feb. 1 reached the 100 mark yesterday. The 100th case was that of the Dickinson circuit in Kansas City.

Paramount Lists Its Second Block-of-Five; Tradeshowings to be Held Sept. 2, 3 and 4

Paramount's second block-of-five for release during the 1941-42 season together with their trade screening dates, were announced by Neil Agnew yesterday. In the second group of features are "Skylark," produced by Mark Sandrich; "Birth of the Blues" with Bing Crosby; "Night of January 16th," starring Robert Preston and Ellen Drew; "Glamour Boy," with Jackie Cooper, and "Among the Living." Screening dates for this group will be: Sept. 2, "Birth of the Blues" and "Among the Living"; Sept. 3, "Night of January 16th" and "Glamour Boy"; Sept. 4, "Skylark."

Upswing in Midwest Stage Shows Seen

Chicago—An upswing of stage show bookings this Fall is forecast for theaters in the Midwest. Predictions are based on the apparent rising interest in flesh acts by the public and the highly satisfactory grosses recorded in spots where the shows were tried out this Summer.

Mort Singer of the Singer circuit has announced that he will book attractions whenever possible in his theaters.

Spurt in booking name bands in

(Continued on Page 3)

Hirliman to Produce Seven for Mono. in Fla.

Coral Gables, Fla.—A distribution deal with Monogram has been announced here by George Hirliman, executive producer of Colonnade Studios. Hirliman announced that seven pictures would be made here for Monogram release during the next 12 months.

"Here Comes the Marines" is the

(Continued on Page 3)

Tax Bill Amendments Proposed by Myers

Washington Bureau of THE FILM DAILY

Washington — Abram F. Myers, counsel for Allied, testifying yesterday before the Senate Finance Committee, requested that the new revenue bill as passed by the House be amended to abolish exemptions on general admissions, with the exception of children's, on which he requested an exemption on ten-cent admissions.

Myers also requested revision of the bill so as to provide for specific

(Continued on Page 4)

Teddy Carr Gets a New Six-Year UA Contract

UA has awarded Teddy Carr, co-managing director in England, a six-year contract. Confirmation came yesterday from Carr who with his wife leaves for London by Clipper on Aug. 26. George Archibald shares the administrative duties with Carr in England.

Only comment Carr had to make

(Continued on Page 7)

Argentine Film Biz Changing

War Having Effect on Pattern of Industry

By DR. WALTER P. SCHUCH
FILM DAILY Staff Correspondent

Buenos Aires—Slowly but persistently, the war is changing the pattern of Argentina's film industry. Film production in Argentina has hardly ever been a profit-making proposition. The "angels" were sons and grandsons of wealthy farmers whose ambitions were satisfied by

(Continued on Page 4)

St. Louis Nabes May Be Hit by Tram Passes

St. Louis — The first-run and de luxe second-run theaters will benefit at the expense of the neighborhood and suburban theaters if the St. Louis Public Service Co. is permitted to put into effect its pro-

(Continued on Page 7)

New York Trial Depends On Outcome of Crescent Case, Reports Indicate

Washington Bureau of THE FILM DAILY

Washington—If the Government should lose the Crescent case against the so-called "Little Three," it is possible that the New York case against Universal, United Artists and Columbia will never come to trial.

This was indicated yesterday in reliable circles. Opinions varied as to just what the outcome would be in the event that the Crescent action went against the Government. Among the interesting speculations was the theory that the "little three" might effect a "consent decree within the consent decree."

It was pointed out that in return

(Continued on Page 3)

Republic Sales Hit $4,000,000 Mark

Republic has chalked up more than $4,000,000 in sales on new season product, according to James R. Grainger, president. Predicting 1941-42 season will be the company's best, Grainger pointed out sales for the same period last year were slightly more than $1,000,000.

Company has been busy selling

(Continued on Page 10)

United Artists Winds Up Two-Day Selling Parley

United Artists yesterday wound up a two-day picture selling conference called by Arthur W. Kelly, vice-president of the company, with Harry L. Gold, vice-president and Eastern

(Continued on Page 7)

British May Halt Warners-AB Deal

London (By Cable)—Rumors were circulating here yesterday to the effect that the British Government may still halt the Warner Bros.-Associated British deal. Warners were reported to have closed for a substantial interest in the British circuit on Monday.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, Aug. 13)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9¾	9¾	9¾	— ½
Col. Picts. vtc. (2½%)	6⅛	6⅛	6⅛	+ ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	139½	139¼	139½	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	....	....	....	.....
Loew's, Inc.	34	33⅝	34	+ ⅛
do pfd.	....	....	....	.....
Paramount	13⅞	13½	13¾	+ ¼
Para. 1st pfd.	104¼	104¼	104¼	+ ¼
Para. 2nd pfd.	12¾	12⅜	12¾	+ 1
Pathe Film	13¾	13⅝	13⅝	— ¼
RKO	3⅜	3¼	3¼	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7⅝	7½	7⅝	+ ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5	4⅞	4⅞	.....
do pfd.	71	70	71	+ 1

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	55	55	55	— 2
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	½	½	½	—1-16
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	....	....	....	.....
Trans-Lux	¾	¾	¾	.....
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63½	66¼
Roxy Thea. Bldg. 4s 1st '57	57	61

Monogram Buys Song

"$21 a Day—Once a Month," timely song just completed by Felix Bernard, has just been purchased by Monogram for use in Producer Lindsley Parsons' forthcoming picture of Army life, "Top Sergeant Mulligan."

John Schreiber Named Manager

Chicago—John Schreiber nas been named managing director of the Loop Grand Theater recently taken over by the Hamlin estate.

COMING AND GOING

WILLIAM F. RODGERS, Metro sales chieftain, left Chicago last night for New York after closing a deal for his company's new season product with the B & K circuit.

JAMES R. GRAINGER and **HERBERT J. YATES** arrive in Chicago this morning to attend Republic's two-day Midwest and Southern regional at the Drake Hotel.

GABRIEL PASCAL is expected to arrive here tomorrow from London.

BEN GRIEFER, manager of the Paramount and Adams, Newark, is vacationing in Atlantic City.

FRANK SELTZER, head of the roadshow department for Mort Blumenstock, is en route to Dayton and Louisville to work on the "Sergeant York" openings scheduled for Aug. 22 in those two cities.

CLAUDE RAINS has returned to the Warner studio at Burbank from his Pennsylvania farm.

EDMOND O'BRIEN has arrived in Atlanta for the world premiere of "Parachute Battalion."

WILLIAM L. SHIRER flies to Hollywood tomorrow to confer with Producer Erich Pommer on "Passage from Bordeaux."

LOUIS BROMFIELD will arrive in Hollywood today from his home in Lucas, Ohio, with the first rough draft of his screenplay of Hemingway's "For Whom the Bell Tolls."

HARRY KOSINER has returned from Coast conferences with Walter Wanger.

DICK WRIGHT, assistant zone manager in the Cleveland zone for Warner Theaters, returned to Cleveland last night after a brief home office visit.

J. H. COOPER, head of Standard Theaters in Oklahoma City, has returned to New York following a visit there.

DARRYL F. ZANUCK leaves next week for Washington to confer with Government officials on matters in connection with his post as vice-chairman of the production division of the Motion Picture Committee Co-operating for National Defense.

MRS. LOU GEHRIG and **CHRISTY WALSH**, who are in San Francisco conferring with Paul Gallico, working there on the story of Lou Gehrig's life, will all be honored tomorrow night at a dinner tendered by the San Francisco Press Club.

ANNA NEAGLE and **HERBERT WILCOX** leave Saturday for London via the Lisbon-bound Clipper.

WB's "Prime Minister" Has Premiere in Ottawa

Ottawa, Canada—Official opening of the Canadian motion picture season took place here last night when Warner Bros.' "The Prime Minister" was given a world premiere at the Capitol Theater. Made in England by Warner Bros., the picture depicts the story of Disraeli from his youth. John Gielgud and Diana Wynyard are co-starred.

Mackenzie King, Prime Minister of Canada, Princess Alice, wife of the Earl of Athlone, governor general of Canada, and a long list of government officials and Army and Navy officers were in the first night audience. All proceeds from the premiere are being donated to the Queen's Canadian Fund, which sponsored the event.

Mervis Bros. Take Over M. A. Rosenberg House

Pittsburgh—Mervis Bros., who already operate seven theaters in Alleghany County, has taken over the Roosevelt Theater, in the Uptown section, from M. A. Rosenberg, effective Saturday. Rosenberg, who for many years was president of the AMPTO of Western Pennsylvania, will continue to operate the Colony and Parkway Theaters, McKees Rocks, Pa.

"Kiss" Opening Clicks

Paramount's latest musical comedy, "Kiss The Boys Goodbye," got off to a big start at the New York Paramount Theater yesterday. The four o'clock check yesterday at the Paramount revealed that "Kiss the Boys Goodbye" received $4,300 for the more than 11,000 admissions and would complete its first day with receipts slightly better than $9,000, according to Robert M. Weitman, manager of the theater.

Cooper Names Roberts

Oklahoma City—J. H. Cooper, general manager of Standard Theaters here, has appointed Frank Roberts personnel manager of the circuit. Roberts also will continue his duties as booker and maintenance man for the circuit.

Abe Stone Files Action Against Vita. in Albany

Albany—Abe Stone, of the Eagle Theater Corp. brought action in special sessions, Supreme Court, here Friday against Vitagraph Pictures, Inc., seeking an order restraining Vitagraph from releasing pictures to Warners' new local nabe house, Delaware Theater, ahead of the Eagle.

Leonard Rosenthal, Troy attorney active in Allied organization, represented Stone, claiming breach of contract in that the Eagle deal Vitagraph product did not provide for any new theater with priority clearance. Gist of point is that the Delaware, opened July 15, replaced the Albany Theater, another Warner house in the run table, the Albany having seven days over the Eagle.

Sam Aronowitz, Albany attorney appearing for Vitagraph, stated that the Delaware is not an intervening run under the contract and that the house is much farther away from the Eagle than the Albany, answering Appellant's contention as to same competitive zone. Both sides were given a week to file briefs with Supreme Court Justice Harry Shirick at Kingston, with decision reserved.

Rosenthal stated that a similar injunction in the South against 20th Century-Fox had been settled by stipulation out of court.

Ice-Capades
A GORGEOUS ICE SPECTACLE
A GLAMOROUS GIRL SHOW

JAMES ELLISON · JERRY COLONNA · DOROTHY LEWIS
BARBARA JO ALLEN (Vera Vague) • ALAN MOWBRAY • PHIL SILVERS
featuring THE ICE CAPADES COMPANY *with*
INTERNATIONALLY KNOWN SKATING STARS
including BELITA • LOIS DWORSHAK • MEGAN TAYLOR • VERA HRUBA
JOSEPH SANTLEY—DIRECTOR
SCREEN PLAY BY JACK TOWNLEY, ROBERT HARARI, OLIVE COOPER • ORIGINAL STORY BY ISABEL DAWN AND BOYCE De GAW • ADDITIONAL DIALOGUE BY SHAVELSON AND JOSEFSBERG
A REPUBLIC PICTURE

May Drop New York Case Against Three

(*Continued from Page* 1)

for not having to be brought to trial in the New York equity suit, Universal, United Artists and Columbia would voluntarily become a part of the arbitration system without being subject to the blocks-of-five and tradeshow provisions.

In the hearings before Judge Goddard, counsel for the "Little Three" expressed a willingness several times to bring the three companies under that part of the consent decree which provided for arbitration of disputes.

Hearings in the Crescent case continue on Monday.

Biggest Training Film Now Goes Into Cutting

Ft. Monmouth, N. J.—Shooting has been completed and editing now begins on the biggest single training film project to be attempted by the Army. The film is a 15-reeler on "The Three-Inch Anti-Aircraft Gun Battery," with exteriors taken at Cape Edwards on Cape Cod. The script was started over a year ago, shooting commenced in April, and another two months will be needed to ready the picture.

Capt. Paul Wing is the officer in charge of the Unit, with Lt. John Kleinschmidt assisting. Bill Widmayer, crack March of Time lenser, has headed the camera crew which includes Jules Bricken, and John Connolly.

The cutting job, supervised by Col. Albert Shaff, has had as many as seven cutters on it at one time. Shaff did Hollywood editing on the "Dr. Christian" series and has used this project in breaking in new men for Army methods. The training film approach must be given to the new men, however experienced they may be. Jason Bernie (the old maestro's son) has done a major part of the cutting, with Bob Hoover (formerly with Columbia) also handling considerable editing.

Barbecue for Joan Leslie

An old fashioned barbecue in honor of Joan Leslie, the 16-year-old leading lady of "Sergeant York," is to be given by her fellow guests at the Ritz Tower this afternoon. A committee of Miss Leslie's neighbors, headed by Ursula Parrot, Helen Worden, Gertrude Vanderbilt, Mr. and Mrs. Harry Scott, Mrs. Nelson Burr and Mrs. Alis Feigenspan, is sponsoring the party. Miss Leslie arrived in New York Monday for a brief visit.

WEDDING BELLS

Springdale, Pa.—The marriage of Miss Aurora Celeste Dattola, daughter of Mr. and Mrs. Elmer Dattola, of the Miami Theater, to J. Alfred Panza will take place at St. Alphonsus Church on August 21.

ALONG THE
RIALTO
WITH
Phil M. Daly

● ● ● WHAT with the 1941-42 season......arbitrarily commencing on Sept. 1......and consent decree enforcement......set for the same day......plus the fact that the grosses which accrue to stands...... 'twixt the first of the approaching month......and the said '41-'42 season's finale......will depend largely upon circuit and indie exhibs....... hitting the ball early and hard......we venture a word to the wise: ......"Put your best foot forward......Dress up......look smart...... give 'em a show!......Make every passerby know there's something BIG going on......Play for the most......not the least......Use the type of advertising that made this business great......It pays to advertise and this industry is living proof......Today the tempo of life is highly competitive......People must be SOLD......Sell them!...... Don't let the picture die"......

▼ ▼ ▼

● ● ● *THE above message......is not of our authorship.... and, darn it, we wish it were......It's one of those things...... which comes under the head of:......"I wish I'd said it first"..... because it's well said and so sensible......as well as timely...... and helpful......Actually it is an excerpt......from a recent trade press ad......placed therein by National Screen Service.... It carries no by-line......but you just......can't pass it by......*

▼ ▼ ▼

● ● ● OUT Burbank way......Monty Woolley, busy on the WB lot in "The Man Who Came to Dinner"......is reported exhibiting a wire recently received......and which has him talking to himself...... 'Twas signed by Kenneth Hubbard......as founder of an org, called "Screwballs, Inc.":......"We have adopted cuckoo bird as mascot..... and are going to build nest for it......to be installed at headquarters......Its home will be constructed of some of the most notable items in the country......Inasmuch as, next to the Smith Brothers......your beard is the most celebrated in the nation......can you kindly rush some hairs from it......to weave into nest?......If possible would like to have 738 hairs......one for each of your performances......as 'The Man Who Came to Dinner' on the New York stage"......Think nothing of it, Monty......—you're in Hollywood now......

▼ ▼ ▼

● ● ● *ON Hempstead Harbor overlooking Long Island Sound ......is Karatsonyi's Park......and on Aug. 23 there......the Motion Picture Laboratory Technicians Union Local 702 IATSE ......will hold its big Summer outing......As was the case last year......holders of tickets will be furnished transportation by bus to the outing's site. . .* ● *Which outdoor note reminds...... that International Projector Corp. employes......will have their outing on Sept. 20......at Narragansett Inn, Lindenhurst, L. I. ......The committee has invited an all-star team......from the Motion Picture Baseball League......to lock horns with IPC's hot nine......and the challenge has been pos-i-tive-ly accepted......*

▼ ▼ ▼

● ● ● YES'DAY word issued from 20th-Fox......of a "record" co-op. tie-up (literally and figuratively)......It's with RCA-Victor in connection with "Sun Valley Serenade"......the Sonja Henie, John Payne, Glen Miller starrer......Some 4,000 "A" dealers handling RCA-Victor records......will, among other angles, display "Sun Valley Serenade" windows and counter dispays......all through September. . . ● Well, boys, this is a gala day......The Bronx Zoo is now in the movie industry......via sponsorship (and officially) of the tab production......"Adventure in the Bronx"......made entirely at the zoo by Film Associates ......with none other than Flora-and-Fauna John Kieran as commentator......Opus will play through Aug. 20......at the modest little Radio City Music Hall......Nature-Loving Kieran's theme song has always been:......"Every star above knows the one I love......Sweet Zoo."

Upswing in Midwest Stage Shows Seen

(*Continued from Page* 1)

theaters has been noted here. Orrin Tucker's crew recently scored at the Orpheum, Davenport, Ia.; Horace Heidt goes into the Orpheum, Minneapolis, while the Indiana-Illinois circuit is preparing for bands in key Indiana sports. Harry Katz is reported planning to expand his flesh shows in his Indiana theaters and may add the Lyric to his string in Indianapolis.

Warners will continue using name bands in its Hammond, Ind., houses, and the Stratford on the South Side. It is reported that vaudeville will invade the Wilson Ave. district on the North Side.

Talk also continues to the effect that the Majestic in the Loop may reopen this Fall with films and vaudeville, while negotiations are reported under way between the Civic Theater management and A. J. Balaban to put flesh and films in the Civic this Fall.

Hirliman to Produce Seven for Mono. in Fla.

(*Continued from Page* 1)

first of the group and will feature Wallace Ford, Grant Withers, Toby Wing and Violet Lynch. Others to follow include: "Mosquito Fleet," "Flame Fighters," "Tigress and the Lady," "Men in Blue," "Fighting Cadet" and "Tahiti Bound."

Students from the dramatic department in the University of Miami will be used for minor roles.

North Little Rock Censor Board

North Little Rock, Ark.—The city council passed an ordinance creating a board of censors. The board will have twelve members, one from each ward, appointed by the twelve councilmen. Duties of the board include the regulation of motion pictures, literature and advertising.

Two More Astaires for Col.

West Coast Bureau of THE FILM DAILY

Hollywood — Columbia has arranged with Fred Astaire to make at least two more pictures for it this season, option having carried such a provision.

"Happy Birthday to You"
TELEGRAM

From
THE FILM
DAILY to
Bob Hadley
Lois Brisbane
Edward L. Boniva

Argentine Film Biz Changed by War

(*Continued from Page* 1)

nice press comments rather than by box-office successes which they didn't need.

Such successes could be hardly expected. Only two first-run houses in B. A. are exclusively dedicated to Argentine pictures, all the rest featuring foreign; in first place, of course, U. S. films. Only half a dozen of the Argentine films shown had a second week's run in the industry's show windows while most of them made their appearance a few weeks after release in obscure suburban houses.

Movies in the interior were inclined to show Argentine films provided that they could be had at extremely low rates. Exports to Latin-America and to Spain were disappointingly low, with proceeds even lower.

Limit to Sacrifices

There is a limit, of course, to sacrifices especially if business generally is bad—and it is rather bad at the present time. Unlike Brazil Argentina produces only a few articles important for U. S. rearmament—such as wool, hides, and some metals. But there are 12 million tons of maize waiting vainly for a chance to be exported; the same is true of wheat. Although two-thirds of the country's fuel needs are covered by Argentine petroleum, higher prices for imported coal and oil and scarcity of imported raw materials, together with the active totalitarian propaganda, which has been responsible for the ban on "The Great Dictator" and "Pastor Hall"—all this has created a certain unrest which makes it advisable even for the wealthy landowners to restrict their hobbies such as the financing of film production. Thus, the alternative before Argentine producers is to make production self-supporting—or to resign. While general expenses are low, already efforts have been made to cut down the payroll—but the number of popular actors is limited and they insist upon rather high fees, up to $10,000 for each film.

Success of Mexican Pix

While the industry is making its maximum effort to improve the quality of its production, at the same time trying to secure government credits without government interference, its development is menaced by the surprising success of Mexican films distributed by Distribuidora Panamericana. This success is not due to the quality of the films but to the story which, contrary to that in practically all Argentine films, tells about simple human and social relations, instead of exploiting the badly abused comedy of errors which forms the basis of most Argentine film stories.

Next Year Decides

Taken as a whole, the next year might decide which way the Argentine film industry will go. The producers are generally willing to "fight it out" and not to ask for more Government assistance than freedom from import-duties for raw-films and machinery. A small nucleus among them, however, insisted upon the necessity of government credits which are opposed exactly by the most serious men in the trade as the best means to make the film "political" and subject to antechambre intrigues. It is pretty certain that these men would welcome closer co-operation with U. S. producers, not only in the technical field but also regarding the problems their films should deal with. As patrons all over the world, Argentinians are getting tired of slapstick-comedy unless they are played to perfection. It is an easy guess, though, that patrons would stay away from "war-films" even should they prove popular in the U. S. Human relations, on the other hand, will always find an attentive audience.

"Dr. Jekyll" in Second Day at the Astor Equals First Day Record-Breaking Business

In its second day at the Astor Theater, Broadway, "Dr. Jekyll and Mr. Hyde" ran neck-and-neck with its record-breaking premiere on Tuesday, M-G-M reported. Attendance is reported to have exceeded the two previous top attendance continuous performances at the house, "Pygmalion" and "Goodbye, Mr. Chips." Holdouts started yesterday morning at 10 o'clock.

New Jersey Allied Outing Set for Aug. 21

A day of pleasure has been scheduled by the Allied Theater Owners of New Jersey, Inc., on August 21 when the organization holds its annual outing at The Monmouth Golf and Country Club, Eatontown, N. J.

Golf, swimming and other recreational activities are on the docket and the expenses have been held to a minimum. Green fee for the Golf Tournament is $1.50. The luncheon at the Club will cost $1 while the evening's fun, including dinner will be $1.50.

The golf tournament starts at 10 a.m. and the committee has arranged for some attractive prizes for the lucky duffers. A large swimming pool will be available for those who prefer the water to the golf links.

The business meeting will start at 2 o'clock sharp. Various matters of great importance and interest will be taken up and decisions on these vital questions will be made and put into effect right after this meeting.

Carol White Drive-In Manager

Columbia, S. C.—Carol E. White, for the past several years assistant manager of the Caroline Theater, Hendersonville, N. C., has been named manager of the new Drive-In theater of North Carolina Theaters, Inc., in Columbia, S. C.

Simone Simon Signed

Simone Simon, who returns to the American screen in William Dieterle production "All That Money Can Buy," has been signed by RKO Radio Pictures for a romantic lead in "The Marines Are Ready."

Further Use of Radio By Pictures This Fall

(*Continued from Page* 1)

gram, which is due to resume airing late in September, and which will use a portion of the one-hour variety hour heard Fridays over CBS to preview latest releases. Film stars will be used. Other shows which will be used will include the Lux Radio Theater, Louella Parsons' sessions, Hedda Hopper's talks and the regular film commentaries.

Aside from the regular tie-ups which will be made with the major network shows film companies are expected to use spot announcements in key cities throughout the country as advance publicity for new releases. Practice was used for the first time on an extensive basis this Spring, and was found to be of a decided advantage in hypoing the box-offices.

From the pix angle, radio will be exploited in the main through a series of short subjects which will feature, among others, Ralph Edwards' "Truth or Consequences" show; "Information Please"; Bob Hawk's "Double Or Nothing" and a series of shorts devoted to the various radio shows on the air which will be released through Paramount.

Barker Moved Up

Toronto—Jack M. Barker, in the art department of Famous Players Canadian Corp., for 11 years, has been promoted to chief assistant to James R. Nairn, director of advertising at Toronto headquarters, in succession to Clare M. Appel, who resigned Aug. 1 to assume the position of advertising manager of Esquire Films, Limited, an N. L. Nathanson company.

Norman Barker, a brother who has long been employed at the head office of Famous Players, has been listed for duty with the Royal Canadian Air Force as he holds a private pilot's license.

Jo Graham Made Director

West Coast Bureau of THE FILM DAILY

Hollywood—Jo Graham, dialogue director at Warner Bros.' Burbank studio, has been promoted to a full directorship and will have "Background to Danger," from the novel by Eric Ambler, as his first assignment. Graham has been working with Raoul Walsh on "They Died With Their Boots On," the Errol Flynn-Olivia de Havilland picture.

Keene Title Changed

The title of Tom Keene's current Monogram western picture, formerly known as "Wild Horse Valley," has been changed to "The Drifting Kid."

Tax Bill Amendments Proposed by Myers

(*Continued from Page* 1)

taxation of movie juke boxes, and of free motion pictures exhibitions.

"The exhibitors feel strongly that the exemption of nine cent adult admissions is arbitrary and unworkable and may result in some cases in the reduction for adult ten-cent admissions to nine cents in order to avoid the tax," he said, "also, we have received word that a few drive-in theaters have lowered their admissions to five cents, and these should not go untaxed."

He said that the nine-cent exemption apparently was in deference to children's admissions, and added:

Prices Stabilized

"Children's admissions in the neighborhood and small town theaters are more or less stabilized at ten cents. Under the bill these will be subject to a one-cent tax, making the admission eleven cents. This will mean the breaking of another nickel which parents are often unable to afford. Therefore, under the bill, the theaters will have to absorb a penny and cut admissions to nine cents, and the Government will derive no revenue therefrom."

"Therefore, little or no loss of revenue to the Government would be involved in exempting children's ten-cent admissions. On the contrary, coupling such an amendment with total abolition of exemption on adult admissions, would protect the revenue."

Tax Juke Boxes

Requesting taxation of the movie juke boxes, Myers said: "These machines, mostly located in taverns, bar rooms and resorts exhibit motion pictures on a small screen and are, strictly speaking, motion picture shows. They not only compete with theaters, but compete unfairly, since the legitimate motion picture industry through the Breen board in Hollywood, censors its own pictures and observes standards of decency.

"This new juke box industry observes no such standards and its films are obviously dedicated to the barroom trade. The legitimate exhibitors feel strongly that these juke boxes should be subject to an amusement tax."

In reply to a question by Senator LaFollette, Wis., Myers told the committee that motion picture attendance had fallen off decidedly, commencing last Fall. He said this was caused by people moving around, work shifts, and people having more money for more expensive forms of entertainment.

Actors in Comic Strip

West Coast Bureau of THE FILM DAILY

Hollywood—Comic strip characters are often transferred to the screen, but Renny McEvoy, who writes "Dixie Dugan," is doing it in reverse. He has obtained permission to depict two Warner Bros. players in forthcoming sequences of the comic strip. Alexis Smith and Charles Drake will appear in October adventures of "Dixie Dugan."

« REVIEWS »

"Highway West"

with Brenda Marshall, Arthur Kennedy, Olympe Bradna

Warners 63 Mins.

MILD MELODRAMA FOLLOWS COPS-AND-ROBBER FORMULA UNSUCCESSFULLY.

Film stacks as minor program material. Melodramatic elements in the story are handled in a rather hackneyed manner. Although well-played, film could use more suspense and punch.

Story deals with an escaped gangster, Arthur Kennedy, who flees to an auto camp which his wife, Brenda Marshall, is operating successfully. Her love for him killed by his deeds, Miss Marshall is forced to simulate returning affection for him to protect her younger sister, Olympe Bradna.

Desperate for money, Kennedy holds up an armored pay truck which goes by the auto camp. William Lundigan, fish warden, who has been courting Miss Marshall, gets to the auto camp in time to kill Kennedy.

Idea of woman not knowing husband is a gangster until she married him was included in a previous Warner effort, "Bullets for O'Hara."

CAST: Brenda Marshall, Arthur Kennedy, Olympe Bradna, William Lundigan, Slim Summerville, Willie Best, Frank Wilcox, Dorothy Tree, Noel Madison, Pat Flaherty, Victor Zimmerman, William B. Davidson, Dick Rich, James Westerfield.

CREDITS: Director, William McGann; Screenplay, Allan Rivkin, Charles Kenyon, and Kenneth Gamet; Original, Leon Abrams and George Abbott; Cameraman, Ted McCord; Film Editor, Jack Killifer.

DIRECTION, Fine. PHOTOGRAPHY, Capable.

Teddy Carr Gets a New Six-Year UA Contract

(Continued from Page 1)

on British situation is "That Hamilton Woman," now in its second week at the Odeon, London, is breaking all records for the house.

Parachutists in Atlanta

Atlanta, Ga.—The welcome sign is out for the 500 officers and soldiers of the 501st Parachute Battalion due today from Fort Benning to participate in the Fox Theater's world premiere of RKO Radio's "Parachute Battalion." They took part in the making of this picture, and will parade through Atlanta's downtown section, after being welcomed by Governor Talmadge and Mayor LeCraw.

TO THE COLORS!

Chicago — Bob Lubliner of the Clark Theater has been drafted for the Army.

Springfield, Ill.—Howard Moore of the Roxy Theater has been called to Army service.

REVIEWS OF SHORT SUBJECTS

"Ghost Treasure"

(A Miniature)

M-G-M 11 Mins.

For many decades, adventurers and the more professional prospectors have been convinced that somewhere in Death Valley lie unexploited the gold veins from which the Indians fashioned their precious metal utensils,—lodes which more than tradition asserts furnished a few men with rich reward. But mostly it has been ghostly gold, so little has come to light, and so frequently has death come to those who have sought the bonanza. "Ghost Treasure" depicts three instances upon which the metal has allegedly been brought out of the hot and arid wastes. These particular episodes are enacted, and make fascinating diversion. Audiences generally will like this one for its air of mystery,—and tragedy.

"Midnight Snack"

(M-G-M Cartoon)

M-G-M 9 Mins.

Amusing Subject

Recently, Metro issued a tab reel with the same cat and mouse characters appearing in this one, and this one is every bit as amusing as its predecessor. This time, the little mouse is raiding an icebox when up bobs his nemesis the hungry, sharp-toothed feline. There are some good gags handled with skillful animation, as the mouse attempts to carry away an imposing hunk of Swiss cheese. The cat, sure of his quarry, badgers his intended victim. But the latter turns the tables at the finale,—both literally and figuratively—, leaving the kitchen a wreck and the would-be conqueror conquered.

"Water Bugs"

(Pete Smith Specialty)

M-G-M 10 mins.

Laughs and Thrills

Down in Florida dwells a clique whose hobby is going in for odd and thrilling water sports. Their strange vehicles range all the way from catamarans to water skis. They risk their necks for the thrill of riding on the latter media, while speedy outboard or inboard craft haul the daredevils along in their wakes, and, on occasion, even the airplane is used for pulling power. In addition to the spine-tingling scenes, Pete Smith, as is his custom, spikes the footage with comedy. Even the narration is keyed for laughs here and there. Exhibs. interested in novel, rousing shorts can make no mistake by booking this one.

St. Louis Nabes May Be Hit by Tram Passes

(Continued from Page 1)

posed 75-cent shopper-theatergoer weekly pass.

This pass is among the suggestions included in a comprehensive plan for betterment of the St. Louis mass transportation submitted by officials of the Public Service Co. to Mayor William Dee Becker last week.

The 75-cent pass would be good from 10 a.m. to 4 p.m. and from 7 p.m. to 3 a.m. Monday through Saturday and good at all hours on Sundays and holidays. In addition on Sundays and holidays two children under 12 years of age would be permitted to ride free if accompanied by a holder of a 75-cent pass.

Since the number of rides on such passes would not be limited it would mean that most theatergoers would virtually ride free going to and from the better houses, since the passes would be worked enough each week to provide many extra rides in excess of the 10 rides that could be taken under regular rates for 75 cents.

The effect would be a reduction in the cost of attending the first-run and de luxe second-run theaters. Hence there would be a pull away from the smaller houses.

Chi. Censors Rejected One

Chicago—During July 511,000 feet of film were censored by the Police Censor Bureau, it is reported by Sergt. Joseph Healy. Films totaled 129; there were 34 cuts, one film pinked and one "No Greater Sin" rejected.

United Artists Winds Up Two-Day Selling Parley

(Continued from Page 1)

general sales manager, and Haskell M. Masters, Western general sales manager, officiating.

Purpose of the conference, which was attended by the district managers, was to explore the selling conditions for the coming season under the consent decree as it affects the sale of films released by United Artists.

The conferees were also shown three newly completed productions—Alexander Korda's "Lydia," starring Merle Oberon; Edward Small's "International Lady" with George Brent, Ilona Massey and Basil Rathbone; and "Tanks A Million," the first of Hal Roach's streamlined features.

Special campaigns on each of these three United Artists releases were mapped out by both the sales department and the advertising and publicity department.

The district managers attending the conference included Jack Goldhar from the Detroit territory; Charles Stern from the Chicago territory; Bert Stearn from the Cleveland territory; John J. Dervin from New England; Arthur Silverstone from the New York territory; C. E. Peppiatt, Southern territory; and Clarence Eiseman, New York Exchange manager.

Tuesday night Kelly was host to the visiting district managers at a dinner held at Toots Shor's. Yesterday Gold and Masters were luncheon hosts to the men.

4 Arbitration Cases Filed With AAAA

(Continued from Page 1)

it over from another owner in 1939.

In Dallas, the Overton Theater, Overton, Tex., asked for day-and-date availability with the Strand and Glenn Theaters in the same town. Case was filed against RKO, Loew's, Warner Bros. and 20th Century-Fox.

The Harvey Amusement Co., operating the Westwood Theater, Westwood, Cal., asked for day-and-date availability with the Sierra Theater, Susanville, Cal.

In Kansas City, the Dickinson circuit asked that the 56-day clearance now granted to Kansas City first-runs over its Mission Theater, Mission, Kans., be reduced to 14 days. Named in the complaint are 20th Century-Fox, RKO, Paramount and Warner Bros.

Further Hearings On Elwood Case Cancelled

Pittsburgh—Inasmuch as all parties concerned have agreed that no further evidence is necessary in the case filed by the arbitration board by Biordi Bros., of the Majestic Theater, Elwood City, Pa., against RKO-Radio Pictures, Inc., et al, proceedings have been closed and the hearing which was adjourned to reconvene Sept. 11 has been cancelled. It is expected that Arbitrator Horace F. Baker will render his decision in this case within the next two weeks.

J. Stuart Blackton, Veteran Film Producer, is Dead

West Coast Bureau of THE FILM DAILY

Hollywood — J. Stuart Blackton, 66, veteran motion picture producer and founder of the Old Vitagraph Co., pioneer film studio, died yesterday as the result of injuries sustained when he was struck by an automobile last Saturday near his home in West Los Angeles.

He had been unconscious since the accident in which his skull was fractured.

Fitzgerald Novel for Shirley?

West Coast Bureau of THE FILM DAILY

Hollywood — Lester Cowan has bought F. Scott Fitzgerald's last novel, "Babylon Revisted," as a possible vehicle for Shirley Temple.

"How to Take Bath" May Get Scrubbing

Manchester, N. H. — The short, "How to Take a Bath," which was being shown at the Daniel Webster Auto Theater in Merrimack, has been seized by Sheriff Richard M. O'Dowd.

Authorities immediately prepared to view the film at a private showing to determine whether it was "obscene'.' Meanwhile, no action was taken against the management.

The Film Daily's Calendar

A list of English-speaking features released since April 4, 1941, by companies. Arranged
of FiLM DAILY review. Names are the principal players in the cast. Complete casts and pr

COLUMBIA

Penny Serenade, 125 mins........4-24-41
FD: 4-16-41. Irene Dunne, Cary Grant, Edgar Buchanan

Great Swindle, The, 54 mins.......4-10-41
FD: 5-4-41. Jack Holt, Jonathan Hale, Henry Kolker

They Dare Not Love, 76 mins.....5-30-41
FD: 5-16-41. George Brent, Martha Scott, Paul Lukas

Big Boss, The, 70 mins...........4-28-41
FD: 5-20-41. Otto Kruger, Gloria Dickson, John Litel

She Knew All the Answers, 85 mins. 5-15-41
FD: 5-20-41. Joan Bennett, Franchot Tone, John Hubbard

Under Age, 60 mins...............4-24-41
FD: 5-21-41. Nan Grey, Tom Neal, Mary Anderson

The Voice in the Night, The, 83 mins. 5-20-41
FD: 5-29-41. Clive Brook, Diana Wynyard, Derek Farr

Adventure in Washington, 84 mins..5-30-41
FD: 5-29-41. Herbert Marshall, Virginia Bruce, Gene Reynolds

Time Out for Rhythm, 74 mins.....6-12-41
FD: 6-2-41. Ann Miller, Rudy Vallee, Rosemary Lane

Naval Academy, 67 mins..........5-22-41
FD: 6-5-41. Freddie Bartholomew, Jimmy Lydon, Billy Cook

Her First Beau, 78 mins.........5-8-41
FD: 6-11-41. Jane Withers, Jackie Cooper, Edith Fellows

Sweetheart of the Campus, 67 mins. 6-26-41
FD: 6-30-41. Ruby Keller, Ozzie Nelson, Harriet Hilliard

Ellery Queen and the Perfect Crime, 68 mins.....8-7-41
FD: 7-10-41. Ralph Bellamy, Margaret Lindsay, Charley Grapewin

Here Comes Mr. Jordan, 93 mins..8-21-41
FD: 7-30-41. Robert Montgomery, Claude Raines, Evelyn Keyes

I Was a Prisoner on Devil's Island, 71 mins.....6-30-41
FD: 8-4-41. Sally Silers, Donald Wood, Edward Cianelli.

Medico of Painted Springs, The, 58 mins. 6-26-41
FD: 8-8-41. Charles Starrett, Terry Walker, Charles Hamilton

Tillie the Toiler, 67 mins..........8-7-41
FD: 8-13-41. Kay Harris, William Tracy, Daphne Pollard

WALT DISNEY

*Fantasia, 120 mins.....................
FD: 11-14-40. Stokowski and the Philadelphia Orchestra

M-G-M

Men of Boys' Town, 106 mins......4-11-41
FD: 3-14-41. Spencer Tracy, Mickey Rooney, Bobs Watson

Ziegfeld Girl, 131 mins..........4-25-41
FD: 4-16-41. Judy Garland, James Stewart, Hedy Lamarr, Lana Turner

Washington Melodrama, 78 mins....4-18-41
FD: 4-23-41. Frank Morgan, Ann Rutherford, Kent Taylor

People vs. Dr. Kildare, The, 78 mins..5-2-41
FD: 5-8-41. Lew Ayres, Lionel Barrymore, Laraine Day

A Woman's Face, 105 mins.........5-9-41
FD: 5-12-41. Joan Crawford, Melvyn Douglas, Conrad Veidt

I'll Wait for You, 71 mins.........5-16-41
FD: 5-14-41. Robert Sterling, Marsha Hunt, Virginia Weidler

Love Crazy, 100 mins.............5-23-41
FD: 5-16-41. William Powell, Myrna Loy, Gail Patrick, Jack Carson

Billy the Kid, 95 mins...........5-30-41
FD: 5-29-41. Robert Taylor, Brian Donlevy, Mary Howard

Getaway, The, 89 mins..........6-13-41
FD: 6-17-41. Robert Sterling, Charles Winninger, Donna Reed

Big Store, The, 80 mins..........6-20-41
FD: 6-18-41. Marx Bros., Tony Martin, Virginia Grey

*Blossoms in the Dust, 100 mins..8-15-41
FD: 6-23-41. Greer Garson, Walter Pidgeon, Felix Bressart

They Met in Bombay, 86 mins...6-27-41
FD: 6-24-41. Clark Gable, Rosalind Russell, Peter Lorre

Barnacle Bill, 92 mins............7-4-41
FD: 7-2-41. Wallace Beery, Marjorie Main, Virginia Weidler

Stars Look Down, The, 100 mins...7-18-41
FD: 7-9-41. Michael Redgrave, Margaret Lockwood, Emlyn Williams

Dr. Jekyll and Mr. Hyde, 127 mins.......
FD: 7-22-41. Spencer Tracy, Ingrid Bergman, Lana Turner

Ringside Maisie, 96 mins...........8-1-41
FD: 7-23-41. Ann Sothern, George Murphy, Robert Sterling

Down in San Diego, 70 mins............
FD: 7-30-41. Bonita Granville, Ray McDonald, Dan Dailey, Jr.

Whistling in the Dark, 77 mins.....8-8-41
FD: 8-4-41. Red Skelton, Conrad Veidt, Ann Rutherford

Life Begins for Andy Hardy, 100 mins. 8-15-41
FD: 8-13-41. Lewis Stone, Mickey Rooney, Judy Garland

MISCELLANEOUS

Law of the Wolf (Arthur Ziehm, Inc.) 55 mins.
FD: 5-1-41. Dennis Moore, Luana Walters, Geo. Chesebro

Proud Valley (Supreme Productions, Inc.)..
FD: 6-2-41. Paul Robeson, Edward Chapman, Rachel Thomas

No Greater Sin (University Film Productions), 85 mins.
FD: 6-17-41. Leon Ames, Luana Walters

Murder at the Baskervilles (Astor Pictures), 66 mins.
FD: 6-18-41. Arthur Wontner, Ian Fleming, Lyn Harding

Ku Kan (Adventures Epics, Inc.), 97 mins.
FD: 6-21-41. Documentary Film of Chinese war

Terror, The (Alliance Film), 62 mins......
FD: 8-5-41. Wilfrid Lawson, Linden Travers, Bernard Lee

Forty Thousand Horsemen (Goodwill) 85 mins.
FD: 8-13-41. Grant Taylor, Betty Bryant

MONOGRAM

Invisible Ghost, The, 64 mins.......4-25-41
FD: 4-17-41. Bela Lugosi, Polly Ann Young

Roar of the Press, 72 mins........4-30-41
FD: 4-28-41. Jean Parker, Wallace Ford, Jed Prouty

Tumble-Down Ranch in Arizona, 60 mins. 4-20-41
FD: 4-29-41. Ray Corrigan, John King, Max Terhune

King of the Zombies, 67 mins......5-14-41
FD: 5-9-41. Dick Purcell, Mantan Moreland, Joan Woodbury

House of Mystery, 62 mins.........5-7-41
FD: 6-4-41. Keneth Kent, Judy Kelly, Peter Murray Hill

Gang's All Here, The, 61 mins...6-11-41
FD: 6-24-41. Frankie Darro, Marcia Mae Jones, Jackie Moran

Pioneers, The, 58 mins...........5-10-41
FD: 6-24-41. Tex Ritter, Arkansas "Slim" Andrews

Red Head, 64 mins..............5-21-41
FD: 6-30-41. June Lang, Johnny Downs, Eric Blore

Murder by Invitation, 67 mins....6-30-41
FD: 6-30-41. Wallace Ford, Sarah Padden, Marian Marsh

Arizona Bound, 57 mins..........7-19-41
FD: 7-18-41. Buck Jones, Tim McCoy, Raymond Hatton

Wrangler's Roost, 57 mins........6-4-41
FD: 7-18-41. Ray Corrigan, John King, Max Terhune

Father Steps Out, 63 mins.......7-12-41
FD: 7-30-41. Frank Albertson, Jed Prouty, Lorna Gray

Deadly Game, The, 65 mins.......7-26-41
FD: 8-5-41. Charles Farrell, June Lang, John Miljan.

PARAMOUNT

I Wanted Wings, 131 mins.......7-18-41
FD: 3-27-41. Ray Milland, William Holden, Wayne Morris, Brian Donlevy

Road to Zanzibar, 92 mins.........4-11-41
FD: 4-10-41. Bing Crosby, Bob Hope, Dorothy Lamour

Reaching for the Sun, 90 mins.......5-2-41
FD: 5-9-41. Joel McCrea, Ellen Drew, Eddie Bracken

One Night in Lisbon, 97 mins.....5-16-41
FD: 5-14-41. Fred MacMurray, Madeleine Carroll, Patricia Morison

Pirates on Horseback, 69 mins.....5-23-41
FD: 5-20-41. William Boyd, Russell Hayden, Eleanor Stewart

Caught in the Draft, 82 mins............
FD: 5-29-41. Bob Hope, Dorothy Lamour, Lynne Overman

Border Vigilantes, 62 mins.........4-18-41
FD: 6-3-41. William Boyd, Russell Haydem, Andy Clyde

Power Dive, 71 mins..............4-25-41
FD: 6-4-41. Richard Arlen, Jean Parker, Roger Pryor

West Point Widow, 63 mins......6-20-41
FD: 6-11-41. Anne Shirley, Richard Carlson, Richard Denning

*Shepherd of the Hills, The, 98 mins. 8-15-41
FD: 6-18-41. John Wayne, Betty Field, Harry Carey

Parson of Panamint, The, 84 mins..6-27-41
FD: 6-19-41. Charlie Ruggles, Ellen Drew, Phillip Terry

Kiss the Boys Goodbye, 85 mins...8-1-41
FD: 6-23-41. Mary Martin, Don Ameche, Oscar Levant

Forced Landing, 67 mins.........7-18-41
FD: 7-3-41. Richard Arlen, Eva Gabor, J. Carroll Naish

Nothing But the Truth, 90 mins.........
FD: 7-29-41. Bob Hope, Paulette Goddard, Edward Arnold

Henry Aldrich for President, 75 mins.....
FD: 7-30-41. James Lydon, Charles Smith, June Preisser

New York Town, 94 mins................
FD: 7-30-41. Fred MacMurray, Mary Martin, Robert Preston

Wide-Open Town, 77½ mins.......8-8-41
FD: 7-30-41. William Boyd, Russell Hayden, Evelyn Brent

Buy Me That Town, 70 mins...........
FD: 7-31-41. Lloyd Nolan, Constance Moore, Albert Dekker

Hold Back the Dawn, 115 mins..........
FD: 7-31-41. Charles Boyer, Olivia de Havilland, Paulette Goddard

PRODUCERS RELEASING CORP.

Billy the Kid's Fighting Pals, 62 mins. 4-18-41
FD: 4-10-41. Bob Steele, Al St. John, Phyllis Adair

South of Panama, 68 mins.........4-18-41
FD: 4-23-41. Roger Pryor, Virginia Vale

Federal Fugitives, 66 mins.........3-29-41
FD: 5-9-41. Neil Hamilton, Doris Day, Victor Varconi

Lone Rider in Ghost Town, The, 64 mins. 5-16-41
FD: 5-9-41. George Houston, Al St. John

Paper Bullets, 69 mins...........5-30-41
FD: 6-11-41. Joan Woodbury, Linda Ware, Jack LaRue

Texas Marshal, 58 mins.........6-13-41
FD: 6-18-41. Tim McCoy, Art Davis, Kay Leslie

Emergency Landing, 70 mins.......5-23-41
FD: 7-10-41. Forrest Tucker, Carlo Evelyn Brent

RKO RADIO

It Happened to One Man, 82 mins.........
FD: 2-26-41. Wilfred Lawson, Nora Swinburne, Marta Labarr

Devil and Miss Jones, The, 92 mins..4-11-41
FD: 4-8-41. Jean Arthur, Robert Cummings, Charles Coburn

Citizen Kane, 120 mins...........9-5-41
FD: 4-11-41. Orson Welles, Dorothy Comingore, Joseph Totten

They Met in Argentina, 77 mins....4-25-41
FD: 5-14-41. Maureen O'Hara, James Ellison, Alberto Vila

Scattergood Pulls the Strings, 69 mins. 5-23-41
FD: 5-14-41. Guy Kibbee, Bobs Watson, Susan Peters

Sunny, 98 mins....................5-30-41
FD: 5-20-41. Anna Neagle, Ray Bolger, John Carroll

Repent at Leisure, 66 mins.........4-4-41
FD: 5-29-41. Kent Taylor, Wendy Barrie, George Barbier

Reluctant Dragon, The, 72 mins..........
FD: 6-6-41. Robert Benchley, Frances Gifford, Walt Disney, Disney staff.

Saint's Vacation, The, 60 mins.....5-30-41
FD: 6-18-41. Hugh Sinclair, Sally Gray, Arthur McRae

# of Current Feature Releases

ccording to date of review. Dates after titles are distributor release dates: FD: indicates date
*uction credits are included with FILM DAILY reviews. *Indicates Technicolor production.*

Hurry, Charlie, Hurry, 65 mins....7-25-41
FD: 7-10-41. Leon Errol, Mildred Coles, Kenneth Howell

Tom, Dick and Harry, 86 mins.....7-4-41
FD: 7-14-41. Ginger Rogers, Geo. Murphy, Alan Marshal, Burgess Meredith

My Life With Caroline, 81 mins...8-1-41
FD: 7-16-41. Ronald Colman, Anna Lee, Charles Winninger

Here Is a Man, 112 mins.........10-17-41
FD: 7-16-41. Edward Arnold, Walter Huston, James Craig, Anne Shirley

Father Takes a Wife, 79 mins....10-3-41
FD: 7-17-41. Adolph Menjou, Gloria Swenson, John Howard

Lady Scarface, 69 mins.........9-26-41
FD: 7-22-41. Dennis O'Keefe, Judith Anderson, Frances Neal

Little Foxes, The (Samuel Goldwyn), 116 mins.....
FD: 8-12-41. Bette Davis, Herbert Marshall, Patricia Collinge

REPUBLIC

In Old Cheyenne, 58 mins.........6-31-41
FD: 4-4-41. Roy Rogers, George "Gabby" Hayes, Sally Payne

Sis Hopkins, 98 mins.............4-12-41
FD: 4-7-41. Judy Canova, Bob Crosby, Charles Butterworth

Pals of the Pecos, 56 mins.........4-14-41
FD: 4-24-41. Robert Livingston, Bob Steele, Rufe Davis

Rookies on Parade, 69 mins........4-17-41
FD: 4-28-41. Bob Crosby, Ruth Terry, Gertrude Niesen

Lady from Louisiana, 82 mins.......4-22-41
FD: 4-30-41. John Wayne, Ona Munson, Ray Middleton

Singing Hill, The, 75 mins.........4-26-41
FD. 5-2-41. Gene Autry, Smiley Burnette, Virginia Dale

Sheriff of Tombstone, 56 mins.......5-7-41
FD: 5-8-41. Roy Rogers, George "Gabby" Hayes, Elyse Knox

Country Fair, 74 mins.............5-5-41
FD: 5-9-41. Eddie Foy, Jr., June Clyde, Guinn Williams

Great Train Robbery, The, 61 mins..3-28-41
FD: 5-14-41. Bob Steele, Claire Carleton, Milburn Stone

Gay Vagabond, The, 66 mins.......5-12-41
FD: 5-19-41. Roscoe Karns, Ruth Donnelly, Ernest Truex

Desert Bandit, 56 mins...........5-24-41
FD: 5-29-41. Don "Red" Barry, Lynn Merrick

Angels With Broken Wings, 72 mins...... 8-11-41
FD: 6-3-41. Binnie Barnes Gilbert Roland, Mary Lee

Saddlemates, 56 mins............5-24-41
FD: 6-11-41. Robert Livingston, Bob Steele, Rufe Davis

Nevada City, 58 mins.............6-20-41
FD: 6-18-41. Roy Rogers, George "Gabby" Hayes, Sally Payne

Kansas Cyclone, 56 mins.........6-24-41
FD: 6-19-41. Don "Red" Barry, Lynn Merrick

Puddin' Head, 80 mins...........6-25-41
FD: 6-26-41. Judy Canova, Francis Lederer, Raymond Walburn

Poison Pen, 66 mins...............6-30-4
FD: 6-30-4. Flora Robson, Robert Newton, Ann Toff

Gangs of Sonora, 56 mins.........7-10-41
FD: 7-11-41. Robert Livingston, Bob Steele, Rufe Davis

Mountain Moonlight, 68 mins.....7-12-41
FD: 7-18-41. Leon, June and Frank Weaver

Hurricane Smith, 69 mins.........7-20-41
FD: 7-18-41. Ray Middleton, Jane Wyatt, Harry Davenport

Sunset in Wyoming, 65 mins.....7-15-41
FD: 7-25-41. Gene Autry, Smiley Burnette, Maris Wrixon

Citadel of Crime, 58 mins........7-24-41
FD: 8-4-41. Robert Armstrong, Frank Albertson, Linda Hayes

Rags to Riches, 57 mins...........7-31-41
FD: 8-8-41. Alan Baxter, Mary Carlisle, Jerome Cowan

20th CENTURY-FOX

*That Night in Rio, 90 mins.......4-11-41
FD: 3-7-41. Alice Fay, Don Ameche, Carmen Miranda

Scotland Yard, 67 mins............4-4-41
FD: 4-11-41. Nancy Kelly, Edmund Gwenn, John Leder

Ride On, Vaquero, 64 mins.........4-18-41
FD: 4-21-41. Cesar Romero, Mary Beth Hughes, Chris-Pin Martin

Cowboy and the Blonde, The, 68 mins. 5-16-41
FD: 4-23-41. Mary Beth Hughes, George Montgomery

Very Young Lady, A, 75 mins.......6-27-41
FD: 4-28-41. Jane Withers, Nancy Kelly, John Sutton

Great American Broadcast, The, 92 mins. 5-9-41
FD: 4-29-41. Alice Faye, John Payne, Jack Oakie.

*Blood and Sand, 123 mins.........5-30-41
FD: 5-22-41. Tyrone Power, Linda Darnell, Rita Hayworth

Bride Wore Crutches, The, 55 mins..6-13-41
FD: 5-29-41. Lynne Roberts, Ted North, Edgar Kennedy

Man Hunt, 105 mins............6-20-41
FD: 6-13-41. Walter Pidgeon, Joan Bennett, George Sanders

Moon Over Miami, 91 mins.......7-4-41
FD: 6-20-41. Don Ameche, Betty Grable, Robert Cummings

For Beauty's Sake, 62 mins.......6-6-41
FD: 6-26-41. Ned Sparks, Marjorie Weaver, Ted North

Accent on Love, 61 mins.........7-11-41
FD: 7-9-41. George Montgomery, Oso Massen, J. Carroll Naish

Dance Hall, 68 mins..............7-18-41
FD: 7-9-41. Carole Landis, Cesar Romero

Mail Train, 87 mins..............4-25-41
FD: 7-9-41. Gordon Harker, Alastiar Sim, Phyllis Calvert

Charley's Aunt, 81 mins..........8-1-41
FD: 7-23-41. Jack Benny, Kay Francis, James Ellison

Sun Valley Serenade, 86 mins.....8-29-41
FD: 7-24-41. Sonja Henie, John Payne, Glenn Miller

Wild Geese Calling, 77 mins.......8-15-41
FD: 7-25-41. Henry Fonda, Joan Bennett, Warren William

Dressed to Kill, 72 mins..........8-8-41
FD: 7-25-41. Lloyd Nolan, Mary Beth Hughes, William Demarest

Private Nurse, 60 mins............8-22-41
FD: 7-25-41. Jane Darwell, Brenda Joyce, Sheldon Leonard.

UNITED ARTISTS

That Uncertain Feeling, 84 mins....4-20-41
FD: 3-14-41. Merle Oberon, Melvyn Douglas, Burgess Meredith

That Hamilton Woman, 128 mins...4-30-41
FD: 3-20-41. Vivien Leigh, Laurence Olivier, Alan Mowbray

Pot o' Gold, 86 mins.............4-11-41
FD: 4-4-41. James Stewart, Paulette Goddard, Horace Heidt

Major Barbara, 115 mins.................
FD: 5-5-41. Wendy Hiller, Rex Harrison, Robert Morley

Broadway Limited (Hal Roach), 75 mins. 6-13-41
FD: 6-18-41. Victor McLaglen, Dennis O'Keefe, Marjorie Woodworth

New Wine (Gloria Pictures), 84 mins. 8-8-41
FD: 7-31-41. Illona Massey, Alan Curtis, Binnie Barnes

Tanks a Million (Hal Roach), 50 mins....
FD: 8-8-41. William Tracy, Janet Gleason, Elyse Knox

UNIVERSAL

Lady from Cheyenne, The, 87 mins..4-11-41
FD: 4-2-41. Loretta Young, Robert Preston, Edward Arnold

Model Wife, 78 mins.............4-25-41
FD: 4-17-41. Joan Blondell, Dick Powell, Lee Bowman

Flame of New Orleans, The, 78 mins. 4-28-41
FD: 4-24-41. Marlene Dietrich, Bruce Cabot, Roland Young

Black Cat, The, 70 mins..........5-2-41
FD: 4-28-41. Basil Rathbone, Hugh Herbert, Broderick Crawford

Mutiny in the Arctic, 61 mins......4-18-41
FD: 5-8-41. Richard Arlen, Andy Devine, Anne Nagel

Men of the Timberland, 61 mins.....6-6-41
FD: 5-29-41. Richard Arlen, Andy Devine, Linda Hayes

In the Navy 85 mins.............5-30-41
FD: 6-2-41. Abbott & Costello, Dick Powell, Claire Dodd

Tight Shoes, 67½ mins.........6-13-41
FD: 6-11-41. John Howard, Broderick Crawford, Binnie Barnes

San Antonio Rose, 63 mins.......6-20-41
FD: 6-24-41. Jane Frazee, Robert Paige, Lon Chaney, Jr.

Bachelor Daddy, 61 mins.........7-4-41
FD: 7-3-41. Baby Sandy, Edward Everett Horton, Donald Woods

Hit the Road, 61 mins...........6-27-41
FD: 7-3-41. Gladys George, Barton MacLane.

Hello Sucker, 61½ mins.........7-11-41
FD: 7-3-41. Hugh Herbert, Tom Brown, Peggy Moran

Law of the Range, 59 mins.......6-20-41
FD: 7-11-41. Johnny Mack Brown, Fuzzy Knight, Nell O'Day

Hold That Ghost, 86 mins.........8-8-41
FD: 7-30-41. Abbott and Costello, Joan Davis

WARNER BROS.

Meet John Doe, 123 mins.........4-28-41
FD: 3-13-41. Gary Cooper, Barbara Stanwyck, Edward Arnold, Walter Brennan

Great Lie, The, 107 mins.......4-12-41
FD: 4-4-41. Bette Davis, Mary Astor, George Brent

Wagons Roll at Night, The, 84 mins. 4-26-41
FD: 4-25-41. Humphrey Bogart, Sylvia Sidney, Eddie Albert

Strange Alibi, 63 mins............4-19-41
FD: 4-30-41. Arthur Kennedy, Joan Perry, Jonathan Hale

Affectionately Yours, 90 mins.....5-10-41
FD: 5-9-41. Merle Oberon, Dennis Morgan, Rita Hayworth

Singapore Woman, 64 mins........5-17-41
FD: 5-14-41. Brenda Marshall, David Bruce, Virginia Field

Shot in the Dark, A, 57 mins.......4-5-41
FD: 5-21-41. William Lundigan, Nan Wynn, Ricardo Cortez

Shining Victory, 80 mins...........6-7-41
FD: 5-22-41. James Stephenson, Geraldine Fitzgerald, Donald Crisp

Thieves Fall Out, 72 mins.........5-3-41
FD: 6-3-41. Eddie Albert, Joan Leslie, Jane Darwell

Out of the Fog, 93 mins.........6-14-41
FD: 6-11-41. Ida Lupino, John Garfield, Thomas Mitchell

Knockout, 73 mins...............3-29-41
FD: 6-11-41. Arthur Kennedy, Olympe Bradna, Virginia Field

Nurse's Secret, The, 65 mins.......5-24-41
FD: 6-11-41. Lee Patrick, Regis Toomey

Underground, 95 mins............6-28-41
FD: 6-18-41. Jeffrey Lynn, Philip Dorn, Kaaren Verne

Bride Came C.O.D., The, 86 mins..7-12-41
FD: 7-2-41. James Cagney, Bette Davis, Jack Carson

Sergeant York, 134 mins................
,FD: 7-3-41. Gary Cooper, Walter Brennan, Joan Leslie

Manpower, 105 mins.............7-12-41
FD: 7-7-41. Edward G. Robinson, Marlene Dietrich, George Raft

Kisses for Breakfast, 82 mins.......7-5-41
FD: 7-18-41. Dennis Morgan, Jane Wyatt

Bullets for O'Hara, 50 mins.......7-19-41
FD: 8-1-41. Joan Perry, Roger Pryor, Anthony Quinn

Navy Blues, 108 mins....................
FD: 8-13-41. Ann Sheridan, Jack Oakie, Martha Raye

International Squadron, 87 mins...........
FD: 8-13-41. Ronald Reagan, Olympe Bradna, James Stephenson

Smiling Ghost, The, 71 mins.............
FD: 8-13-41. Wayne Morris, Brenda Marshall, Alan Hale

Highway West, 63 mins...........8-23-41
FD: 8-14-41. Brenda Marshall, Arthur Kennedy, Olympe Bradna

Republic Sales Hit $4,000,000 Mark

(Continued from Page 1)

new season product since May and deals with principal circuits throughout the country have all been closed, he said.

It is understood selling under the consent decree has indirectly benefitted Republic. Circuit heads have closed early with the company this year in order to clear the decks for negotiations on blocks of pictures offered by the five majors.

Eastern regional sales meeting was concluded yesterday at the New York Athletic Club. Herbert J. Yates, president of Consolidated, who presided over the meeting with Grainger, disclosed the studio's production budget had been upped to $9,000,000.

Following the meeting, Grainger and Yates flew to Chicago last night to attend the two-day Midwest-Southern meeting which begins today at the Drake Hotel. Chicago session will likewise deal with company's sales progress and production plans.

In addition to Yates and Grainger, the following representatives will attend the meeting in Chicago: William Baker, Chicago branch manager; Jack Franckman, Milwaukee branch manager; L. W. Marriott, Indianapolis branch manager; Nat Steinberg, St. Louis branch manager; Lloyd Rust, Dallas branch manager; Sol Davis, Oklahoma City franchise holder; Arthur Bromberg, Southeastern franchise holder; Merritt Davis, Atlanta branch manager; Harold Laird, Tampa branch manager; J. H. Dillon, Charlotte branch manager; L. V. Seicshnaydre, New Orleans branch manager; Winfield H. Snelson, Memphis branch manager, and Gilbert Nathanson, Minneapolis branch manager.

Yates and Grainger will return to New York immediately after the meeting.

"Ice-Capades" Tonight

Coast premiere of Republic's "Ice-Capades" takes place at the Warner's Hollywood and Downtown Theaters in Los Angeles tonight. Film will have special opening in Minneapolis on Friday at Gopher Theater. Dorothy Lewis, skating star of the film, who is a native of St. Paul and currently appearing at the ice show at the Nicollet Hotel in Minneapolis, will be the center of festivities. Bill Saal, home office representative, has been in Minneapolis for past week preparing for the opening. Host of Republic stars headed by Gene Autry will attend.

Lull Closes Theater

Oklahoma City—The Western theater, operated by L. B. Warren on W. 10th St. here, a new house which has been operating only three months, has been closed. Warren also operates the Ritz, Yukon, Okla. Slow business was the reason for closing.

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

FOR the second consecutive picture, Gregory Ratoff has used the services of Adolf Bohm as dance director. Ratoff is now filming scenes of village dancers at a festival for Edward Small's "The Corsican Brothers," at Sherwood Forest. Bohm, famous as co-star with Nijinsky and Pavlova in the first Russian ballet to make world tours, has been a leading dance director and ballet master in the United States for 20 years, beginning with work for Florenz Ziegfeld.

● ●

EDWARD H. GRIFFITH is calling on a number of prominent directors to assist him in selecting two prominent figures from the extra ranks, who, in their estimation, warrant an opportunity for advancement. Griffith's next assignment for Paramount will be "Out of the Frying Pan." It is his plan to put at least two or perhaps four unknown players in the supporting cast, as he figures this play affords the opportunity to do so.

● ●

HAVING seen "sneak previews" of the picturization of "Ladies In Retirement," which he produced on Broadway, Gilbert Miller has returned to New York, well pleased with the work Producer Lester Cowan did on the picture. It will be released by Columbia.

● ●

MARY MARTIN has competition in the form of Richard Halliday, the agent. T'other day, on leaving Columbia, handsome Halliday was pounced upon by autograph hunters. By the way, in private life, Mary is Mrs. Halliday.

● ●

SAMUEL GOLDWYN has assigned Gregg Toland as director of cinematography on "Ball of Fire," starring Gary Cooper with Barbara Stanwyck, directed by Howard Hawks. Toland just completed work on "The Little Foxes."

● ●

HOLLYWOOD'S newest song-writing team is Bud Abbott and Lou Costello. The comedy pair have just sold their first melody endeavor to the Mills Music Company. The song is entitled "Abbott and Costello" and consists of an abridged version of their famous argumentative routines. What is significant about the contract signed with Mills Music Company was the fact that it came about on the fifteenth anniversary of that firm's publishing of the famous "Mr. Gallagher and Mr. Shean" melody.

● ●

WALT DISNEY has assigned Alexander Steinert to conduct the orchestra recording and music for "Bambi," the Disney feature length picturization of the book due for release in late Fall. In addition to conducting the orchestra, he will collaborate with Edward Plumb and Frank Churchill, musical directors of the picture, in the preparation of orchestral arrangements.

JEAN YARBROUGH has been assigned the direction of "Top Sergeant Mulligan," the Monogram story of Army life scripted by Edmond Kelso. The director has just completed "Let's Go Collegiate," with Frankie Darro heading the cast which includes Jackie Moran, Keye Luke, Gale Storm and Marcia Mae Jones.

● ●

CHARACTER roles assigned to Frank Mitchell, Lew Meehan and Clem Horton this week completes the cast for "Roaring Frontiers." This is another of the series, in which Columbia is co-starring Bill Elliott and Tex Ritter. Ruth Ford, Frank Mitchell and Bradley Page are featured. Lambert Hillyer directs under the production supervision of Leon Barsha.

● ●

DAGMAR COSTELLO, Dan Curtis and Irving Mitchell, film players, are among the members of the cast appearing in "Undesirable Lady" at the Monica Playhouse. The play is by Leon Gordon, M-G-M scenarist, and was staged by Don Brodie.

● ●

MARTIN MOONEY has signed Francis X. Bushman and Clara Kimball Young to play featured roles in "Mr. Celebrity" which will be directed by William Beaudine for Producers Releasing Corp. Mooney and Beaudine are co-producers of the picture.

● ●

EDWARD EVERETT HORTON has been signed by Warner Bros. for one of the leading roles in "The Black Widow" and Herbert Anderson will play the role originally assigned to William Lundigan, who asked for and was given his release from his term contract.

● ●

DISMISSING all casting troubles and talent searches from his mind, Edward H. Griffith, producer-director, will leave for a two months' vacation tour of South America on completion of his present picture, "Bahama Passage," for Paramount. "Out of the Frying Pan" is his next assignment.

●

PHILIP REED, who recently completed "Aloma of the South Seas" for Paramount, and is now working in "Week-End for Three" at RKO, where he is under contract, has been offered one of the top spots in George O'Neal's play "Not on Friday" by the Playwrights Co. in New York.

●

CHARLIE RUGGLES, now working in "Go West Young Lady" for Columbia, has bought three novels, all domestic comedies, which Ruggles plans as a basis for negotiating a contract for himself to co-star in a series of such films.

●

MARTIN MOONEY has signed Johnny Burke and Larry Grey for roles in "Mr. Celebrity" which goes before the cameras tomorrow for Producers Releasing Corp.

Penstate Adds One

Uniontown, Pa. — The Penstate Amusement Co., which owns and operates the State and Penn Theaters here, is taking over the Capitol Theater, second-run house in the town, where it will use slough pictures and double bills.

Book Tickets Year Round

Chicago—American Ticket Corp. is printing book theater tickets for year round sale, according to M. W. Roos, sales director. Books formerly were printed for Christmas season sales but circuit and indie operators now use them throughout the year.

Eastman Six-Month Sales Increase 29%

(Continued from Page 1)

899 as against $12.092,274 last year, or an increase of 67 per cent. From this profit there was deducted an amount of $7,292,474 to provide for income and excess-profits taxes based on the tax laws in effect at the date of this report. A further deduction of $2,500,000 was made to take care of the probable increase in taxes that will result from enactment of the United States Revenue Act now under consideration by Congress. This aggregate provision for taxes of $9,792,474 compares with $2,913,104 for the six periods of 1940.

Profit Equals $4.15

The consolidated net profit of the Company for the six periods of 1941 amounted to $10,460,425, equal to $4.15 per share of common stock after deducting dividends on the preferred stock. The earnings for the corresponding six periods of 1940 were $9,179,170, or $3.63 per share of common stock.

Contracts for special military equipment such as height finders, aiming circles, telescopes, and time fuses amounting to approximately $44,000,000 have been placed with the company by the United States Government. Work on these contracts is progressing satisfactorily, and deliveries are being made in accordance with contract schedules. Due to the time required in obtaining necessary production facilities to manufacture equipment of a type never before made by the company, such deliveries up to the present have not been extensive. As slated in the last annual report, the company has undertaken to limit its profit on negotiated bid contracts to 10 per cent of cost before income taxes.

The operations of the subsidiary companies situated in the British Isles, Continental Europe, Africa, and Asia are not reflected in the statement of profit and loss. In general, these companies continue to operate on a satisfactory basis, although some of them are finding it difficult to secure materials and supplies. Damage to the foreign properties of the company as a result of military action has been negligible.

Six Fort Sill Theaters

Fort Sill, Okla.—Six theaters are now in operation on the Federal military reservation area here for regular army men and draftees. Some are in the open air and have tent roofs while others are indoors. Most of the army's theaters have five changes of program a week, alternating two-day runs with single-day runs. Admission varies from 18 to 22 cents.

Buys Essanay Film Studios

Chicago—The Essanay Film Studios here have been purchased by a subsidiary of the Wilding Pictures organization.

METRO-GOLDWYN-MAYER
AUG 18 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 33—In Two Sections. Section 1. NEW YORK, FRIDAY, AUGUST 15, 1941 TEN CENTS

20TH-FOX 26-WEEK NET WAS $861,278

Report Non-Allied Units to Attend Allied Meet

Myers' Proposal For Joint Committee Gets A Favorable Response

Organizations not affiliated with Allied are expected to send representatives to the national convention in Philadelphia next month, reports from the field indicated yesterday.

It was reported that the proposal of Abram F. Myers, Allied general counsel, for an industry-wide committee to act on industry problems had reacted favorably among independent groups and that a concerted effort by unaffiliated units to bring the idea to a reality would be made.

Meanwhile, it was learned that the

(Continued on Page 10)

Brazil Using 90% Of American Films

Rio de Janeiro (By Air Mail)—Of the estimated 400 features required yearly to supply the Brazilian film market, 90 per cent are imported from the United States, according to latest figures covering 1940 imports. Five per cent of the remainder came from France last year, the other five per cent being divided among Germany, Argentina and Brazil.

Native production is small, to-

(Continued on Page 4)

Three New Defense Reels For Theaters Ready Soon

Three one-reel national defense motion pictures are being completed for theatrical release by the Office for Emergency Management, Division of Information.

"Bombers for Victory," "Women

(Continued on Page 4)

M-G-M Sets Back Trade Screenings

Trade screenings of M-G-M's second block, which were scheduled for Aug. 25-26, have been postponed to a later date. Delay in obtaining prints from the Coast was given as the reason.

SPECIAL PARAMOUNT TRADESHOWS

Salesmen Instructed to Arrange Special Screenings For Exhibitors in Outlying Districts

Paramount salesmen have been instructed to arrange special trade screenings for exhibitors in outlying districts where it is difficult for theater owners to make trips to exchange centers. These special shows are experimental, but if they prove to be well attended, they will be continued.

One of the first territories to launch the Paramount special screenings was in Michigan where "Hold Back the Dawn" and "Nothing But the Truth" were presented. Two special tradeshowings were offered, one at the Eaton Theater in Charlotte for Western Michigan exhibitors and the other at the Pines Theater at Prudenville for exhibitors in the Eastern and Northern districts of the state.

A similar plan was inaugurated by Warner Bros.

Report Brandt May Join RKO Theaters

Reports that Harry Brandt may join RKO in an important post in the theater department were heard yesterday in local film circles. Confirmation was lacking but the rumor appeared to be authentic.

Brandt, president of the ITOA, heads a circuit of approximately 80 theaters in and around New York.

ITO of Ohio Issues Its First Checkup on Product

Columbus, O.—First of a series of digests evaluating first blocks issued by the five consenting companies was published this week by P. J. Wood, secretary of the ITO of Ohio, and sent to the organization's mem-

(Continued on Page 10)

Movie Vacation Plan Gets Theaters' Okay

More than 12,000 motion picture theaters are backing up the "Movie-Vacation" plan which was created by the Philadelphia Bulletin and then sponsored nationally by Abe Montague, general sales manager of Columbia Pictures, as a good-will gesture to exhibitors designed to increase public interest in pictures. A

(Continued on Page 10)

Western Mass. Theaters To Hold 3-Day Parley

Springfield, Mass.—Culminating a 13-week Harry Smith 33rd anniversary drive, the 17 managers of Western Massachusetts Theaters, Inc., with home office executives headed by President Nathan E. Gold-

(Continued on Page 2)

"Rebecca" Contracts Tops

New High For One Picture; 12,055 Deals

Exhibition contracts for "Rebecca" have hit an all-time high by United Artists' sales organization, Arthur W. Kelly announced yesterday. A total of 12,055 contracts have been obtained, regarded as a record for any one picture, to Aug. 2.

Total contracts on other UA pictures, distribution of which has not

(Continued on Page 7)

"Navy Blues" Sextet to Make Air Tour of U. S.

Following the path blazed by Warner Bros. with the "42nd Street Special" and the "Golddiggers of 1937" plane, the Navy Blues Sextet will take wing shortly on a nation-

(Continued on Page 7)

Last Year's Net For Same 26-Week Period Was $117,213

Twentieth Century-Fox Film Corp. yesterday reported a consolidated net profit, after Federal income tax, of $861,278 for the 26 weeks ended June 28, 1941, after providing a reserve for foreign assets of $1,500,000. This compares with a profit of $117,213 for the first 26 weeks of 1940, after a comparable reserve of $800,000.

For the second quarter ended June 28, 1941, the consolidated net profit, after all charges, including provision of $1,150,000 of reserve for foreign assets was $457,189 compared with the first quarter profit of $404,-

(Continued on Page 10)

To Dissolve Pathe Films Next Week

Details in connection with the dissolution of Pathe Films Corp. are expected to be completed next week when the sale of its interest in Dupont Film Manufacturing Corp., to the E. I. du Pont de Nemours & Co. will be finalized.

Pathe common stock stockholders will receive an amount of E. I. du Pont common equivalent to $15 a share.

Foreign Dept. Managers In Parley With Whitney

Final conference with John Hay Whitney was held at a meeting of the foreign managers yesterday at the Hays office. Whitney, who is director of the motion picture divis-

(Continued on Page 10)

Brazil Location For French Pix?

Rio de Janeiro (By Air Mail)—Max Glass, French producer of films has arrived in Brazil and is looking over the local situation with the idea in mind of setting up a production organization here.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Thursday, Aug. 14)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6⅜	6¼	6⅜	+ ¼
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	9⅞	9¾	9¾	.....
East. Kodak	140	139¾	140	+ ½
do pfd.	....	....	....	.....
Gen. Th. Eq.	13¼	13¼	13¼	+ ⅛
Loew's, Inc.	34¾	34⅛	34½	+ ½
do pfd.	....	....	....	.....
Paramount	14⅛	13¾	14	+ ¼
Para. 1st pfd.	104¾	104½	104¾	+ ½
Para. 2nd pfd.	12¾	12¾	12¾	.....
Pathe Film	13¾	13⅝	13¾	+ ⅛
RKO	3⅜	3⅜	3⅜	+ ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8	7¾	7⅞	+ ¼
20th Century-Fox pfd.	20½	20⅛	20⅛	— ⅜
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅛	5	5	— ⅛
do pfd.	71½	71	71½	+ ½

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	55	55	55	.....
Para. Picts. cv. 3¼s47	97	97	97	+ ½
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	½	½	½	.....
Radio-Keith cvs.	¼	7-16	7-16	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9½	9½	9½	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	7¾	7½	7¾	+ ¼
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63½	66½
Roxy Thea. Bldg. 4s 1st '57	56	60

"Bride" Grosses $103,640 In Three Weeks At Strand

"The Bride Came C.O.D." is reported to have piled up a gross of $103,640 during its three-week holdover run at the New York Strand. This Warner Bros. picture ended its Strand engagement last night. Warner Bros. "Bad Men of Missouri" opens today at the Strand.

Western Mass. Theaters To Hold 3-Day Parley

(Continued from Page 1)

stein, Smith, division manager, and others will start a three-day convention in the Weldon Hotel, Greenfield, Mass., Tuesday, Aug. 19.

Edward M. Dowling, manager of the Capitol; Norman Prager, manager of the Palace; Francis X. Beaupre, manager of the Strand, and James M. Jerauld, manager of the Colonial and publicity and advertising representative for the company in the Berkshire County area, will attend.

On the program will be the awarding of prizes to managers leading the drive, the starting of a Happy Movie New Year Campaign announcements on details of a new junior admission plan, talks by representatives of major distributing companies, a Hollywood preview of an unnamed new picture Wednesday night at the Garden Theater, with a broadcast over Station WHAI. Business will be interrupted by golf and other entertainment during the progress of the meeting.

Editors and other representatives of newspapers from cities on the circuit—Springfield, Westfield, Chicopee, Holyoke, Northampton, Pittsfield, North Adams, Brattleboro and Greenfield will be guests at a dinner Tuesday night.

Harry Smith, division manager, will be guest of honor throughout, with the hotel decorations featuring his picture along with President Nathan E. Goldstein and Vice-President Samuel Goldstein.

Smith has achieved something of a record in the film business by staying with the same employers since the start of the business. He began with the Goldstein brothers when they opened their first penny arcades. At one time he was a projectionist. For many years he has held various executive posts, and since the formation of Western Massachusetts Theaters, Inc., as a Paramount partner five years ago, he has been division manager.

Kusiel Reports Business Good in South America

Rio de Janeiro—S. Kusiel, general manager, Columbia Pictures of Brazil, has returned from an extensive tour of the Southern states and reports cinema attendance holding up well, also the construction of many new theaters throughout these regions.

Columbia has closed deal for distribution of the Argentine-made film, "Embrujo," produced by Lumitom, based on the life of the Brazilian Emperor, Pedro I. Film will be done in the Portuguese language and re-titled "Sortilegio" for Brazilian distribution.

20th-Fox, B & K Close Deal

Chicago—Twentieth Century-Fox has closed with the B & K circuit for new season product. Negotiations are under way with the Great States circuit.

Loew's Loses Patent Case Over Stage Curtain

Loew's, Inc., and M-G-M Pictures Corp. were hit yesterday with a decision of Federal Judge Robert Nevin which ruled after trial that they had infringed upon a patented stage curtain and awarded an injunction and an accounting of profits in favor of the plaintiff Francis E. Weidhaas. The Court rejected the defendants' claim that the stage curtain, patented in 1930, was not novel in that it had been used as early as 1897.

The opinion pointed out that the defendants had admitted use of the curtain in a number of its houses. Decision noted that the curtain which is easily adaptable as a setting is presently used at Radio City Music Hall and stated that it was a valuable advance in the art and widely accepted by the theatrical industry.

Paramount to Launch Eight Pictures in Sept.

Paramount will launch eight new pictures during September, continuing its production drive.

These will be "Snowball in Hell," starring Bob Hope and Madeleine Carroll; "Mr. and Mrs. Cugat," with Ray Milland portraying Cugat; "The Fleet's In," starring Dorothy Lamour, William Holden and Eddie Bracken; "The Lady Has Plans"; "Prison Widows," starring Ellen Drew; "This Gun for Hire"; "Torpedo Boat," Pine-Thomas production starring Richard Arlen, and "Tombstone" Harry Sherman special, starring Richard Dix.

Time, Inc., Net Profit For 6 Months $2,194,027

Net profit of Time, Inc., for the first six months of 1941 was $2,194,027.73 after estimated income and excess profits taxes or about $9.29 per share of its common stock, as against $1,848,279.34 or $7.84 per share for the same period in 1940, it was announced yesterday in a semi-annual statement to stockholders by Henry R. Luce, chairman of the board. Net profit before income and excess profits taxes was $5,071,723.82 compared with $3,094,874.75 for the first half of last year. The company's tax bill increased from $1,246,595.41 to $2,877,696.09.

"No Greater Sin" Given Okay by All Censor Boards

"No Greater Sin," produced by University Pictures, has been approved by every censor board to which it has been submitted. Picture has been given the okay by the Pennsylvania, New York and Chicago censors and the National Board of Review.

COMING and GOING

JACK COHN, ABE MONTAGUE, ABE SCHNEIDER, J. A. McCONVILLE and **LEO JAFFE** left for the Coast yesterday for business conferences and will be gone for about two weeks.

HAROLD J. FITZGERALD, head of the Fox Wisconsin circuit, is in town conferring with Sypros Skouras.

MORT SINGER, RKO partner and operator of the Singer circuit in the Middle West, is in town for home office talks until Tuesday.

STEVE BROIDY, Monogram general sales manager, has left the Coast home office for a tour of the company's principal exchanges.

NILS ASTHER arrived this morning from the Coast to start rehearsals for the lead opposite Helen Hayes in "Candles in the Wind."

DOROTHY LOVETT, RKO actress, is in Providence. She flew East on learning of her father's death.

BEN LYON and **BEBE DANIELS** leave London Aug. 27 for a six-week visit of the United States.

JAMES COSTON, Warner theater exec. in Chi-

Mae Murray Sues Rose Over "Merry Widow"

Claiming exclusive right to the "Merry Widow Waltz," on the ground that she had created it in the film of that title in 1925, Mae Murray filed suit yesterday in the New York Supreme Court against Billy Rose, Billy Rose's Diamond Horseshoe, Georges Fontana and Mitzi Haynes, and asked for $150,000 damages and an injunction.

Plaintiff, according to the complaint, reenacted the dance with Fontana at Rose's Diamond Horseshoe from March 15 to July 23 in a production called "Cavalcade of the Silver Screen." After July 23, the complaint charges Rose paired Fontana with Haynes for the dance while continuing to use the plaintiff's name in exploitation.

Joan Leslie to be Guest at Ft. Monmouth

Joan Leslie, feminine star of Warner Bros. "Sergeant York," will be guest of 15,000 soldiers at Fort Monmouth, Monday night.

Miss Leslie will be guest at the officers' mess, following which she will be presented to the enlisted men during the regular Monday evening show.

A military escort will take Miss Leslie to the post.

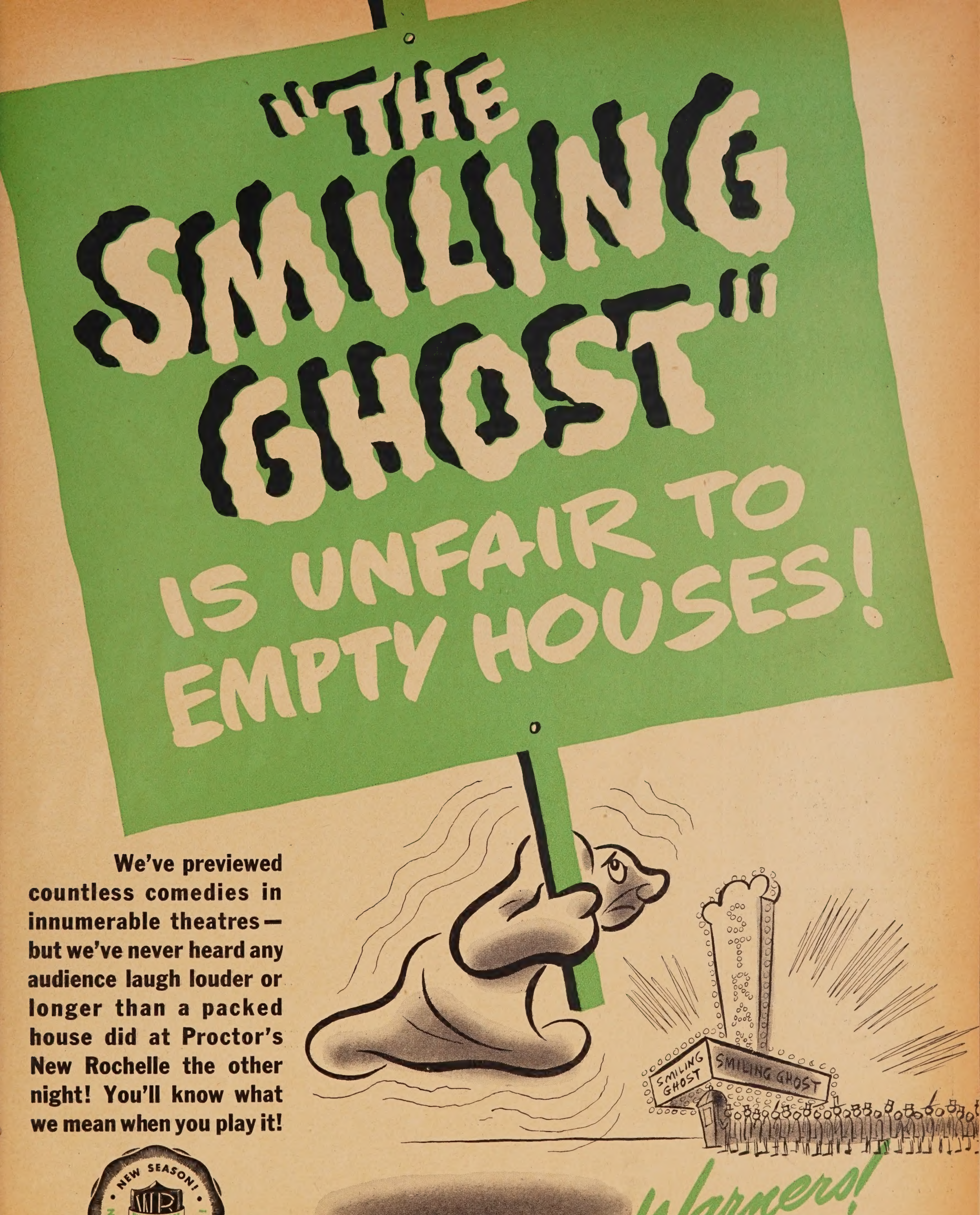
"Lydia" Next at M. H.

UA's "Lydia," an Alexander Korda production, has been booked to follow "The Little Foxes" at the Radio City Music Hall. Film is tentatively slated to open on Sept. 11.

WANTED

Young man employed in theater management to compile showmanship ideas for survey service. Can be done in spare time.

Box 1800 THE FILM DAILY
1501 Bway. N. Y. C.


"THE SMILING GHOST" IS UNFAIR TO EMPTY HOUSES!
SMILING GHOST
SMILING GHOST

We've previewed countless comedies in innumerable theatres — but we've never heard any audience laugh louder or longer than a packed house did at Proctor's New Rochelle the other night! You'll know what we mean when you play it!

NEW SEASON! NEW BOXOFFICE HIGHS!

Warners!

Capra Ends Deal For Joining UA

West Coast Bureau of THE FILM DAILY

Hollywood—Frank Capra yesterday put an end to the lengthy negotiations with United Artists to join that organization. His announcement to that effect stated that he had withdrawn because of delays on the part of UA. "I can't afford to deal forever," Capra was quoted as saying.

It is understood that David O. Selznick will continue his own negotiations for joining UA. He made no comment on Capra's withdrawal.

Capra had bought three stories which he intended to produce for UA release — "The Flying Yorkshireman," "Tomorrow Never Comes" and an untitled story.

Parachute Battalion Helps Celebrate Opening

Atlanta, Ga. — Warmly welcomed by Governor Talmadge, Mayor LeCraw, and high army officers, the 500 men and officers of the 501st Parachute Battalion received a genuine Southern welcome as they came by special train from Fort Benning for the world premiere at the Fox Theater of RKO Radio's "Parachute Battalion."

From Hollywood came Edmond O'Brien, co-starred in the picture with Robert Preston, Nancy Kelly and Harry Carey. Dorothy Comingore, signed to a long-term RKO Radio contract following her work in Orson Welles' Mercury Production "Citizen Kane" was also in the contingent.

The participation of the 501st Parachute Battalion in the premiere of the first picture to depict the volunteers dedicated to the newest branch of Uncle Sam's fighting forces was particularly auspicious, since they took part in the making of the picture at Fort Benning. It was the battalion's first mass appearance off the reservation since its formation.

Atlantans were curious to see the battalion as a group, while the parachutists were eager to see themselves in the RKO Radio picture.

Navy planes from Camp Gordon flew overhead during the parade through downtown Atlanta to the Shrine Mosque, where the parachutists were entertained at a dinner. Then in a body they moved to the Fox Theater. The premiere was followed by the Parachute Battalion Ball in the municipal auditorium, proceeds going to the USO.

TO THE COLORS!

Portsmouth, N. H.—Bill Doheny, former Warner Bros. publicity man, is a private in the Army public relations department at Camp Langdon, near here.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● **NORTH of the border......up Ottawa way......folks will long remember......Wednesday night's world premiere......of the Warners' top-flight biographical opus......"The Prime Minister"......Canada's capital......was a capital venue for the film's bow......and it happened with......all the glitter and glamour......showmen and public officialdom......could contrive......Some 2,500 patrons of the inaugural performance......packed into the massive Capitol Theater......as solid a sell-out......as any pic palace has e'er enjoyed......The night was filled with music......by the spectacular Royal Canadian Air Force band......and the vocalizing of massed choirs......The scene was resplendent with flags and color bearers......Dominion "debbies" studded the auditorium......and the presence of the Governor General......—the Earl of Athlone—......and Her Royal Highness Princess Alice......gilded the lily......The Queen's Canadian Fund......which sponsored the event......received all proceeds......To give you an idea of what the premiere was like......we quote our representative......who was there in the flesh:......"Frankly, my heart is too chocked to express fully......tonight's success"......**

▼ ▼ ▼

● ● ● *THE play-offs of the Motion Picture Baseball League......are now being held......and tonight......International Projector Corp.'s horsehide-heavers......will scramble with the Skouras scions of swat......to decide the possessor of second place......in the official league standings......over a full season's play......This battle-royal gets under way......as the clock strikes six......at Van Courtland Park's Oval No. 2......Next week......on an evening to be decided at a meetin' of the league on Monday......IPC, winners of the second half, will meet Paramount......winners of the first half......*

▼ ▼ ▼

● ● ● **M-G-M has awarded......two of its famed "Honor Roll Buttons"......to Charles Moss......manager of Loew's Criterion......on Ole Broadway....and to that stand's publicity director......go-gettin' Phil Laufer......for their outstanding promotion......of "The Stars Look Down"......Highlight of the campaign......was a dramatic water display......over the box-office......with torrents of aqua......continuously rushing over crouched figures of miners......Display was fashioned of shatter-proof glass......seven feet wide at the top......and four feet at the base......Spotlights swept over the scene......We took a gander at the display......when it was first unveiled......and averred to ourselves......that Charley and Phil......deserve our famous decoration......—the Order of Applause (with two palms)......So take it away, boys......even if it ain't got the tangibility......of Leo's bright buttons......**

▼ ▼ ▼

● ● ● *THE local social season.....moved along yes-day.....with a prime party......this time a Bar-B-Q......in the lofty and snooty Ritz Tower......The guest of honor......was no other than comely Joan Leslie......the lithe and lovely heroine......of "Sergeant York"......Sponsors of the indoor picnic were......Ursula Parrot, Helen Worden, Gertrude Vanderbilt......the Harry Scotts, Mrs. Nelson Burr, and Mrs. Alis Feigenspan......—Joan's neighbors at the said Ritz Tower......Among those present were......Mrs. Agnes Brodell, Father Mathew Crosson, Jack Alicoate, George Jessel, Frank Shields......William Randolph Hearst, Jr., John Erskine, Gertrude Vanderbilt, Helen Worden, Frank Farrell, Jo Ann Sayres, Mitchell Rawson......Gil Golden, Sid Rechetnik, Ed Schreiber, Hollis Kennahan, A-Mike Vogel, Pete Harrison, Lionel Toll, Paul Mooney and others......*

Brazil Using 90% Of American Films

(*Continued from Page* 1)

talling five features for 1940. Finances are limited and the cost of a production is kept down to $7,000 to $15,000 U. S. currency. The Government does not subsidize native production. While there is no objection to dubbing in Portuguese, the native language, there is no demand for it.

The European war has had little effect on the film situation except for the censoring of anything considered offensive to the warring nations.

Total number of U. S. films rejected, including shorts and features, in 1940 was nine. One British film was rejected. Many films are reported to have had cuts ordered by the censor, but data on the number is not available. Numerous films were "restricted" to showing to adult audiences only. Some films are restricted as to children under 10; others to children under 14, still others to those under 18.

Total investment in the motion picture industry in Brazil is now $5,000,000 U. S. currency. Of this amount $500,000 was in 1940 for equipment and production facilities. The country has 1,350 film theaters with a seating capacity between 650,000 and 750,000. Average weekly attendance is 1,950,000, with seats being filled approximately three times weekly. Estimates of yearly gross income from the picture theaters is $10,000,000 to $15,000,000 U. S. currency. At least 1,200 theaters are wired for sound.

Average admission price is seven and a half cents, U. S. money (one and a half milreis). Admission to popular American films, first-run, is 8.8 milreis.

Three New Defense Reels For Theaters Ready Soon

(*Continued from Page* 1)

in Defense" and "Homes for Defense" are the tentative titles of the three films.

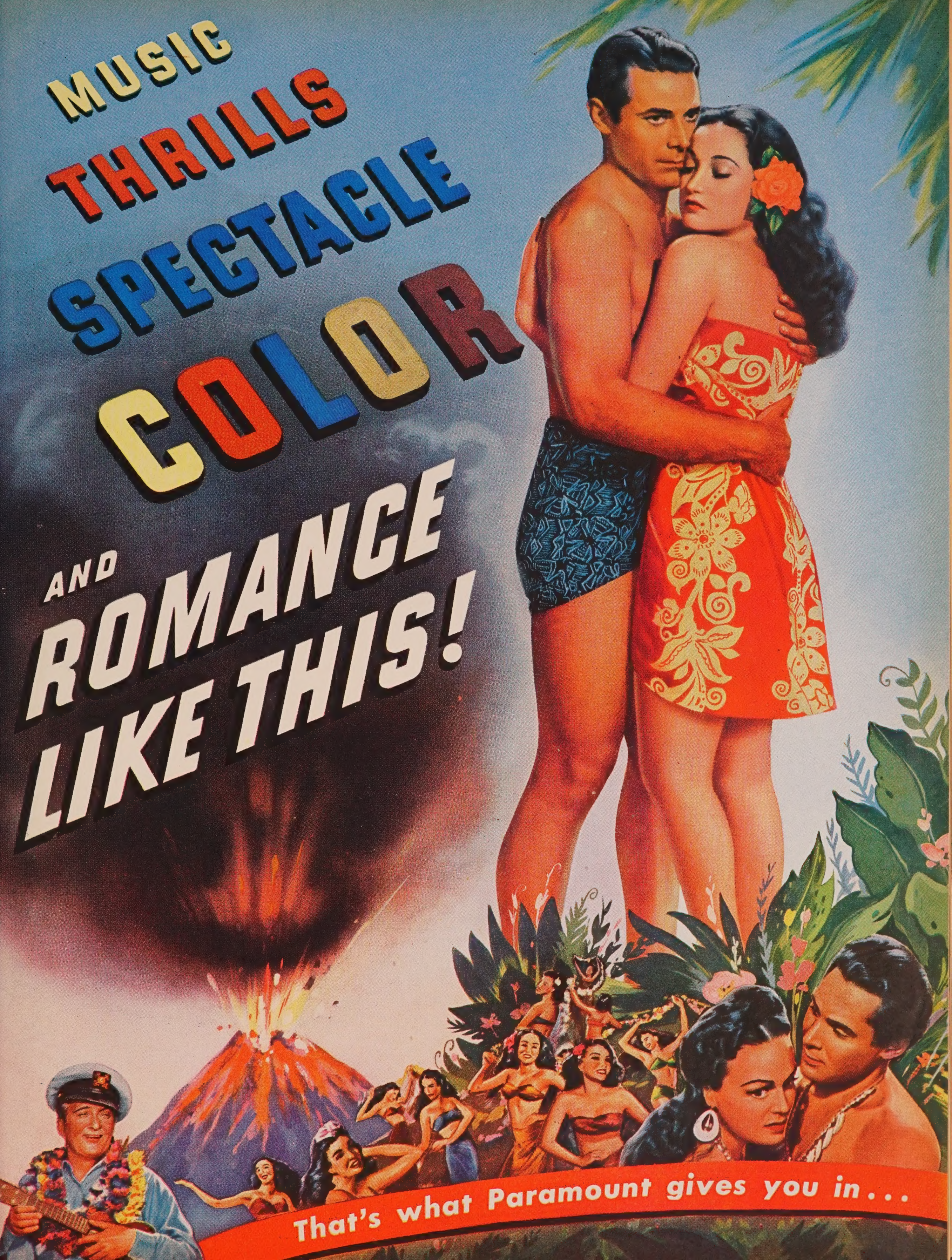
Carl Sandburg, American poet and Pulitzer prize-winner, will write the commentary for "Bombers." Photography on this picture has been completed. This film will pictorialize the mission and making of a leading American bomber which is being used by the Army Air Corps.

After these films have completed their commercial runs, they will be made available to 16 mm. outlets.

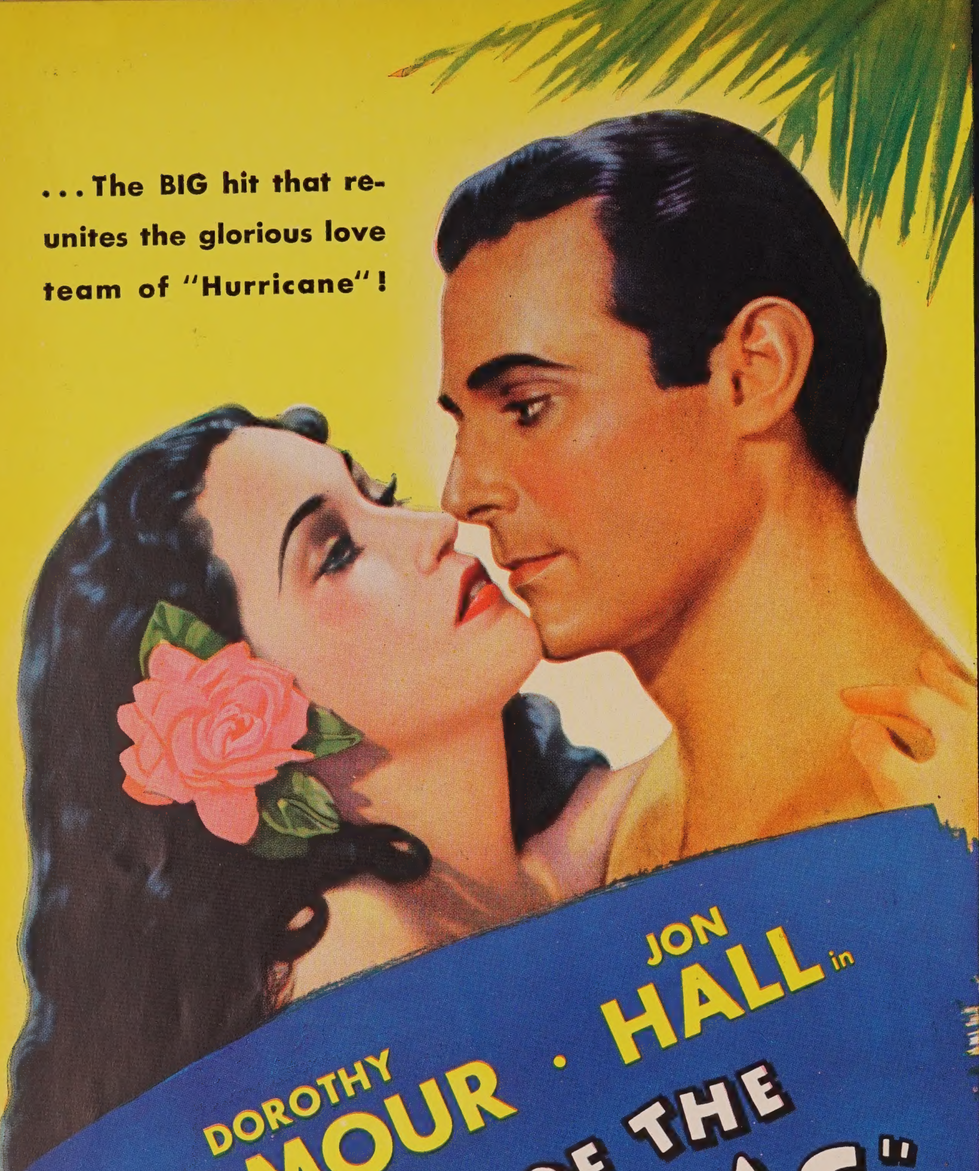
No Comment Dept.

Franklin, N. H.—The Regal Theater here recently advertised a twin bill that raised eyebrows:

"The Virgin Bride"
"School for Husbands"


MUSIC
THRILLS
SPECTACLE
COLOR
AND
ROMANCE
LIKE THIS!
That's what Paramount gives you in . . .

...The BIG hit that re-unites the glorious love team of "Hurricane"!



DOROTHY
LAMOUR · JON **HALL** in

"ALOMA OF THE SOUTH SEAS"

IN TECHNICOLOR!

with Lynne Overman · Philip Reed · Katherine DeMille

Screen Play by Frank Butler, Seena Owen and Lillie Hayward · Story by Seena Owen and Kurt Siodmak · From the Play by LeRoy Clemens and John B. Hymer

Directed by ALFRED SANTELL

PRINTED IN U.S.A.

A thousand thrills . . . a thousand times more thrilling in TECHNICOLOR!

THRILL... to the pagan rites of a South Seas wedding...a sight never before seen by white men!

THRILL... to the awesome volcanic eruption...the earthquake . . . the giant tidal wave!

THRILL... to a hundred smiling-eyed maidens dancing to the sinuous strains of a South Seas love song!

THRILL... as lovely Dorothy Lamour sings "The White Blossoms of Tah-ni" to the man she loves!

Paramount Pictures

METRO GOLDWYN MAY
READING DEPT.
AUG 19 '41

Building
Remodeling

THE Film Daily Equipment News

Equipment
Maintenance

VOL. 80, NO. 33—Second Section NEW YORK, FRIDAY, AUGUST 15, 1941 TEN CENTS

TRADE EYES VALUE OF "BANDBOX" STANDS

'41 Expected To Show Drop In Obsolescence

PLAIN TALK
. . . about equipment

By GEORGE H. MORRIS

Equipment Editor, THE FILM DAILY

TIME was when the Summer atmosphere of film theaters paralleled perforce the vagaries of the exterior weather conditions. If the day happened to be one of high temperature, the auditorium followed suit. Whirling fans were not enough to make the human fans comfortable. So the latter found the movie house a relatively uninviting resort, with the result that box-office "takes" annually went into a period of prostration.

—o—

TODAY, air conditioning in a highly perfected state, and widely applied, has delivered the film stand from slavery of Heat and Humidity. The delivering angel has been equipment, and it is to the everlasting glory of that field's engineers that they have been able to provide a potent panacea for prostrated grosses, above and beyond any ability which good film product possessed.

—o—

THIS, then, brings us face to face with a vital industry matter, which perhaps can best be described as "interdependency." Just as the world has progressed to a point where each nation finds itself affected by events in other lands, so also does each apparently separate arm of filmland discover that it is a part of a common body, and that what occurs,—good or bad,—in any portion of that body, bring repercussions throughout the mass.

—o—

CURRENTLY, equipment of film houses is playing an unprecedented role in industry well-being. It is not only aiding the exhibitor and public, but the distributor and producer. Obviously, it demonstrates that "interdependency" is not just

(Continued on Page 2)

Equip. Playing Big Role In Keeping Film Houses In Up-to-Date Category

While obsolescence of film theaters and their equipment, using the latest standards as a yardstick, continues to be in excess of an estimated 35 per cent, the exhibition field on Sept. 1, which is the arbitrary date for the commencement of the 1941-42 industry season, will enter on the span in what is described by trade spokesmen as "the

(Continued on Page 4)

RCA to Distribute Brenkert Products

Arrangements have been completed whereby the Photophone Division of RCA Manufacturing Co. will take over the distribution of all Brenkert products, according to Karl Brenkert, president of the Brenkert Light Projection Co.

"It is our understanding," Brenkert asserts, "that RCA Photophone will continue the distribution of Brenkert products through the inde-

(Continued on Page 5)

Singer Circuit Pushes Modernization Program

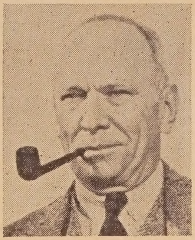
Chicago — Mort Singer, Singer Theater prexy, reports improvement program of the circuit continues with the compilation of the modernization of the Orpheum Theater, Davenport, including a $6,000 carpet job of Alexander Smith & Sons Crestwood line.

Plans are being completed for a

(Continued on Page 7)

IPC ANNOUNCES EXEC. SHIFTS

Barnett to Head Research; Friedl Subsid. Prexy



EARLE G. HINES

Announcement was made this week by Earle G. Hines, president of International Projector Corp., that H. Barnett, who has been head of the research department of IPC, has been appointed director of engineering, succeeding George Friedl, Jr., following election of the latter to the presidency of Bludworth, Inc., a wholly-owned subsidi-

(Continued on Page 5)

Sound Installations Up In Detroit Area

Detroit—Pickup in sound installation work is indicated by reports of jobs recently supervised by F. C. Dickely, Altec manager here including two Drive-In jobs, the Lake Erie at Maumee, O., and the Sky-Way at Erie, Pa.

Regular theater installations completed include: Michigan, Traverse City; Pines, Houghton Lake; Michi-

(Continued on Page 7)

Pre-Fabrication Held Path To Circumvent Problems Poised by Defense Needs

Spread of film theater construction to small American communities which currently are lacking motion picture exhibition facilities is visualized as one of the outgrowths of building material and metal shortages attending the national defense effort, according to architectural channels within the industry.

While such a move seems paradoxical, sources points out, nevertheless such a result is looked-for because of the possibilities which prefabricated buildings present as a low-cost substitute for present construction practices. Erection of such

(Continued on Page 5)

$500,000 St. Louis Theater Is Planned

St. Louis—A tract of land, over an acre in size, on the East side of Hampton Ave., between Bancroft and Sutherland Aves., in the rapidly growing St. Louis Hills section here, has been acquired by a syndicate headed by Ansell Brothers, operators of several motion picture theaters, as the site for a proposed 2,500-

(Continued on Page 7)

Great States' Rialto Plans September Bow

Chicago—The Great States circuit is continuing its modernization program, 1,500 new seats going into the Rialto Theater in Elgin, which is

(Continued on Page 6)

Push Backs Selected By NBC

Silence, Convenience Are Cited Factors

Chicago—Two National Broadcasting Co. studios in Rockefeller Center, New York, have recently ordered Kroehler Push Back seats installed to provide for maximum silence during programs, and for "all-out" comfort of audiences witnessing these programs.

The chairs, NBC sources indicate,

(Continued on Page 4)

New House Announced By United Theaters, Inc.

New Orleans—Construction of a new theater, the Lake, in the fashionable Lakeview residential section, will begin immediately and be complete in five months, President M.

(Continued on Page 6)

True to Tradition

Ft. Myers, Fla.—It's appropriate that the Edison Theater here,—named in honor of Thomas Alva Edison,—should have the largest and brightest display sign in the city. Sparks-Paramount ordered the eye-filler from designs by R. H. Patrick. It will have multi-color circuits served by powerful transformers. It will cost more than $5,000 to install complete.

A Sound Investment

Chicopee, Mass.—Ever since the local Victory Theater has been in operation as a talkie stand, the auditorium has suffered from poor acoustics. But no longer,—for the management is taking steps to correct the fault by covering-up the culprit. Latter is a steel girder exposed on the ceiling. It'll cost $2,500 to do the job.

THE Film Equipment News DAILY
Building Remodeling
Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folk, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK
. . . about equipment

(Continued from Page 1)

a two-dollar word, but the very cornerstone of filmland's operations.

—— o ——

AN excellent example of equipment's contribution to the current scene is its having provided the cornerstone whereon rested the promotional campaigns carried on by the trade, in cooperation with many top-flight newspapers. These campaigns initiated by theater interests, in some instances, and by the newspapers themselves, in others, called upon the public to take "vacations" at the movie houses, pointing out all the comfort and recreation obtainable. A few of the many intensive campaigns were staged through the columns of Philadelphia's Evening Bulletin, the New York Post, and the Indianapolis Star, with the latter heavily accenting the theme, "It's Cool at the Movies."

—— o ——

YARDSTICK of the many campaigns' success is furnished by the indication that even more of them will be unleashed next Summer. When they are, it will be well for their inaugurators to stress even more equipment elements which make for the public's comfort. True air conditioning, while admittedly a whale of a magnet in attracting warm-months patronage, is, however, not the only pebble on the beach of the movie vacation "resort." National Theater Supply Co. very correctly calls attention to the part played by good projection and sound.

Yes, and so should sponsors and manufacturers of other equipment, such as chairs, screens, fabrics, lighting, drinking fountains, et al.

—— o ——

LIKE "Topsy," the campaigns this Summer appeared to "just growed." They were more spontaneous than planned. How much greater would have been their benefits if they had been planned by the "interdependent" branches of filmland, plus the nation's press. Perhaps the dog-days of 1942 will see that accomplished. It is not too early to do that planning NOW.

The sooner all wings of this industry understand the mutual character of their cause, and what a valuable ally equipment is, the smoother will be the sailing.

Before Buying Sound

Write for details on the
14 Models of the
Mirrophonic De Luxe Sound Line

MOTIOGRAPH, INC
CHICAGO, ILLINOIS

R. H. Gregory Retiring As W-E's Comptroller

Richard H. Gregory, comptroller of the Western Electric Co. for more than 30 years and a director for over 20, will retire on Aug. 31 after 43 years of Bell System service, it was announced on Tuesday following a meeting of the board of directors of that organization.

S. Wallace Murkland, assistant comptroller since 1927, was elected a director and will succeed Gregory as comptroller.

At the same meeting, Stanley Bracken, engineer of manufacture of the Western Electric Co. and president of the Teletype Corp., a subsidiary, was also elected a director.

Walters Reports Trade Active in Cleveland

Cleveland, O.—L. H. Walters, local NTS manager, reports unusual activity in replacement equipment during the past week, indicating that theater owners are getting their houses in ship-shape order in anticipation of good Fall business.

Among the sales reported are: new aluminum lobby frames for the Plaza Theater, Cleveland; General seat bottoms for Ritz Theater, Huron; new Irwin seats for the recently remodeled 56-span Trianon bowling alley in Cleveland; and 400 new Irwin chairs for the Alhambra bowling alley.

Nine More USAir Units Ordered by Long Circuit

The J. G. Long Circuit, Bay City, Tex., has ordered nine additional USAirCo Refrigerated Kooler-aire units for its Texas chain, according to George W. Thornton of Dallas, factory representative in Texas for the United States Air Conditioning Corp. of Minneapolis.

This makes a total of 14 Refrigerated Kooler-aire units to be placed in Long theaters since the first of the year.

20th-Century Theater Has Latest Equipment

Cincinnati — Willis Vance's new 20th Century, Madison Rd. and Oakley Square, called the finest suburban theater in the entire mid-west area, opened Aug. 1. Innovations include free parking space and free service for car from theater door, cushioned arm seats, love seats, hard-of-hearing devices, perfect sound and vision, lobby shop, de luxe rest rooms and smoking mezzanine.

The house was completely equipped with Brenkert projectors and booth equipment by Midwest Theater supply Co.

Renard Co., Cincinnati, supplied the Mohawk carpets; Berlo Vending Machine Co., the lobby shop. Custom built furniture is by Heywood-Wakefield. Seats were furnished by International, Union City, Ind. The house seats around 1,000.

Warner Circuit Opens Arsenal Theater Today

Pittsburgh — The new 1,250-seat Arsenal Theater, in the Lawrenceville section, operated by Warner Bros. Circuit, will open today. This house replaces the old Arsenal, which was dismantled and torn down to make way for the new theater.

Victor A. Rigaumont was the architect and Edward Johns has been appointed house manager.

Work Is Progressing On Martin's Project

Americus, Ga.—Construction work is going forward on a new 1,500-seater here for Roy E. Martin, of Columbus.

Contract for the new house, which will cost approximately $100,000, was awarded to R. N. McEachern, of Valdosta, Ga.

Allison Sells His Strand

New Harmony, Ind.—S. W. Goodman has acquired the Strand Theater here from John Allison.

COMING and GOING

HARRY M. BESSEY, treasurer of Altec Service Corp., is on a brief business jaunt to Eastern keys.

JOHN EBERSON, film theater architect, returns this week from Lansing, Mich.

LEO DUFFY, of Griffith Amusement Co.'s mechanical department, Oklahoma City, is vacationing in Sweetwater, Tex.; **JACK KNOWLES** of the same department, has returned from a Los Angeles vacation trip; and **NORMAN LEYERLE** from a sojourn in Salt Lake City and Denver.

LEONARD GOLDENSON arrived in Houston yesterday for conferences with Paramount theater associates, and will return to the home office early next week.

DREW EBERSON, junior partner of John and Drew Eberson, was in Florida and Pittsburgh this week.

GENE LEVY of the Cameo Theater, Newburgh, N. Y., has returned there, following an equipment-purchasing trip to New York.

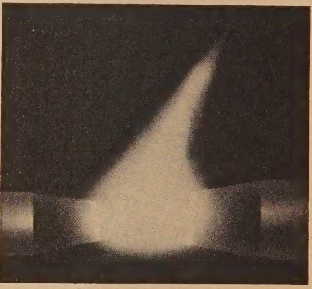
Amusement Supply Co. To Alter the Empire

The Empire Theater, Ralph Ave., Brooklyn, is being closed for extensive alterations and repairs. Amusement Supply Co., Inc., New York, has been awarded the entire contract for the complete alteration.

Reopening is scheduled for approximately Oct. 1.

Bevington Replaces Losses

Waynesburg, O.—Ralph Bevington has replaced his equipment recently destroyed by fire with new Simplex projectors, Simplex sound, Simplex high intensity lamp houses and National rectifiers, all supplied through the Cleveland office of National Theater Supply Co.



FOREST arc-light PRODUCTS

Super MCS RECTIFIERS using exclusively the P. R. Mallory magnesium-copper sulphide rectifying units. The best in dry-disc rectifications . . .

BULB-TYPE RECTIFIERS—LD60, LD40, LD30, are reliable, efficient and low cost power conversion equipment . . .

UNIVERSAL TRIM LAMPS—burn from 5 to 9mm. negative and 6 to 13mm. positive . . . thus accommodating trims for Suprex-S.H.I., 1 KW, and Low Intensity . . .

ONE KW LAMPS—cannot be matched by competition in quality, performance and progressiveness. Yet, they match competition in PRICE.

SOUND SCREENS—complete line of flameproofed, special process coated screens.

SEND FOR BROCHURES

FOREST MANUFACTURING CORP.
200 MT. PLEASANT AVE. NEWARK, N. J.

"LOADS OF FAVORABLE PRAISE" says PLAISANCE THEATER

"Your Kroehler Push-Back seat installation has created more talk and lasting public enthusiasm than anything we have done in our modernizing program, and we honestly believe it is responsible for our success in the operation of this theater," says Benjamin Banowitz of the Plaisance Theater, Chicago. Write for data on this revolutionary seat.

KROEHLER Push-Back THEATER SEATS

KROEHLER MFG. CO., *Public Seating Division*

206 Lexington Ave.,
New York, N. Y.

1248 S. Wabash Ave.,
Chicago, Ill.

2013 S. Vermont Ave.,
Los Angeles, Calif.

Elliott Film Co.,
72 Glenwood Ave.,
Minneapolis, Minn.

Standard Theater Supply Corp., 78 Broadway, Boston, Mass.

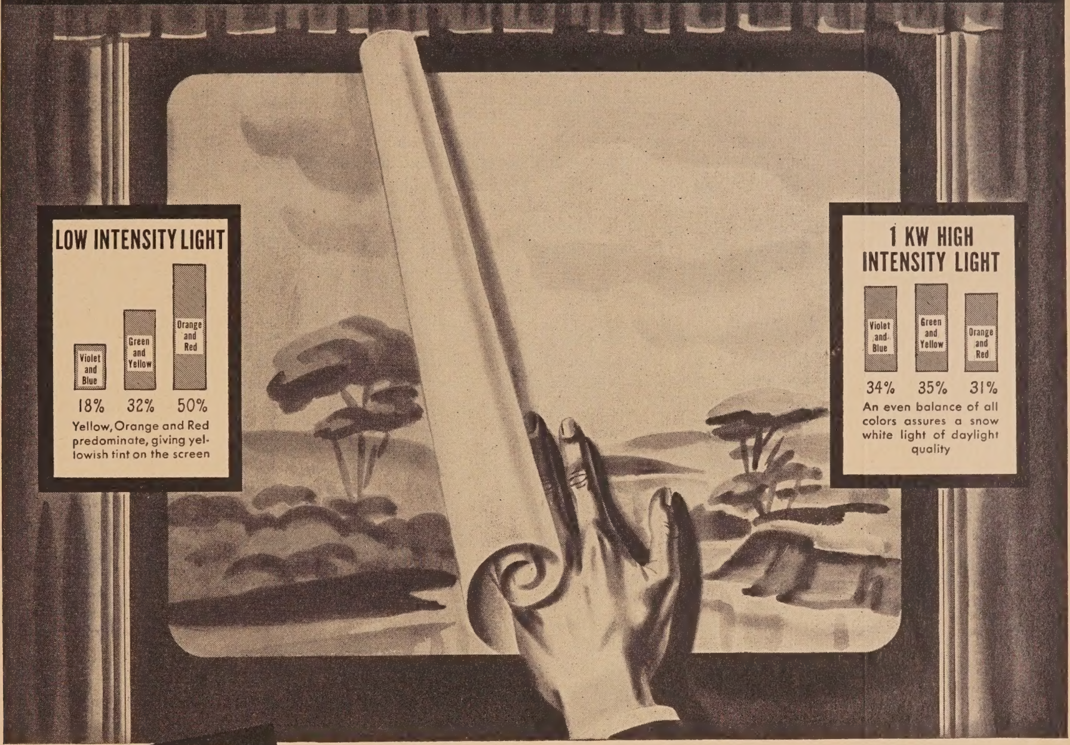
4020 E. 116th St.,
Cleveland, Ohio

6700 Denton Dr.,
Dallas, Texas

L. T. Rockenstein Co.,
3327 Locust St., St. Louis, Mo.

Export: Roy Chandler, 505 Fifth Ave., New York, N. Y.

Replace that yellow tint with snow white light


LOW INTENSITY LIGHT
Violet and Blue
Green and Yellow
Orange and Red
18%
32%
50%
Yellow, Orange and Red predominate, giving yellowish tint on the screen
1 KW HIGH INTENSITY LIGHT
Violet and Blue
Green and Yellow
Orange and Red
34%
35%
31%
An even balance of all colors assures a snow white light of daylight quality

The New "One Kilowatt" Arcs use "National", "Suprex" and "Orotip" Carbons

1881—1941

This is our sixtieth year of service in the field of carbon arc lighting. Throughout the years "National" carbons, by constant research and development, have been steadily improved and adapted to the needs of the times.

● The most satisfactory projection of modern films requires a white light of daylight quality. This means high intensity projection. Color that is really natural — snappy black and white — comfortable vision at all times assure audience satisfaction which spells success for any theatre.

The modern "One Kilowatt" arcs bring High Intensity projection within the reach of any small theatre. If you are still using Low Intensity projection ask your dealer to demonstrate this new light. The difference is marvelous. Step into High — It pays dividends.

The words "National" "Suprex" and "Orotip" are trade-marks of National Carbon Company, Inc.

NATIONAL CARBON COMPANY, INC.
Unit of Union Carbide and Carbon Corporation
UCC

Carbon Sales Division, Cleveland, Ohio
GENERAL OFFICES
30 East 42nd Street, New York, N. Y.
BRANCH SALES OFFICES
New York, Pittsburgh, Chicago, St. Louis, San Francisco

Obsolescence Drop Indicated This Year

(Continued from Page 1)

best shape" of any season in the past.

Anticipation by indie showmen as well as circuits of their physical theater needs as long ago as Jan. 1 of this year has brought volume orders to equipment manufacturers and dealers, and most of these orders have already been filled, although in recent weeks deliveries in some categories have been slow.

In some quarters, "on hand" orders point to even stepped-up modernization during the balance of 1941, the expectancy of equipment business growth being contingent upon the priorities situation.

Sectional Activity Marked

Both new theater and modernization gains have been registered particularly of late in the Detroit, Cleveland and Chicago sectors, with the West Coast also showing marked tendency to erect new houses and overhaul existing ones. Additionally, a check-up shows that the South, particularly Florida, has made notable strides in new construction and equipment replacements.

Camp theaters,—scores of which have been put up by the Government, —have added sharp impetus to equipment sales, and the latter have been attended, statistics for the first six months of 1941 disclose, by many orders issuing from communities near the trainee centers where influx of population has been the spur leading to the building of new theaters and the re-equipment of many reopened houses.

Air Conditioning an Aid

Typical of the strides in film theater improvement for year-round operation, and the slashing of obsolescence, has been the unusual volume of true air conditioning units installed. This has been manifested, for example, by the orders received by companies such as U. S. Air Conditioning which has boosted its manufacturing facilities to a great extent to take care of volume theater demand entirely aside for its Government contracts.

Projection and sound units have enjoyed brisk demand thus far this year, as have the new types of screens, theater chairs, signs, carpet and other items.

Consensus of manufacturer and distributor sources indicates that, barring contingencies, the 12 months of 1941 will see equipment obsolescence reduced by at least 5 per cent.

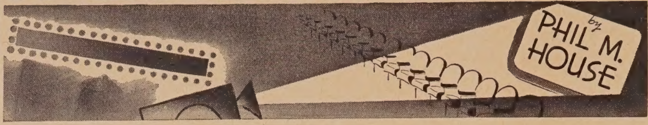
Modernizing the Alcazar

The Mexican Amusement Co., operator of numerous theaters in Old Mexico and lower Texas, is modernizing its 700-seat Alcazar Theater at El Paso.

Pakis Selects RCA

John Pakis is bringing his Virginia Theater, Chicago, up to date with the installation of new RCA Photophone sound equipment.

OF MATERIAL INTEREST



● ● ● THEY'RE still reflecting gratification......and understandable pride......up Rochester way......We mean Bausch & Lomb and its employes......o'er what happened there......on the night of Aug. 2......namely, the official raising by the U. S. Navy Dept. of its coveted "E" pennant......atop the factory......With the award......the privilege goes to B & L......of painting the letter on the plant's smokestack......and employes may wear a pin......with the insignia thereon......Rear Admiral W. H. P. Blandy......presided at the ceremonies......which had a real American flavor......not the least part of said flavor......being the locale of the formalities......—the stadium of Rochester Red Wings......

▼ ▼ ▼

● ● ● *IN Erie, Pa.......the Strand Theater......which claims to be the first theater in the U. S.......to employ femme ushers......will be torn down......to make room for a new department store......The Strand first hired gals as ushers......during World War No. 1......When the new department store goes up......the operators can claim a distinction, too......It will doubtless be one of the first newly-constructed emporia of its kind......that may have to open with no silk stockings for the fair sex......—ushers or otherwise......That's World War No. 2 for you.*

▼ ▼ ▼

● ● ● AS appeared inevitable......due to the enormous number of orders......on hand from various branches of the U. S. Government......and from regular domestic and foreign trade......the DeVry Corp. plant......out Chicago way......is working on a two-shift basis......C. H. Roloff......of the org.'s public relations department......tells us that the U. S. Marine Hospital, Carville, La.......is now equipped with DeVry Super DeLuxe 35 mm. sound projectors......plus DeVry P.A. systems......and other associated sound equipment......

▼ ▼ ▼

● ● ● *FROM the Florida sector......wafts word that defense demands......have slowed-up progress......on the new Florida Theater......being erected in Pensacola......on North Palafox St.......but that it is now practically certain......that the stand will be ready for biz......early next month...* ● *In Miami......a new 20-ton G-E unit......is being added to the Capitol Theater's present installation......by Southern Air Conditioning Co.......New multi-flo air grilles......and modernized air ducts......will be used throughout the house......Since smoking in the balcony has been permitted......the 60-ton plant was taxed to capacity......making it necessary to increase the apparatus......in order to provide perfect cooling......under all conditions......*

▼ ▼ ▼

● ● ● CERTIFICATE of merit......for community co-operation......has just been awarded by the Lions Club......of Chickasha, Okla.......to Carl Barber......city manager for Griffith Amusement Co. there......Carl is an active member of the Club . . . ● Kenneth R. Hill......former manager of the Avalon and Strand Theaters......in Marysville, O.......has purchased the 300-seat Twin Theater......in Waynesville, O.......which has reopened the latter part of last month......following remodeling......The house was named originally......because it was owned by twin brothers . . . ● Strom Construction Co.......of Grand Rapids, Mich.......has been given the contract......for the new Orpheum Theater......to be built in Ionia......by the W. S. Butterfield Theaters......of Detroit . . . ● W. L. Moseley......operator of several theaters in Mississippi......is building an 800-seater......in Bogalusa, La.......and it'll be known as the Ritz . . . ● Joe Blumenfeld's 500-seat Times Theater in Sacramento......will make its debut on Sept. 15......according to present plans......

Push Backs Chosen For 2 NBC Studios

(Continued from Page 1)

were selected also for the reason that the "push back" feature enables studio guests to gain easy access to microphones during quiz and kindred programs without disturbing their fellow onlookers.

New theaters receiving Push Backs include the DaVue, Dayton, O., which has its premiere on Monday; Main Theater, Royal Oak, Mich.; Adams, Dorchester, Mass.; Coral, Oaklawn, Ill.; Uptown, Rolla, Mo.; and Falmouth, Falmouth, Mass.

RKO Radio's exchange in Boston, Philadelphia and here in Chicago have completed their installations of Push Backs.

Additional recent installations include the new Mercury, Detroit; Krim, Detroit; new Esquire, Plainfield, Ill.; Arlington, Arlington Heights, Ill., which is virtually a new house as it is enlarged from a 400-seater to an 800-seater; Tower, San Diego, Cal., and the Spreckles there; the new 1,200-seat Curto, Tiajuana, Mexico; and the new West Seattle, Washington.

Numerous reseating jobs include the local Hub, and the Liberty, Vandalia, Ill.

Palace Is Remodeling From Pancoast Plans

Key West, Fla.—Russell T. Pancoast, Miami Beach architect, has completed plans for alterations and remodeling of the Palace Theater. The remodeling is planned to mark the tenth anniversary of the opening of the theater.

Lobby will be transformed into a Spanish patio. New deep cushioned seats will be installed and RCA sound equipment of the latest type will replace the old set now in use. Other improvements call for new projection machines, automatic curtain and enlarged ladies' lounge and men's room. Gonzalo Bezanilla is manager.

Simplex for Loew-Poli Houses

New Haven — National Theater Supply will install new E-7 Simplex projectors and lamp houses in the Loew-Poli houses, beginning with the Loew-Poli, Waterbury, at once. National's Simplex projectors, lamp houses and rectifiers have been installed in the Black Rock, Bridgeport.

Adds a GN Cooling Unit

Oklahoma City—Jack Weiss of the State Theater, Harrah, has installed another Great National evaporative cooling unit to the house's equipment, with one unit for each side of the auditorium.

Faris Remodeling Ritz

Blanchard, Okla.—Vilroy's "Hurricane" Faris is remodeling the lobby of "Doc" Biggerstaff's Ritz Theater here. A confectionery store room is being built into the lobby which will be leased as a concession.

"Bandbox" Theaters Seen Industry Aid

(Continued from Page 1)

buildings could be achieved, it is stated, without having to face the steel problem now confronting contractors,—a problem which may increase rather than diminish as the defense program has more and more demands placed upon it.

Architects assert that "bandbox" theaters can be effectively and efficiently designed, particularly for communities whose size has thus far precluded the adoption of sweeping and complicated building codes such as exist necessarily in larger centers of population.

Structural Sections Source

Two additional factors, it is declared, are accelerating the logical trend toward the "bandbox" stands. First, several new companies are poised to enter the pre-fabricated housing field, with backing of "smart" industrial money, and these companies may easily gear their facilities to turn out the basic structural sections of theaters. Secondly, the U. S. Government is finding that even so-called temporary buildings in Army training centers can be made safe for modern film exhibition through proper control.

An example of the latter is the establishment of a separate rewinding room, directly in the real of the projection room of the theater recently opened at Camp Polk, near Leesville, La., by Earl Ingalls, engineer for the Army Motion Picture Service, who is on special detail out of Washington for the installation of equipment in the nation's camp theaters. He has pointed out that the separate rewinding room has become a special feature of such theaters to eliminate the possibility of ignition from the arcs of the projectors. Projection and rewind units installed at Camp Polk and elsewhere are of fireproof construction, with automatic releases on all doors and openings.

Benefit to Equip. Firms

The advent of pre-fabricated theaters would, architects assert, be conducive to the wider sale of film theater equipment of all types. Such outlets could afford, as a result of the construction economies effected, the very best in seating, projection, sound, lighting, carpets, and all other requisites for comfort.

It is further cited that the extension of motion picture facilities of an ultra-modern nature into communities now lacking them would increase national attendance, and furnish producer-distributor organizations with further outlets for product.

Syndicate Buys Imperial

Dorsar Enterprises, Inc., Dora Wolf, president, of 1440 Broadway, have bought the Imperial Theater at 238 to 250 W. 46th St. from Alfred J. Callahan, trustee, for $280,500. The seller acquired the property last December through foreclosure of a mortgage judgment of $373,243.

Theater Openings Hinge on Such Small Items —And in This Case the Item Was . . . Hinges!

Detroit—That old story about "for want of a nail, a kingdom was lost," had nothing on Ray Moon, general manager of Mutual Theaters here. Ray, in partnership with Jack Krass, set the opening date for their new Main Theater in the suburb of Royal Oak. Invitations were printed, but three days before the scheduled debut, it was found that the house couldn't open. Reason: Defense priorities made it impossible to get hinges for the doors. There was no way of closing-up the house . . . so it couldn't open! Postponement was taken.

CAC Acts to Construct Suburban Honolulu Stand

Honolulu, Hawaii—A new theater in the Palama district, suburban area of Honolulu, is proposed by the Consolidated Amusement Co.

Esmond I. Parker, general manager of Consolidated, appeared before the city planning commission requesting business zoning that would make the theater possible. Proposed site is the corner of Dillingham Blvd. and Libby St.

Parker was asked about parking arrangements and replied that there would be room in the rear of the proposed theater building and said that the company would not object if parking were banned on Dillingham Blvd. The latter street is the main road to Pearl Harbor and Schofield and is subject to unprecedented traffic due to defense work. Action was promised by the commission at an early date.

Greenbergers-Amster Lease Community Theater

Cleveland — Henry Greenberger and Leo Greenberger of Community Circuit, and Seymour Amster, owner of five houses in Elyria, have leased the 1,600-seat de luxe theater which is to be part of a $350,000 development in the University - Shaker Heights section at Fairmount and North Park Blvds. The lease runs for 20 years, totalling $315,000, plus a percentage.

In addition to the theater, the project will have ten store units. George Howard Burrows, architect, has designed a Colonial type of structure for the Fairmount Center Co. of which Henry Gottfried is secretary-treasurer. General contract has been awarded to the William Dolin Construction Co. Work is already under way.

Haines Leases Stanley

The Stanley Theater property, consisting of a two-story building in a plot 59.3 by 100 feet at 786-90 Seventh Ave., between 41st and 42nd Sts., near Times Square, has been leased by Howard E. Haines to the Markmo Amusement Corp., Maurice Mauer, president. Tankoos, Smith & Co., were the brokers.

Arlington Buys Sound

B. A. Lucas, president of the Lucas Theater Corp., has contracted for new RCA Photophone sound equipment for the Arlington Theater, Arlington Heights, Ill., as part of an extensive remodeling project. House expects to reopen by Labor Day.

Research Department Shift Announced by IPC

(Continued from Page 1)

ary of IPC. In addition to the time they have spent with IPC, Barnett and Friedl had long service with Western Electric and Erpi, and wide experience in the design and manufacture of sound equipment and navigation equipment which IPC is now manufacturing.

Additional Theater Set

Montgomery, Ala.—Another theater is provided for in an additional $136,543 authorized by President Roosevelt for new buildings at the Southeastern Air Base here.

RCA Equipment for RKO

The RKO Screening Room at Philadelphia is getting new RCA Photophone sound under arrangements completed by RKO Radio Pictures, Inc.

RCA to Distribute Brenkert Products

(Continued from Page 1)

pendent supply dealers with whom we have dealt for many years.

"There is an increasing demand for Brenkert products, and I believe that RCA Photophone, with its comprehensive sales and service organizations, is equipped to render better service than ever before to both the supply dealer and the motion picture exhibitor."

RCA Photophone's district offices will carry a complete line of parts and their service organizations will be available to supplement the service facilities of the independent supply dealers.

Brenkert products are well known and widely used in all sections of the U. S. and in most of the foreign countries, and Brenkert lamps are used in approximately 5,000 theaters in the U. S. alone. In 1939 they introduced their automatically lubricated projector and have already installed over 600 of these in theaters throughout the country.

RCA has for some time been cooperating with the leading independent supply dealers in the various film distributing centers in the sale of theater equipment and this is undoubtedly an important step toward strengthening this affiliation.

"THEY MET IN BOMBAY"

There's magic in carpet, too. The right carpet often can go a long way towards banishing Box Office Blues. One reason why you find Alexander Smith Carpet in most of the country's successful theatres.

ALEXANDER SMITH CARPET

Schlanger Announces New Exhib. Service

Ben Schlanger, theater architect and consultant on theater design and maintenance, announces a new service to the exhibitor. Because of the realization of the importance of proper sight lines and seating arrangements in modern motion picture exhibition, Schlanger is inaugurating a service whereby the floor slopes, seating arrangements and seat design will be surveyed, checked and a report made for existing theaters.

This work will be done under the personal supervision of Schlanger and, where requested, recommendations will be made to the exhibitor for the correction of faulty visual and seating conditions.

One of the important benefits to be derived from this service is that in many instances it will be possible to correct some faulty conditions at a very small cost. There should be many instances where the exhibitor would be anxious to make such improvements if he were aware of the conditions warranting them, Schlanger points out.

Start Two Texas Houses

Houston—Construction has started on two theaters in Baytown and Channelview. Howard E. Brunson and East Texas Theaters, Inc., are the joint owners of the two exhib. houses. Contractor for both is the Jefferson Construction Co. of Beaumont.

Gem Theater Gets Equip.

Akron, O.—Jennie Ramicone has installed Simplex heads, Simplex high intensity lamp houses, Hertner generator and Walker screen in her Gem Theater.

Anderson Improves Projection

Hartford City, Ky.—Andrew Anderson has installed two Super Simplex mechanisms in his Kentucky Theater here.

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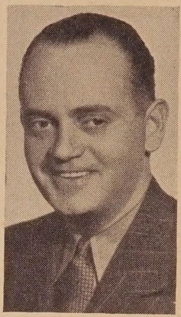
WHO'S WHO IN EQUIPMENT



LESTER B. ISAAC. Born at the turn of the century in Virginia. Attended schools there and lived most of early life in Washington, D. C. His first job was with Loew's in that city, and has been with the organization ever since. Was appointed some 15 years ago to his present position,—Director of Sound and Visual Projection of Loew Theaters. This gives him supervision of about 80 Loew houses in New York and vicinity; some 60 in other parts of the country; and approximately 30 M-G-M stands in other countries. Over a quarter of a century with one company gives little opportunity to tell of his other business activities, but he has been unusually busy in other lines,—early member of Washington IA Local 224; president of the Washington chapter of the American Projection Society; first president of the Projection Advisory Council; active member of SMPE and of the Academy of Motion Picture Arts and Sciences, plus other technical organizations in the field. He has also been prominently identified with many big shows staged in New York, conspiculously "The Night of Stars." Recently was in charge of technical meeting at Ziegfeld Theater, attended by nearly 600 Loew executives, district managers, managers, Loew projectionists, and officials of nearby IA locals. He is married and lives on Central Park South, Manhattan.

New House Announced By United Theaters, Inc.

(*Continued from Page* 1)

H. Jacobs of United Theaters, Inc., chain announced Wednesday.

The theater is an answer to wishes of residents, "who have long wanted such a theater," Jacobs said. Free parking space for 300 automobiles will be provided adjacent to the fireproof house. The Lake will increase the chain to 20 houses.

Conti-Glo Is Feature Of the Remodeled Grand

West Palm Beach, Fla.—The Grand Theater, a 1,000-seat house for Negro patrons, is being remodeled. Robert E. Collins designed the new front, marquee, lobby and display frames. New curtains, screen and drapes will be installed. A "black-light" carpet will be laid and murals on the side walls will be lighted by "black-light" Conti-Glo color.

The present stores in front of the building will be eliminated to provide room for the manager's office and enlarged rest rooms. This is a Wometco house.

MTS Equips Six Houses

Cincinnati — J. Gelman, Midwest Theater Supply Co. announces the complete equipment of six mideast theaters in the past six weeks, including the Ridge and 20th Century, Cincinnati; Francis, Mechanicsburg; Jackson, Williamsburg, O.; Estil, Irvine, Ky.; Grand, Frankfort; and Howard's Community Theater at Path Fork, Ky.

500-Seater for Lorain, O.

Lorain, O.—Construction of a new movie theater in South Lorain, his second project in four years, has been announced by George Schenker, local exhibitor. The new film house, to cost about $50,000, is designed to seat 500 persons.

Great States' Rialto Plans September Bow

(*Continued from Page* 1)

planned to be ready for a September opening.

The Lyric Theater in Blue Island is also getting new seats and will be ready for opening this Fall, all cleaned and painted up for the Fall and Winter seasons.

At the Empress Theater, in Decatur, modernization work is completed and the house is now open, while the work on the new Drive-In Theater near East St. Louis has been slowed up, due to delay of materials, will prevent the new spot from opening this season.

Lucas Interests Plan Michigan City Drive-In

Michigan City, Ind.—The Lucas Theater Co. will build a Drive-In Theater on the Theodore Larsen 15-acre farm, near this city.

It is expected the house will be open for 1942 operation with accommodations for 700 cars.

Plans are being made for other units, to go in as suitable places are found in this state.

Colony Opening Labor Day

Toledo—The new 1,600-seat Colony Theater being built by Cleveland interests, will open on Labor Day, it is officially announced. E. E. Bair, formerly manager of the Mallers' houses in Defiance, will have charge of the house. It is the intention of the owners to establish a single feature policy.

Crestwood for the Harmony

Sand Springs, Colo.—Bill Jones and Bill Stricker, operators of the Harmony Theater here, are recarpeting their house with Alexander Smith Crestwood carpet obtained from the National Theater Supply Co.

Brunet, Cook Named RCA Mfg. Officers

Meade Brunet and Jay D. Cook have been elected vice-presidents of RCA Manufacturing Co. by the board of directors, it is announced by George T. Throckmorton, organization's president.

Brunet, whose service with RCA and predecessor companies dates from 1919, will continue his present duties as manager of the Engineering Products Division, including U. S. Government business.

Cook, who began his 14-year association with RCA and a predecessor company in the cost accounting department, will continue in charge of the International Division, which handles the organization's export business and directs the activities of its foreign subsidiary companies.

York-Haven Enterprises Get New Haven Theater

New Haven, Conn.—The Shubert Theater here, built by the Taft Realty Co. and named as a memorial to Sam Shubert, member of the Shubert Brothers firm, who was killed in an accident, today passed from the control of that theatrical syndicate to that of the York-Haven Enterprises, Inc., of which Morris A. Nunes is president.

Maurice H. Bailey, who owns the Whalley Avenue and the Whitney Avenue motion picture theaters, was said today by Bertram B. Salzman, counsel for the York-Haven enterprises, to be associated with Nunes.

Salzman said that the new firm will follow the pattern of the Shubert's New York office in plays brought here.

W-K Opens S. C. House

Spartanburg, S. C.—The new Palmetto Theater here, a Wilby-Kincy unit, opened Aug. 11 under the management of James C. Cartledge. The new house, air-conditioned and modern in every respect, seats 800.

Mrs. Baker Debuts Theater

Talihina, Okla.—Mrs. Maud Baker launched her second house here Aug. 12 when the New Theater opened to the public. She also operates the Ritz here. She has installed Simplex 4-Star sound in the new house.

RCA Photophone for Surf

The Surf Theater at Huntington Beach, Cal., is soon to greet its patrons with new RCA Photophone sound, installed by the Huntington Beach Theater Corp.

Morgan Erecting Va. Stand

Frank E. Morgan is building a 900-seat theater at Grundy, Va., to be known as the Morgan. House will be managed by his son, Naaman Morgan.

Columbia Cooling Exchange

Indianapolis—Columbia exchange has installed an air-conditioning system.

$500,000 St. Louis Theater Is Planned

(Continued from Page 1)

seat $500,000 de luxe motion picture theater.

While details have not been decided, a spokesman for Ansell Brothers & Associates, the name of the syndicate that will operate the new house, said that the new house will be modern in every respect, with the last word in projection and air conditioning and other equipment.

The site fronts 270 feet on Hampton Ave. by a depth of 200 feet, being located in a sub-division known as Hampton Hills, a development of the Federer Realty Co. and Hartmann-Heinrich Realty Co. It adjoins the 16-acre $1,000,000 Hampton Village Market project, which was recently leased by the Boulevard Frontage Co. to Hampton Village Market, Inc., which is spending some $40,000 in remodeling the big market.

The proposed theater will have a large parking area for the convenience of its patrons. It is close to the Hampton Ave. and Chippewa St. intersection, which is the fastest-growing spot in Southwest St. Louis.

Singer Circuit Pushes Modernization Program

(Continued from Page 1)

new air conditioning system into the Orpheum Theater in New Orleans and new seats and carpets for the Orpheum Theater in Minneapolis.

Theater In Galbreath Project

McDonald, O.—John W. Galbreath, Columbus, who recently purchased the entire town of McDonald from the Carnegie-Illinois Steel Corp., announced he will construct a building block to house shops, and, in addition, he plans to erect a film theater, bowling alley, and construct more houses. Work is expected to begin shortly after Sept. 1.

Motiograph for the Liberty

Salem, Ore.—The Liberty Theater, under the management of Harry Wenderoth, has installed ultra modern projection equipment, and a modern cooling system. Also Flickerless Motiograph and Brenkert Senarc Super Ex-Type lamps.

Rentals—

A FULL line of modern equipment together with a staff of trained men to handle any job large or small anytime, anywhere. Generator trucks, searchlights and floodlights, for premieres and general lighting activities.

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Summer Heat Blows Reels Some Real Good; B & H Tests 'Em . . . With Salt Water Spray!

Chicago—With the recent introduction of the 400-ft. 8 mm. reel, and the 400- and 2,000-ft. 16 mm. reels, the Bell & Howell line of rustproof steel reels is now complete, from 200-ft. 8 mm. to 2,000 16 mm., the company announces. In a recent test, the 1,600-ft. steel reel was drenched continuously with a salt water spray bath for more than 4½ days. Engineers report this is conclusive proof of rust-resisting properties of the so-called Bonderizing process and of the fine lacquer finish.

Griffith Home Office Moves Toward Completion

Oklahoma City—The home office building of the Griffith Amusement Co. circuit, at 11½ North Lee, is now resplendent in a new coat of white cement on the facade and the north wall. A panel up the middle of the front of the building was tinted light rose. The first floor of the facade of the building has been covered by maroon tile squares, and all windows in the front have been removed and replaced by glass blocks.

Building, three stories, when finished will resemble a theater front and the name of the company will be on a marquee sign running vertically from the center of the facade upward. A new automatic elevator has been installed and is already in use. Executive offices have been air conditioned and ceilings have been acoustically treated to deaden noises.

Perretta Is Replacing Fire-Destroyed Theater

Mahoningtown, Pa. — Work has been started on the construction of a new 450-seat theater here, to cost approximately $25,000, by Louis Perretta, who owned and operated the old Crescent Theater which was destroyed by fire last May.

The new theater is expected to be completed by Labor Day.

M. Holm Will Renovate Newly-Purchased Marsh

Wheeling, W. Va.—Charles Marsh, who has operated the Marsh Theater here for many years, has sold it to Michael Holm, the new ownership to take effect Sept. 15.

The theater will be closed on that date for extensive remodeling and renovation, and the capacity will be increased by 90 seats.

Wax in Pact with RCA

Morris Wax, treasurer of Keamco, Inc., operator of the 1,200-seat Royal Theater, Philadelphia, has signed an RCA Photophone contract for new sound and a record player for the house. RCA service is being supplied to each of the five Keamco theaters in the Quaker City.

Renovating Indiana Strand

Muncie, Ind. — Leonard Sowar, manager of the Strand Theater here, announced the closing of the house for renovation, new seats, fluorescent lighting cove system, new ceiling, and new air-conditioning system.

Sound Installations Up In The Detroit Sector

(Continued from Page 1)

gan, Kalamazoo; Grand, Brighton; Shores, St. Clair Shores; Dearborn, Dearborn; Bloomfield, Birmingham; and Drayton at Drayton Plains—all in Michigan; three Detroit houses, the Clay, Krim, and Granada; and the Nuluna at Sharon, Pa., and the Capitol at Cleveland.

Amer. Seating Chairs For New Robins House

Warren, O.—Dan Robins plans to have his new 1,775-seat de luxe $250,000 movie palace completed early in September. All seats will be on one floor and will be supplied by American Seating Co., having been sold by Frank Boyd, Cleveland sales representative.

Jim Mullin will install RCA sound equipment, and L. H. Walters of NTS Co. will install Simplex projectors, Peerless magnarc lamps houses, Hertner generator, Walker screen, B & L lenses, General Register ticket machine and miscellaneous booth equipment. George Abeling of Cleveland designed the house.

Louis Theat. Undergoes $10,000 Remodeling Job

Louisville, O.—Wayne Kimball is in the midst of a $10,000 remodeling program for his Louis Theater, as the result of which he will materially increase his seating capacity.

Changes also include bringing the equipment up-to-date with purchase from NTS Co.'s Cleveland office of B & L F-2 lenses, Walker screen and all new auditorium drapes.

Marquee Suit Dismissed

Freehold, N. J.—Changes made in the marquee of the Liberty Theater in West Main St., after suit was started by a tenant of the building, have made the suit unnecessary, Vice-Chancellor Bigelow ruled this week. He dismissed action against Liberty-Freehold Theater Corp., brought by the owner of a beauty parlor, who charged the marquee cut off light. A coat of light paint solved the problem to the satisfaction of all concerned.

To Become Five-and-Dime

New Haven—The Loew-Poli Plaza, Worcester, has now been completely dismantled and Woolworth will convert it into a 5-and-10. The house belonged to the original Poli circuit and was about 30 years old.

York Orders Booked Show a 39.5% Gain

In a letter to stockholders, the York Ice Machinery Corp. reveals the following figures on business activity for the first three quarters of the fiscal year ended June 30: Orders booked, 9-months, 1941, $17,529,352,—an increase of 39.5 per cent over 1940; orders billed 9-months, 1941, $12,784,963,—an increase of 20 per cent over 1940.

Net income, before Federal and State taxes, was reported to exceed that of June 30 last year by $603,000. Unbilled orders as of June 30 approximated $7,700,000 compared to $4,400,000 on the same date last year.

JOINED.. IN A COMMON CAUSE —to Serve You Better!

RCA BRENKERT

RCA is now distributor of Brenkert projectors, lamps and associated theatre products. This equipment will be available to you through affiliated RCA dealers, who now offer you the finest in both *sound* and *picture!*

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RCA THEATRE EQUIPMENT

Photophone Division, RCA Mfg. Co., Inc., Camden, N. J. A service of the Radio Corporation of America. In Canada, RCA Victor Co., Ltd., Montreal. Trademarks "Victor", "Victrola", "RCA Victor" Reg. U. S. Pat. Off. by RCA Mfg. Co., Inc.

EQUIPMENT FIELD NOTES

BUILDING permits have been issued in Rochester for a $77,680 plant addition by Eastman Kodak Co. at Kodak Park West, and a $37,675 boiler house addition at Kodak Park East. Increased business as well as national defense contracts are cited as reasons for the new additions.

* * *

Allied Theaters is planning to open its new 800-seater in New Kensington, Pa., about Sept. 1. Christened the Circle Theater, it is being furnished with RCA Photophone sound and hard-of-hearing equipment, booth equipment, and an RCA Magic Screen.

* * *

Work has been started on a 500-seater being built on North Palafox St., Pensacola, Fla., for Dr. W. D. Noble. The C. H. Turner Construction Co. has been awarded the contract. Building permit issued was for a $16,000 structure.

* * *

Associated Theaters, Inc., operators of some 30 nabe stands in the Cleveland sector, are building a 1,500-seater in Toledo, and Prexy Meyer S. Fine declares that the house will be a model of modernity.

* * *

The 1,000-seat Manos Theater, newest link in the chain operated throughout Western Pennsylvania and West Virginia by Manos Amusement Co., had its formal opening on Wednesday night in Uniontown, Pa.

* * *

Milton F. Samis is bringing his 750-seat Hester Theater up to date in San Jose, Cal.

* * *

Providence, R. I., flashes word that Lockwood & Gordon Enterprises, Inc., already operating on house in that city, the Avon, in the exclusive East Side residential section, has taken lease on the Hope Theater, 1,100-seat nabe built about 15 years ago and operated by Max Nathanson until the present time. L & G take control on Monday, next, and plan installation of air conditioning and Kroehler Push-Back chairs. House will also be redecorated and recarpeted.

* * *

The Lincoln Theater in Miami Beach is to have a new marquee which will incorporate the latest ideas in lighting, metal and colors. The work is to be done by Balton Bros., Nashville, Tenn.

* * *

A permit has been issued in Honolulu for the construction of a one-story warehouse for the Royal Amusement Co. Architect is Herbert Clayton, and John Hansen is the contractor.

* * *

Camera Theater, to be built in Oak Lawn, Ill., is to cost $175,000, according to estimates now available.

* * *

Wayne Panorams Corp. has taken the distribution of Soundies for Wayne County and Detroit. Sickling & Co. are handling the St. Louis distribution for the line.

* * *

A. W. Lilly, prexy of Commerce Theaters, Inc., has signed with RCA Photophone for sound and booth equipment for the Palace Theater, Commerce, Tex.

$250,000 Wage Boost Given by Agfa Ansco

A $250,000 wage increase to employes earning less than $3,000 per year has been announced by Agfa Ansco. Nearly 3,000 workers benefited by this latest increase which brings the total wage increases for all employes to approximately $500,000 since Jan. 1, 1941.

Accompanying the wage increase was an announcement of a more liberal vacation plan for hourly and piece-work employes. While all hourly and piece-work employes have always received one-week vacations with pay if employed for more than one year, the new plan calls for two-week paid vacations for all employes in this classification who have been connected with the company for more than three years. Hourly and piece-work employes with the company more than one but less than three years will still receive the usual one-week vacation with pay.

Building Is Commenced On RCA Research Labs

Ground was broken Aug. 8 at Princeton, N. J., for the research laboratories of the Radio Corp. of America. When completed, the buildings to be erected on a site of more than 250 acres will constitute the world's outstanding center for radio and electronic research.

The first spadeful of earth was turned by Otto S. Schairer, RCA vice-president in charge of laboratories. The ceremony was attended by a group of 40 RCA directors and executives, including David Sarnoff, president, and General James Harbord, chairman of the RCA board of directors.

Another Movie at Camp Forrest

Tullahoma, Tenn. — Cumberland Amusement Co., an affiliate of Crescent Amusement Co., which already owns and operates two movie houses, will construct a third house on Grundy St. immediately. The new house will seat 1,200 with store spaces on either side within the same building. There are four Government movie theaters within Camp Forrest and this will make seven altogether for the benefit of the approximately 30,000 troops stationed here.

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PROSCENIUM CHATTER

NATIONAL THEATER SUPPLY CO. has sold Peerless Hy-Candescent projection lamps and Simplex E-7 mechanisms to Loew's theaters in Indianapolis, Louisville, and Evansville, Ind.

* * *

B. W. Clark has opened his new 300-seat Clark Theater in Grayson, Ky. The house has been completely equipped by Midwest Theater Supply.

* * *

The Warner Bros. screening room in Milwaukee is getting High Fidelity RCA Photophone sound equipment under a contract negotiated by Warner Bros. Circuit Management Corp.

* * *

B. A. Lucas is building a 1,000-seater in the Oaklawn section of Chicago to be known as the Coral.

* * *

New Drive-In built in Buffalo by Paul Wintner and associates of the Capitol Bank, Cleveland, is supplied with special Drive-In Simplex projectors and Simplex sound equipment; Hertner generator, Peerless Magnarc lamps, B & L F-2 lenses, and miscellaneous booth equipment supplied by Cleveland branch of NTS.

* * *

M. K. Murphy has completed plans for the erection of a house in Cumberland, Ky.

J. L. Townley, proprietor of the Princess Theater, Jacksonville, Ala., will enlarge the building to increase seating capacity from 200-odd to 600.

* * *

Golden State's new $125,000 Del Mar Theater in San Leandro, across the bay from San Francisco, had its inaugural performance Aug. 1. Glen Caldwell has been appointed manager of this 1,100-seater.

* * *

Ger-Bar Equipment Co. has just completed the decoration of the Emerson Theater, Indianapolis. New equipment includes Lockweave Carpet and fluorescent lighting fixtures.

* * *

Two movie houses in the Montgomery, Ala., area,—M. Jackson's Jackson, Alexander City, and Manager Morgan's Luverne, in Luverne,—have installed air conditioning. The Jackson's cooling equipment came from National Theater Supply.

* * *

Louis Barton, who built the Redskin Theater in Oklahoma City, Okla., opened the stand last week. It was built at an estimated cost of $60,000. Located at Southwest 29th St. near Western, it is on a main thoroughfare en route to the new Army Air Force Base southwest of the city.

For a knight
at the court
of Louis XII

Mechanized defense takes a different form in America today; indeed, takes many different forms. In the projection room, the Altec Service man provides a scientifically mechanized defense against the undue wear and premature wear-out of the equipment and its parts. When, under pressure of priorities, the business watchword is "Conserve!"—*then* Altec Service assumes an importance that is becoming increasingly clear to foresighted exhibitors.

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Engraved and gilded French armor and equestrian armor, made in 1527. From the collection of historic arms and armor, Metropolitan Museum of Art.

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« REVIEWS »

"Dive Bomber"

starring Errol Flynn, Fred MacMurray
Warner Bros. 133 Mins.

(HOLLYWOOD PREVIEW)

AIR SPECTACLE CINCH FOR FULL EXPLOITATION; STORY WEAK BUT POSSIBILITIES FOR GOOD BIZ OKAY.

Because it stars Errol Flynn and Fred MacMurray, because it shows some of the most beautiful Technicolor yet seen and because it's timely, "Dive Bomber" should be responsible for a neat take at all stands.

Too much trust has been put in spectacle and not enough in human drama in the screenplay. Also differing from the format used in other Warner service pictures is a lack of comedy.

Michael Curtiz's direction is smooth and during the diving scenes tense, but there seems to be a lack of body in the dialogue which takes away greatly from the thrill sequences. Robert Lord, in his production chore, has used just about all the equipment (Naval) that we have on the West Coast.

Performances are all good. Errol Flynn takes top honors for smooth acting—with MacMurray and Regis Toomey painted a little too glum to stand out. The attempt to take in several side plots has resulted in something rather hodge-podge.

Errol Flynn, a naval surgeon, loses a patient, injured in a dive bombing demonstration crash in which he "blacked-out," and becomes the subject of the flier's pals' ire.

Because he is interested in flying, he enlists in aviation and takes instructions from his enemies, Fred MacMurray and Regis Toomey.

Through a series of incidents in which he proves his ability to take it and his earnest desire to further the cause of aviation medicine, he wins MacMurray's friendship only to be forced to ground him for ill health.

MacMurray, realizing he will not be able to fly much longer, takes up a plane to test an altitude suit he and Flynn have invented and is killed.

However, before he crashes he scribbles the secret of why the suit failed and is awarded, posthumously, a decoration for his valor.

There is one thing about this film that is certainly in its favor. The Navy will boost it to the skies and there are probably more opportunities for exploitation here than in any picture released in a long time.

CAST: Errol Flynn, Fred MacMurray, Ralph Bellamy, Alexis Smith, Robert Armstrong, Regis Toomey, Allen Jenkins, Craig Stevens, Herbert Anderson, Moroni Olsen, Dennie Moore, Louis Jean Heydt, Cliff Nazarro.

CREDITS: Executive Producer, Hal B. Wallis; Associate Producer, Robert Lord; Director, Michael Curtiz; Author, Frank Wead; Screenplay, Frank Wead and Robert Buckner; Cameramen, Bert Glennon and Winton C. Hoch, ASC; Technicolor Color Director, Natalie Kalmus; Aerial Photography by Elmer Dyer and Charles Marshall, ASC; Art Director, Robert Haas; Editor, George Amy; Special Effects by Byron Haskin and Rex Wimpy, ASC; Orchestral Arrangements by Hugo Friedhofer; Musical Director, Leo F. Forbstein; Music, Max Steiner.

DIRECTION, Good. PHOTOGRAPHY, Excellent.

VARIETY CHARTER FOR SO. CAL.

Representatives of All Branches of the Industry Sign the Petition; To Hold Presentation Next Month

A charter, petitioned by approximately 150 men in all branches of the film business, has been granted by the Variety Clubs of America for a tent covering the Southern California activities.

Presentation of the charter will take place at a banquet in mid-September at the Hotel Ambassador. Function will be attended by John H. Harris, chief barker; Bob O'Donnell, assistant; James Balmer, national dough guy, and "Chick" Lewis, national publicity director.

Following are the names of signers of the petition for the charter:

Milt Arthur, theater owner; Art Aronson, National Screen Service division manager; John Anderson, Fox West Coast partner; George M. Alderman, Constance Bennett Cosmetics: C. A. Buckley, general counsel, Fox West Coast; Francis Bateman, Republic Pictures vice-president; Jack Berman, Eastland Theaters; Wayne Bell, Columbia branch manager; Lou Bard, theater owner; Hugh Braly, Paramount district manager; Ben Bronstein, theater owner; Dave Bershon, theater owner; Shet Black, California Drive-In Theaters· John Bertero, assistant general counsel, Fox West Coast; M. C. Burles, Paramount salesman; L. C. Bristol, Paramount salesman; G. Bowser, Fox West Coast district manager; Nathan Boasberg, Ritz Theater, Inglewood; George Bourke; Duke Clark, Paramount branch manager; Irvin Carlin, theater owner; E. S. Calvi, Plaza Theater, Hawthorne; Harry Cohen, RKO branch manager; Sherill Cohen, Fox West Coast partner.

Lawrence Cohen, Fox West Coast partner; Jack Curry, Paramount short subject district manager; R. Calderon, Azteca Film Distributing Co.; G. L. Carrington, Altec vice-president; J. A. Charlesworth, theater owner; Sam Decker, president, PDC.; H. Denny, district manager, Alexander Preview Co.; M. W. Downs, Westwood Ice Gardens; Cullen Espy, Fox West Coast district manager; Jim Edwards, Alhambra Theater, Alhambra; Sid Feder, Roxy Theater, Long Beach; Charles J. Feldman, Universal branch manager; Seymour Fisher, Columbia salesman; John P. Filbert, Motion Picture Theater Equipment Co.; Guy Gunderson, United Artists salesman; Harold Glass, manager, Gordon Theater; Ben Goldberg and Earl Goldberg, Goldberg Film Transportation Co.; Al Glazer, theater owner; H. Goldfarb, National Theaters; G. Gallagher, Fox West Coast city manager; Homer Gill, district manager; F. Gage, salesman; Dr. A. H. Giannini, president, Bank of America.

Sid Grauman, Fox West Coast partner; David Griesdorf, branch manager; A. L. Gore and Mike Gore, theater owners; George Giroux, Technicolor; A. Galston, theater owner; Harry Humber, Bank of America; Glenn Harper, Corona Theater, Corona; Al Hanson, theater owner; C. Huy, RKO exploitation manager; Roy Hunt, Fox West Coast manager and partner; Harry Haas, Paramount salesman; H. Hollender, theater owner; Fred Hershon, theater owner; Bill Hendricks, Warner theater manager; Jean Hersholt, actor; A. E. Jackson, RCA salesman; John Joseph, Universal director of advertising and publicity; Larry Kent, Fox West Coast film buying dept.; L. E. Kennedy, Columbia salesman; Morris Keizerstein, theater equipment; Clayton Lynch, M-G-M branch manager; Louis Long, Long Theater, Safford, Ariz.; S. Leve, superintendent, Fox West Coast theaters; H. M. Lentz, Columbia salesman; S. Lazarus, Fox West Coast manager and partner; B. J. Leavitt, J. A. Ludwig, Herman Lewis, Louis Lindley and O. W. Lewis, theater owners; Herb MacIntyre, RKO district manager; Lou Metzger, theater owner; Ed McGuire; Gus Metzger, theater owner.

K. McKaig, United Artists salesman; Leo Miller, Warner Theater booking manager; Stan Meyer, Fox West Coast district manager; Gordon S. Mitchell, Research Council, Academy of Motion Picture Arts and Sciences; M. J. McCarthy, Monogram salesman; Sam Nathanson, Producers Releasing Corp. sales manager; M. Newman, Columbia exploitation division manager; A. Nurey, RCA district service manager; Louis Notarius, Paramount studio representative; Al O'Keefe, Universal district manager; Lloyd Ownbey, National Theater Supply branch manager; Oscar Oldknow, National Theater Supply vice-president; Bob Poole, executive secretary, PCCITO; Rodney Pantages, theater owner; S. D. Perkins, secretary, California Drive-In Theaters; B. Peskay, Majestic Films; Roy Peacock, B. F. Shearer Co. manager; Harry M. Poplin and Leo Poplin, Million Dollar Theater; Frank L. Plumlee, Safford, Ariz.; Boris Posner, manager, Arlington Theater; R. A. Quinn, Altec credit manager; Mike Rosenberg, Fox West Coast partner; R. Rogers, Fox West Coast partner; A. Ramish and L. P. Rosen, Royal Theaters, Honolulu.

Harry L. Rackin, Exhibitors' Service, Inc.; Dewey Ringer, Popkin and Ringer Theaters; M. Rapaport, Arlington Theater; Maxie Rosenbloom, actor; Charles Skouras, Fox West Coast president; Fred Stein, Fox West Coast Booking Department; Arnold Schaack, Fox West Coast manager and partner; M. Sinker, theater owner; H. Srere, manager, Roxy Theater; Jerry Saffron, Columbia Western Division supervisor; Earle Strebe, Palm Springs theater owner; Bertram Sturdevant; J. Schiller, M-G-M salesman; J. P. Smith, RKO salesman; Marty Solomon, Monogram branch manager; Albert Snadow, theater owner; Ezra E. Stern, attorney; Nathan A. Stiefel, theater owner; M. C. Sinift, Del Mar Theater; Harold Schwarz, assistant to the president, Alexander Film Co.; E. C. Shriver; Harry Taylor; Harry Vinnicoff, theater owner; Ish White, Paramount salesman; S. W. Whitehead, RKO salesman; Bernie Wolf, National Screen Service salesman; Rusel G. Williams, Ross Federal Service district manager; Marco Wolff, Paramount Theater; R. D. Whitson, Whitson Theaters; George W. Weeks, producer; Walter Wanger, Producer.

Theater Business Booms In Montgomery, Ala.

Montgomery, Ala.—Demand for screen entertainment is so insistent and consistent here that capacity business continues to prevail in spite of torrid weather, trek of vacationists to the Gulf Coast, picnics and revivals, a polio epidemic and a Shrine jamboree.

Not one of the theaters here is failing to cash in on the urge for film entertainment and this goes, too, for the town's first nabe, opened a few weeks ago. All houses are running grind and seats are at a premium on Saturday and Sunday nights. Early shows at 11 a.m. at some theaters were restored with lifting of the power curtailment ban until Sept. 1.

Adelphia Clearance Case Hearing Resumes Aug. 19

Chicago — Federal Judge Phillip Sullivan has called Adelphia Theater case for August 19 and will set date for future action on the long-pending clearance case. Spitz & Adcock, attorneys for Great States Circuit, have filed intervention in Steve Bennis' arbitration case for the circuit.

Expectations are that arbitrator will be named next week.

Resumes Stage Shows

Boston—RKO Boston resumes its stage policy on Aug. 22 with a vaudeville bill featuring Bud Abbott and Lou Costello who has been booked for a week.

"Rebecca" Contracts Hit New UA Record

(*Continued from Page* 1)

been completed, are as follows:

"Thief of Bagdad," 11,843; "South of Pago Pago," 11,193; "Kit Carson," 11,551; "Son of Monte Cristo," 10,840; "My Son, My Son," 10,842; "Four Feathers," 11,129; "Pot O' Gold," 10,209; "Captain Caution," 10,214; "Housekeeper's Daughter," 10,639; "Chump at Oxford," 10,897; "The Westerner," 10,466; "Real Glory," 10,128; "Foreign Correspondent," 10,775; "House Across the Bay," 10,308; "Winter Carnival," 9,912; "That Uncertain Feeling," 9,799.

The report of the record achieved for "Rebecca" was made to the United Artists district managers yesterday by Harry L. Gold, vice-president and Eastern general sales manager, and Haskell M. Masters, Western general sales manager, at the close of a two-day sales conference.

"Navy Blues" Sextet to Make Air Tour of U. S.

(*Continued from Page* 1)

wide tour by special plane in behalf of "Navy Blues," latest of the company's filmusicals.

Air junket of the sextet is expected to create even more interest in cities visited than either of its predecessors. Reasons for high hopes is the fact that the sextet is composed of girls who all have individual reputations as beauties, and since its formation the group has landed repeatedly in news and picture pages of all large papers in the country as well as many magazines.

The girls, selected by vote of U. S. Navy gobs, are Kay Aldridge, Georgia Carroll, Peggy Diggins, Claire James, Marguerite Chapman and Lorraine Gettman.

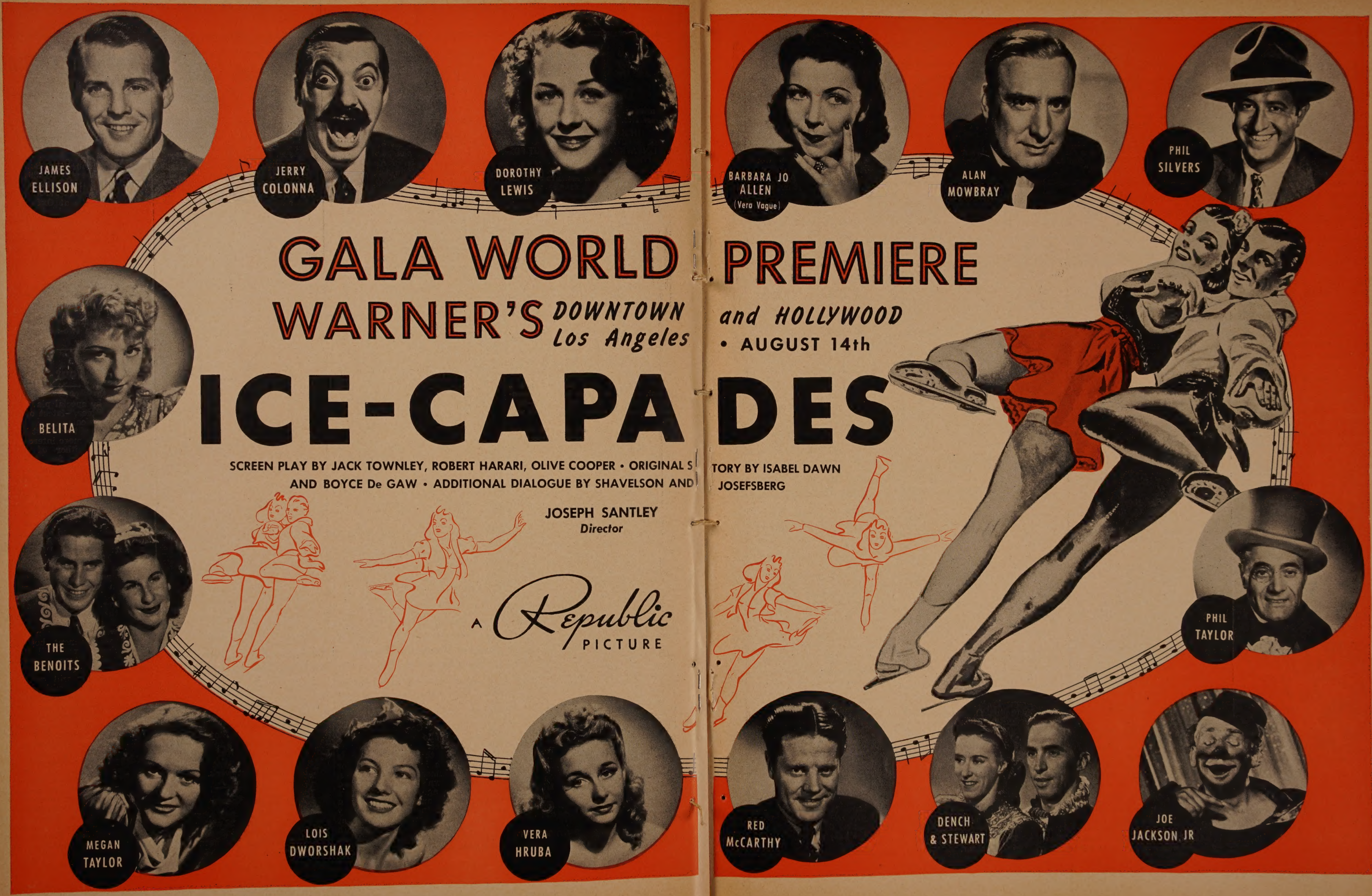
Accompanying them on the junket will be a chaperone who will be at least as interesting as the girls themselves, for the duenna will be one of the three surviving members of the Floradora Sextette.

Tour will start early in September, with cross-continent hop to New York, where sextet will make two-week stand at Strand Theater before taking to the airways again. Then the aggregation will work its way back to the coast with stops at all big centers — Boston, Philadelphia, Baltimore, Washington, Pittsburgh, Cleveland, Indianapolis, Detroit, Chicago, St. Louis, Kansas City, Omaha, Denver, Salt Lake City and San Francisco.

Goldwyn Signs Duryea

West Coast Bureau of THE FILM DAILY

Hollywood—Samuel Goldwyn has signed to a long term contract Dan Duryea, Broadway stage actor, as the result of the press preview reaction to Duryea's screen debut in "The Little Foxes." Goldwyn also has engaged John Taintor Foote to do the screen treatment of "7th Cavalry."


JAMES ELLISON
JERRY COLONNA
DOROTHY LEWIS
BARBARA JO ALLEN (Vera Vague)
ALAN MOWBRAY
PHIL SILVERS
BELITA
THE BENOITS
PHIL TAYLOR
MEGAN TAYLOR
LOIS DWORSHAK
VERA HRUBA
RED McCARTHY
DENCH & STEWART
JOE JACKSON JR

GALA WORLD PREMIERE

WARNER'S *DOWNTOWN Los Angeles and HOLLYWOOD* • AUGUST 14th

ICE-CAPADES

SCREEN PLAY BY JACK TOWNLEY, ROBERT HARARI, OLIVE COOPER • ORIGINAL STORY BY ISABEL DAWN AND BOYCE De GAW • ADDITIONAL DIALOGUE BY SHAVELSON AND JOSEFSBERG

JOSEPH SANTLEY
Director

A *Republic* PICTURE

20th-Fox 26-Week Net Was $861,278

(*Continued from Page* 1)

089, after a reserve of $350,000, and a loss of $236,163 for the second quarter of 1940, also after providing a reserve of $700,000.

No portion of the earnings of National Theaters Corp. is included in the above figures since no dividends were declared by that corporation during the first half of either year.

The corporation is not liable fo excess profits tax on the earnings for this period.

Foreign Dept. Managers In Parley With Whitney

(*Continued from Page* 1)

ion of the Committee for Commercial and Cultural Relations between the Latin American Republics, leaves Wednesday for a trip through South America.

Whitney, it was understood, outlined his plans and itinerary before the foreign managers and discussed suggestions submitted to him. He will be accompanied by Phil Reisman, RKO foreign head, and will attend RKO's convention in Rio de Janeiro Aug. 23.

Latest developments in Japan was another topic under consideration. According to the Hays office spokesman, foreign managers are waiting for further word on new restrictions enacted by Japan. Fom all indications, it was said, the distributors' frozen money amounting to approximately $900,000 in the Yokohama Specie Bank of San Francisco is safe and the initial payments will be forthcoming next month.

Foreign managers were encouraged to hear Mexican labor situation is proceeding in an orderly fashion with government intervention likely to bring about a settlement, it was said.

"Happy Birthday to You"
ELEGRAM

From
THE FILM
DAILY to

AUGUST 15
Estelle Brady
Harry Akst
Walt Winston

AUGUST 16
Mae Clarke
R. G. Katz
Lucien Littlefield

AUGUST 17
John Hay Whitney
Charles Judels
Miliza Korjus
John McCormick
Mary Price
W. S. McDonald
Winnie Lightner

Fire Scene on Screen Panics 107-Year-Old Negro; Sees His First Motion Picture Show

Huntsville, Ala.—A 107-year-old Madison County Negro, seeing his first movie, jumped from his seat and hurried away as fast as creaky old legs would carry him. Caught by a stranger who wanted to know why his hurry, the ex-slave's answer was: "Man, I'se gittin away, cause everything is on fire. I'se too old to fight wid dem men and I better git away."

A forest fire scene had been flashed on the screen. When the stranger explained, the old darky said: "I didn' know thar was sich a thing in the world as a show dat moved and talked."

Movie Vacation Plan Gets Okay of Theaters

(*Continued from Page* 1)

survey conducted by Montague indicates that the entire nation has become "Movie-Vacation" conscious by the campaign.

The survey points out that the more than 12,000 motion picture theaters, comprising major circuits and important independent groups, are behind the "Movie-Vacation" plan to the fullest. Such important major theater circuits as Loew's, Fox West Coast, the Skouras Theaters, Paramount, Warner Brothers, RKO, as well as such independent chains as the U. S. Butterfield Theaters, Comerford Circuit, E. M. Loew, and others have furthered the plan with special program announcements, trailers, window cards and local radio tie-ups. In addition, the "Movie-Vacation" idea has been given the whole-hearted support of other film producing companies that have seen in this plan one of the most important prestige and attendance-getting campaigns ever placed before the public.

Newspapers Support It

An important factor in making the "Movie-Vacation" idea one of the most effective good-will campaigns ever begun on behalf of the motion picture industry has been the whole-hearted support of the nation's newspapers. Despite incomplete returns, the survey emphasizes the fact that more than 60 newspapers, among them such important publications as the New York Journal-American, the New York Post, Chicago Herald-American, Pittsburgh Sun-Telegraph, St. Louis Post-Dispatch, St. Louis Star-Times, Buffalo Courier-Express, Rochester Democrat-Chronicle and Times-Union, Cincinnati Post, Toledo Blade, have contributed lavish newspaper space toward this campaign. In many instances, notably the Chicago Herald-American, full-page advertisements were used to call the attention of moviegoers to the advantages of taking a "Movie-Vacation" at the local theater. In all instances, according to the Columbia survey, the campaigns were instituted by the newspapers as a good-will promotion on behalf of local theaters and at no cost to the exhibitor.

Small Papers, Too

From metropolitan centers to the smallest village boasting a movie theater, the newspaper support is said to have been tremendous. Among the other newspapers represented in the "Movie Vacation" campaign are:

Tulsa, Okla. Daily World; Tulsa, Okla. Tribune; Emporia, Kans., Gazette; Bellaire, O., Leader; Charleston, S. C. News & Courier; Lynn, Mass., Telegram-News; Syracuse, N. Y., Herald-Journal; Union, S. C. Daily Times; Ruthton, Minn. Tribune; Lansing, Mich., State-Journal; Lexington, Ky., Herald-Leader; Hartford, Conn., Daily Times; Meriden, Conn., Daily Journal; New Haven, Conn., Connecticut Echo; New Haven, Conn., Italian-American Weekly News; Lynn, Mass., Telegram-News; Berkeley, Calif.. Daily Gazette; Canton, O., Canton Repository; Logan, O., Daily News; Safford, Ariz., Round-Up; Del Rio, Tex., News-Herald; Camden, N. J., Courier-Post; Miami, Fla., Daily News; New Smyrna Beach, Fla., News; Wilkes-Barre, Pa., Record; Cleveland, O., Plain-Dealer; Washington, N. J., Hunterdon County Shopping Guide; Eldora, Iowa, Eldora Newspapers; Iowa City, Iowa, Press-Citizen; Waterloo, Iowa, Daily Courier; Wessington, S. D., Times-Enterprise; Walnut Grove, Minn., Tribune; Lake Preston, Minn., Times; Hartford, Conn., Daily Courant.

ITO of Ohio Issues Its First Checkup on Product

(*Continued from Page* 1)

bers with the request that they direct him immediately concerning continuation of the service.

Scheduled for weekly publication if it meets the approval of the members, the latest Wood product quotes from reviews of four publications and gives opinions of exhibitors to each picture's box-office possibilities, this rating being "poor," "good to fair to poor," "excellent to good," "hard to sell," "class picture" and "average to poor."

The buletin released with the first issue of the digest commented:

"When we consider the rentals being asked by the consenting companies for their first blocks of pictures, it is of vital importance to every exhibitor that he have some accurate line on what he is buying, and it is for this reason that we have decided to issue the digest."

Greek King at Opening

With the exiled King George of Greece in attendance. the new Curzon Theater in Wynberg, near Johannesburg, South Africa, opened yesterday. Harry Lourie, a director and partner in the South African circuit, received a cable from his son, Norman, that the opening was a big success.

Non-Allied Units May Attend Conclave

(*Continued from Page* 1)

distributors are not adverse to the proposal but wish to learn more about what Myers has in mind. It was indicated that they would be represented at the convention.

Myers in a bulletin early this week asked: "Why would it not be a good idea for the representative organizations in the several branches to form a joint committee, consisting of the duly appointed representatives of each, to meet from time to time to discuss matters of mutual interest and problems affecting all?"

Ta-Kit, New Premium, In Fabian and WB Houses

Ta-Kit, a theater giveaway, will be used by 15 Warner and Fabian theaters in upstate New York, Connecticut and Staten Island starting Sept. 22. New giveaway is a four-week promotion under which women patrons receive kits of sample sizes of nationally known products.

Kit for the first week will be made up of grocery products, to be followed in subsequent weeks by kits made up of drugs and cosmetics, five and ten cent store products, and a general household kit.

Stunt will be preceded by a circular campaign and tie-ups with local retail outlets, according to Ta-Kit, Inc., 565 Fifth Ave., operator of the giveaway.

Loew's Theaters Takes Over the Uptown, Toronto

Toronto—As rumored many times, Loew's Theaters will take over the Uptown Sept. 1 with Stanley Gosnell as manager on expiration of lease of Famous Players Canadian Corp., it was announced in Toronto last night.

Loew's will operate two first-run theaters here, Jules Bernstein continuing as manager of the Yonge Stret Theater where he has been in charge for a quarter of a century.

Sheas Theater closes next week to reopen Sept. 13 after renovation under continued Famous Players sponsorship with Fred Trebilcock now at Uptown as manager.

Blackton Funeral Tomorrow

Hollywood—Funeral services for J. Stuart Blackton will be held tomorrow at 2 P.M. at St. Mary of the Angels Church.

Here's a Weather Note from Detroit

Detroit—Hazen Funk, manager of the Great Lakes Theater, just stemmed a riot in the house during the showing of "Ziegfeld Girl." In one scene, Judy Garland tells Charles Winninger, "Better pack your flannels—it's cold in Detroit." Outside temperature that day was 100—and the line badly misfired.

METRO GOLDWYN MAYER
READING DEPT.

Au. 22 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 34 NEW YORK, MONDAY, AUGUST 18, 1941 TEN CENTS

MAJORS DENY REPORTS OF SLOW SELLING

Film Industry Escaped Adverse State Legislation

THE WEEK IN REVIEW

Film Profits Up

By L. H. MITCHELL

DOMESTIC

FINANCIAL REPORTS: Eastman Kodak reported sales for six months up $16,509,534 in the Western hemisphere. Total world sales for the period were $73,525,058, with total in the U. S. at $63,728,339. . . . Republic sales for the new season hit the $4,000,000 mark, Prexy James R. Grainger announced. . . . Twentieth Century-Fox reported a 26-week net profit of $861,278 after provision for federal income tax and providing a reserve for foreign assets of $1,500,000. . . . K-A-O reported a 29-week profit of $213,440.

* * *

CRESCENT TRIAL: Motion to dismiss Columbia from the Government's anti-trust suit against the Crescent Amusement Co., its affiliates and the "Little Three," was granted by Judge Elmer D. Davies in Nashville. One situation kept Universal Film Exchanges from being freed from the charge and Edward H. Raftery, counsel for "U" and UA, said he could clear that matter up shortly after defense begins to present its evidence. Charges were not dismissed as to UA nor Crescent although two Crescent affiliates were freed. Defense claims Government failed to sustain its charges in its five weeks of presenting evidence. The Government listed the seven points of relief prayed for against the defendants. . . . Dropping of the Government's New York case against the "Little Three" was seen as dependent upon the outcome of the Crescent anti-trust trial.

* * *

ARBITRATION: Arbitration demands filed with arbitration tribunals now total 100. Abram F. Myers, Allied board chairman and general counsel, won clearance relief for L. W. Lea, Danville, Va., exhib., for whom he appeared before the Washington arbitration board. The Lawn Theater, Chicago,

(*Continued on Page* 8)

Minnesota Anti-Decree Law Was Only Serious Setback for Industry

Legislative sessions concluded in 41 states have left the industry practically unmarred and untouched by adverse statutes, a survey revealed.

A total of 1,343 bills were harvested by the state law-makers during the recent sessions of which approximately 245 were aimed directly at the industry. Most of these bills, according to the report, dealt with sales and admission taxes.

The survey showed there was no

(*Continued on Page* 4)

Bingo Not to Escape New Proposed Taxes

Bingo games, cabarets and even national parks will not escape the proposed new Federal admission taxes, a study of the measure reveals.

Wording of the almission tax provisions is as follows:

(a) Reduction of exemption.—Section 1700 (a) (1) of the Internal

(*Continued on Page* 7)

RKO Again Extends Time For KAO Stock Purchase

RKO Corp. has extended until Sept. 15 its offer to purchase the outstanding minority interest in the common stock of Keith-Albee-Or-

(*Continued on Page* 4)

Lasky in Exclusive Deal With Warners

Jesse L. Lasky has signed a long-term contract to produce exclusively for Warner Bros. Having made "Sergeant York" for Warners, Lasky recently signed a one-picture deal for "The Adventures of Mark Twain," which goes into production this Fall. Lasky also will make "A Connecticut Yankee in King Arthur's Court."

Columbia Release Dates Set to Dec.

Release dates for approximately six months in advance were announced at the week-end by Columbia Pictures. It was pointed out by Abe Montague, general sales manager, that production was so far ahead of schedule that the company was able to announce a six-month schedule for the first time in its history.

The company's unprecedented offering of completed pictures now

(*Continued on Page* 7)

PRC Completes Five Pix For New Season Program

Dallas—Producers Releasing Corp. will have completed production of four features and one western on its 1941-42 program by Sept. 1, according to Arthur Greenblatt, general sales manager, at the regional

(*Continued on Page* 3)

Crescent Case Re-Opens

Bitter Fight Predicted on Franchise Issue

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—The Government's anti-trust suit against Crescent Amusement Co. and affiliates, with Universal Pictures and United Artists also as defendants and the "Big Five" distributor group as "co-conspirators," re-opened Friday with defense counsel, headed by George H. Armistead, Jr., for Crescent and Ed-

(*Continued on Page* 4)

Skouras Takes Stahl's Theaters in New Jersey

Skouras Theaters Corp. has taken over the Rivoli Theater Rutheford, N. J., and the Regent, Kearney, N. J., from Maurie Stahl who will retain his interest in the houses. Skouras will operate the pair on a managerial deal.

It is understood tht Stahl will

(*Continued on Page* 4)

Exhibitors Not Holding Back on Deals, Major Sales Chiefs Declare

Despite reports that selling on new season product is slower than usual, major companies report that contracts are coming in at above normal speed even though the sales methods are radically different from those of former years with five companies.

W. F. Rodgers, M-G-M general sales manager, said on Friday that the number of contracts received in the last 10 days on the first block-of-five were in excess of the number usually obtained in one month of selling at the beginning of previous seasons. While unable to estimate the increase in figures, Rodgers said

(*Continued on Page* 3)

To Use Kodachrome Shots of Parley

Theaters were clamoring for the newsreel shots of the Roosevelt-Churchill parley over the week-end as newsreel companies labored to meet the demand.

Shots made by navy photographers were reported to be unsatisfactory. Of the several thousand feet shot, only about 150 feet was re-

(*Continued on Page* 9)

M-G-M to Pre-Release "Dr. Jekyll" This Month

Special bookings for "Dr. Jekyll and Mr. Hyde" are announced by M-G-M to start Aug. 28, 29 and 30 in 24 situations. This is the first of the company's new Fall season September pictures. Because of sea-

(*Continued on Page* 3)

Recruiting Success

West Coast Bur., THE FILM DAILY

Hollywood—Ensign Charles B. Carpenter, U.S.N.R., and Ship Fitter 2nd Class George Haven, who set up a recruiting booth in front of RKO Radio studio's commissary at nine Friday morning had eight applications by noon.

THE NEWSPAPER OF FILMDOM THE FILM DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 34 Mon., Aug. 18, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*August* 15)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9¾	9¾	9¾	.....
Col. Picts. vtc. (2½%)	6⅝	6¼	6¼	— ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10	9⅞	10	+ ¼
East. Kodak	139¾	139	139¾	— ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	13¼	13¼	13¼	.....
Loew's, Inc.	34⅞	34¼	34¾	+ ⅛
do pfd.	....	....	....	.....
Paramount	14¼	13⅞	13⅞	— ⅛
Para. 1st pfd.	105	104¾	104¾	.....
Para. 2nd pfd.	13	13	13	+ ¼
Pathe Film	13¾	13⅝	13¾	.....
RKO	3⅜	3⅜	3⅜	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8⅛	7¾	7¾	— ⅛
20th Century-Fox pfd.	20½	20½	20½	+ ⅜
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5	4⅞	4⅞	— ¼
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	55	55	55	.....
Para. Picts. cv. 3¼s47	97	96¾	97	.....
Warner Bros.' dbs. 6s48	96½	96½	96½	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	2⅛	2	2	.....
Technicolor	....	....	....	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	8⅜	7⅞	8⅛	+ ⅜
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63½	64¼
Roxy Thea. Bldg. 4s 1st '57	57	60

Wilcox to Make Seven Anna Neagle Pix for RKO

RKO has signed a new three-year deal with Herbert Wilcox for the production of seven pictures starring Anna Neagle during the next three years. New contract involves the making of two pictures annually, with the privilege of making one outside production. First picture will be made at the Denham studios in England and will be based on the life of the British woman flyer, Amy Mollison.

▣ The Broadway Parade ▣

Picture and Distributor	Theater
Sergeant York (Warner Bros. Pictures-Lasky)—7th week	Hollywood
Charley's Aunt (Twentieth Century-Fox)—3rd week	Roxy
Here Comes Mr. Jordan (Columbia Pictures)—2nd week	Music Hall
Hold That Ghost (Universal Pictures)—2nd week	Capitol
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)	Astor
Bad Men of Missouri (Warner Bros. Pictures)	Strand
Mata Hari (Metro-Goldwyn-Mayer Pictures) (d)	Criterion
Forty Thousand Horsemen (Goodwill Pictures)	Globe
Mystery Ship (Columbia Pictures)	Rialto
She Knew All the Answers (Columbia Pictures) (a)	Palace
Dance Hall (Twentieth Century-Fox) (a-b)	Palace
Inside Russia (J. H. Hoffberg Co.)	5th Ave. Playhouse
Criminals Within (Producers Releasing Corp.) (a)	New York
Rawhide Rangers (Universal Pictures) (a)	New York
KuKan (Adventure Epics, Inc.)—9th week	World

♦ TWO-A-DAY RUNS ♦

Picture and Distributor	Theater
Fantasia (Walt Disney Productions)—40th week	Broadway

♦ FUTURE OPENINGS . ♦

Picture and Distributor	Theater
The Little Foxes (RKO Radio-Samuel Goldwyn)—Aug. 21	Music Hall
Life Begins for Andy Hardy (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
West Point Widow (Paramount Pictures)—Aug. 21	Criterion
Wild Geese Calling (Twentieth Century-Fox)—Aug. 22	Roxy
Aloma of the South Seas (Paramount Pictures)—Aug. 27	Paramount
Dive Bomber (Warner Bros. Pictures)—Aug. 29	Strand
Unfinished Business (Universal Pictures)—Sept. 1	Rivoli
The Citadel of Crime (Republic Pictures)—Aug. 22	Rialto
The Bride Came C.O.D. (Warner Bros. Pictures)—Aug. 21 (a-b)	Palace
Dressed to Kill (Twentieth Century-Fox)—Aug. 21 (a)	Palace
Mystery of Room 13 (Reliance Pictures)—Aug. 19 (a)	New York
Kansas Cyclone (Republic Pictures)—Aug. 19 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill. (d) Re-issue.

Hollywood Group Offers Musicals for Army Camps

West Coast Bureau of THE FILM DAILY

Hollywood — "Let's Go, Hollywood!", recently-formed organization, is set to send its shows to the army camps. Plans for the presentation of a series of full-fledged, book and music, musical comedies are completed and the troupe will be on the road shortly.

The group is composed of studio professionals and has been organized in an effort to bring top musical-comedy entertainment to the soldiers. A new show every week will be staged at the military centers.

The first edition of "Let's Go, Hollywood!" is now in rehearsals at the Dhenin Studios on Western Avenue. Jack Houston, gag writer for Bob Hope, Jimmy Durante, Bob Burns, wrote the book for the stage show. Dance routines are being staged by Jimmie Muellett, formerly with Le Roy Prinz, dance director for Paramount. The musical-comedy will also introduce a new song titled, "I Can't Believe It's True," by Vi Valentine and Jack Owens (of "Hut-Sut Song" fame).

Philip Sudano, stage and radio producer, is managing production. Sudano is using top material and talent in the stage presentation that will bring Hollywood to the army camps.

B & K Reduces Prices in 3 Houses

Chicago—B & K has reduced the week-day evening admission prices in the Loop Roosevelt, United Artists and Apollo Theaters from 68 cents and tax, to 59 cents and tax. Matinee prices are now 30 cents to one p.m., 40 cents to six p.m., children 15 cents to 6:30 p.m.

Close Disney Studios For 2 Wks. Starting Today

West Coast Bureau of THE FILM DAILY

Hollywood—Vice-President Guenther Lessing announced temporary closing of Disney studio for two weeks starting today. He stated that because of loss of a large part of the company's world-wide market, the organization could not continue its operations unless a substantial reduction in its personnel was made and that necessity for such reduction is readily conceded by the Screen Cartoonists Guild.

Lessing said the company is ready to pay full compensation to any employe whom Federal arbitration commissioners feel under terms of the recent award has been wrongfully laid off.

New Titles Announced For 20th-Fox Releases

"Son of Fury" will be the final title of the screenplay based on Edison Marshall's best-selling novel, "Benjamin Blake," according to Twentieth Century-Fox.

Announcement was also made of the choice of "Rise and Shine" as title for the film based on James Thurber's comedy novel, "My Life and Hard Times." "Rise and Shine" will co-star Jack Oakie and Linda Darnell. Mark Hellinger will produce.

Gets Contract as Wedding Gift

Renee Haal, who made her screen debut in RKO's "Unexpected Uncle," and then became the bride of the picture's director, Peter Godfrey, returned from a yachting honeymoon this week to take possession of a wonderful wedding present—a long-term acting contract at the studio where her career began.

COMING and GOING

GABRIEL PASCAL is here from London.

LEON NETTER, Paramount theater executive, will return this week from a business trip to Houston, Texas.

INGRID BERGMAN is due shortly in New York for her Summer stock appearance in Maplewood Sept. 1.

SAM KESTENBAUM, of Producers Releasing Corp., left Saturday for a one-week vacation.

IRVING KUMIN, of Warners' Coast casting office, is in New York for a two-week stay.

PHIL ENGEL, Warners' Eastern field publicity representative, is in Saratoga to arrange for openings of "Sergeant York" and "Dive Bomber" this week-end.

HAROLD J. FITZGERALD, Fox Wisconsin theater head, has returned to Milwaukee.

RAPHAEL HAKIM and **GENE KELLY** leave sometime this week for San Francisco to confer with William Saroyan on his new show, "Sweeney in the Trees."

ANNA NEAGLE and **HERBERT WILCOX** left Saturday for England by Clipper.

BEN Y. CAMMACK, RKO manager for Argentina, has arrived in Rio de Janeiro to take charge of the company's South American convention.

CHESTER BAHN, editor of THE FILM DAILY, returns today from an upstate vacation.

New Andy Hardy Picture Scores in Openings

The year's biggest opening day grosses are reported by more than half-a-dozen theaters throughout the country presenting "Life Begins For Andy Hardy," in pre-issue engagements, M-G-M reports. This eleventh in Metro's series was being nationally released Friday and is booked into more than 375 theaters. Opening day attendance in the cities currently featuring this new Hardy film was reported to range as much as 282 per cent above normal business. It will open at the Capitol Theater, Broadway, next Thursday.

RKO Radio Establishes Junior Writing Department

Starting immediately, RKO Radio Pictures will launch a search for "junior" writing talent to augment the studio scenario staff. The talent will be gleaned from universities, newspapers and the ranks of young writers just breaking successfully into the magazine field.

In charge of formulating and putting the plan into operation is Collier Young, head of RKO Radio's Hollywood studio story department.

"We plan to start with six young writers," says Young. "These will be brought to the studio and placed under the supervision of senior writers, whose duties will be to advise them, observing and reporting on their progress."

WANTED
Young man employed in theater management to compile showmanship ideas for survey service. Can be done in spare time.
Box 1800 THE FILM DAILY
1501 Bway. N. Y. C.

Majors Deny Reports Of Slow Selling

(*Continued from Page* 1)

he had "never seen anything like it," adding that "it hasn't been slow with us."

William Sussman, Eastern division manager of 20th Century-Fox, declared that the success of "Charley's Aunt" had stimulated sales on the initial block and that selling had been strong right down the line. He said there was no indication of exhibitors holding back in making deals.

RKO sales on the first package have picked up at a terrific pace during the last week, according to Andy Smith, general sales manager. Selling was a little slow at the beginning of the new sales method, he said, but things "are moving right along," he added.

Among the so-called "Little Three" business also is reported to be brisk. William Scully, Universal general sales manager, said on Friday that sales to date on the new program were 10 per cent ahead of the corresponding period last year. He said Universal's sales had picked up considerable since the "Big Five" had started to sell the packages.

Comments from other sales chiefs were not available but reports indicate that sales have not been as slow as they have been described in many quarters. James R. Grainger, Republic president, revealed last week that his company already had signed $4,000,000 in new contracts.

M-G-M to Pre-Release "Dr. Jekyll" This Month

(*Continued from Page* 1)

sonal conditions, Labor Day being Sept. 1, the picture is being pre-leased so that the theaters may play it over the holiday week-end.

These bookings follow:

Aug. 28: Grand, Atlanta; Regent, Harrisburg; Loew's, Wilmington; Poli, Hartford; Poli, New Haven; Poli, Worcester; Poli, Bridgeport; Valentine, Toledo; Loew's, Canton; Colonial, Reading; Century, Baltimore; State, Boston.

Aug. 29: Poli, Waterbury; Midland, Kansas City; Palace, Memphis; Loew's, Louisville; Loew's, Akron; State, Cleveland; State, St. Louis; Penn, Pittsburgh; Loew's, Dayton; State, New Orleans; Vendome, Nashville.

Aug. 30: Great Lakes, Buffalo.

Other engagements announced include: Sept. 4, Poli, Springfield; Sept. 5, State and Chinese, day-and-date, Los Angeles; Sept. 10, Fifth Avenue, Seattle; Sept. 12, Wisconsin, Milwaukee.

"Inside Russia" at the 5th Ave.

"Inside Russia," Charles A. Stuart's camera story of life in Russia, re-opened the 5th Avenue Playhouse Saturday. It is booked for an indefinite engagement.

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● WAR can't dim the traditional British courtesy or sense of humor......When Herbert Wilcox cabled the Denham studios in England that he and Anna Neagle were coming over to make a picture....the studio cabled back and asked if Miss Neagle wanted her old dressing room......And speaking of Wilcox......that gentleman can be considered superstitious or the opposite......For example, he always likes to start a picture or make an important commitment on the 13th of the month......So it was natural that he waited until the 13th of this month to sign his new contract with RKO......Paramount tells us about an upstate exhibitor......Peter Piforella......of Springfield, N. Y.......who has been off the Paramount books since 1933......but after seeing the first block-of-five he affixed his signature to a contract ......but fast......And while on the subject of Paramount......Click Magazine has awarded the company's short subject "Hoola Boola" as the "Movie Short of the Month"......it is the first award to be made for the magazine's new department and the first time that a national magazine has devoted a regular feature to shorts......

▼ ▼ ▼

● ● ● *DID YOU KNOW DEPT.?......Did you know that Harry Buxbaum, 20th-Fox's New York branch manager, pilots his own plane......and hops around the country on week-ends? ......That Abbott and Costello have been doing a show every hour at the Atlantic City Steel Pier?......That those daffodils will make a personal appearance tonight at the Capitol?......That Walter Gould thinks his colt will win the Derby some day?...... That if this column doesn't read smoothly it's because Phil M. Daly is sick abed and a pinch-hitter is having a helluva time? ......That Bill Sussman's latest hobby is collecting classical records?......That this enough of that?......*

▼ ▼ ▼

● ● ● GOSSIP AND STUFF......Joan Leslie of "Sergean York" has a date tonight......in fact it's a multiple date......with 15,000 soldiers at Fort Monmouth where she will be the guest of honor...... The Quiz Kids rolled into town yesterday to make a short for Paramount and amaze radio listeners......This is "Sergeant York" Week in Louisville by the Governor's proclamation......Manny Reiner is challenging the press agents and trade press boys to tennis matches......Lou Rydell is back as advertising chief of Variety......Steve Broidy, Monogram's sales manager, is heading for New York via wayside branches...... Teddy Carr and his wife Clipper back to England on the 26th...... Eddie Golden's "No Greater Sin" has been booked for the Globe...... Ever notice how old-timers in the biz refer to the new selling system as the 5-5-5?......It's a throwback from those early trade practice code days of the '20s......What's this about "Chick" Lewis to be a papa soon?......Lou Nizer is vacationing in Bermuda......Harry Kosiner is a prospective daddy......Oscar Doob is back at Glen Oaks trying to make another hole-in-one—Al Deane's former secretary, Paula Greenwald, is expecting the stork......This sounds like Winchell's column....

« « «   » » »

PRC Completes Five New Season Films

(*Continued from Page* 1)

convention of PRC which has been in session at the Adolphus Hotel since Saturday.

"Production is well under way on our new product and release dates will be met promptly according to schedule," Greenblatt stated. "The first feature on the 1941-42 program of the company will be released Oct. 3, and the first of the new Billy The Kid series, starring Buster Crabbe with Al St. John will be ready for release Oct. 10. The first special on the new program is set for Oct. 17, with the initial production of the new Frontier Marshal series starring Bill Boyd, Lee Powell and Art Davis, to be released Oct. 24."

Franchise holders and salesmen attending the regional meeting are: Jack Adams, Sr., Jack Adams, Jr., Robert Adams, Walter Quade and Chick Turner, of Dallas; E. B. Walker and Bob McGraw of Oklahoma City; B. Busby, D. Jones and F. Lawrence, of Little Rock.

The next regional meeting will be held in Kansas City, Aug. 23-24, with representatives of exchanges in Kansas City, Denver, Salt Lake City, St. Louis, Omaha, and Minneapolis attending.

Following the Kansas City meeting, Greenblatt will set regional meetings covering the remaining exchanges of PRC to be held weekly.

Disney Artists Comb Harlem for Inspiration

Staff members of Walt Disney's studio in Hollywood combed Harlem hot spots during the week gathering final inspiration for a certain sequence which will appear in "Dumbo," Disney's next full-length feature cartoon. Main stop on the trip was at the Savoy Ballroom where members of the 400 club of Harlem conducted their regular rug-cutting contest.

Artists turned out many sketches and took several photos of various specialty dancers, which in turn will be studied on the Coast for potential animation. One sequence in "Dumbo" is devoted to boogie woogie.

"Happy Birthday to You"

From
THE FILM
DAILY to
Gus Edwards
Robert Weitman
Vernon Gray
McGrew F. Willis
Sid Weiss

Crescent Anti-Trust Case Continues

(*Continued from Page* 1)

ward H. Raftery, New York, for Universal and United Artists, scheduled to begin immediately the introduction of testimony to rebut testimony offered during a five weeks' period by Government counsel, headed by Robert L. Wright, special Assistant to the Attorney General and head of the movie anti-trust division of the Department of Justice. Defense counsel expect to consume about a week in presenting their case.

Presentation of the plaintiff's testimony and action of Judge Elmer D. Davies Aug. 8 on motions to dismiss will narrow the defense presentation to probably half a dozen situations, among them Madisonville and Earlington, Hopkinsville, Ky.; Union City, Tenn., and Newport and Copperhill, Tenn. These involve not more than a dozen theaters as compared with the 157 houses considered a part of the alleged combine.

May Clear Universal

Counsel Raftery has only one situation to clear up for Universal and claims he can do this in two hours with witnesses to be heard from the Universal exchange at Memphis with reference to the claim that an independent exhibitor from Union City was informed that his contract for 1937-38 with Universal had been prepared and approved and then it is alleged he failed to get it when he called at the Memphis exchange office.

The exhibitor defendants must clear up the implication of illegal and monopolistic control of pictures, clearance on first-runs, etc., in various franchises held with distributors including members of the "Big Five," comprising a muchly discussed series of contracts and franchises involving 73 theaters of the several corporation defendants to the suit.

A bitter fight is certain between plaintiffs and defendants' counsel over the legality of the franchises since Wright and his D of J associates must establish their illegality as a prelude to a successful prosecution of other pending litigations between the Government anti-trust division and exhibitor and distributor groups.

Charge Government "Pressure"

On the day of the adjournment of the case Raftery, counsel for two members of the "Little Three" charged in open court that a principal purpose of these suits is to force the "Little Three" to join the "Big Five" under the consent decree and which his clients plan to oppose to the bitter end. He predicted at that time that the "Big Five" will "come from under" the decree in 1942 if the "Little Three" does not come in. As he sees it, this puts the matter squarely up to plaintiff's counsel, Wright, to make his case in Nashville.

Motions to dismiss acted on favorably Aug. 8 set Columbia among the distributors, and Strand Enterprises, Inc., and Nu-Strand Corp., among the exhibitor groups, free as defendants. Missing from the defense counsel group is Louis T. Frohlich, counsel for Columbia, and his associate.

Erickson Gets His Man; Warfield Manager Tracks Down Soldier Who Lost His Wallet

San Francisco—The Northwest Mounted Police may always get its man—but that outfit has nothing on A. A. Erickson, manager of the Warfield here. Seven months ago, Private Raymond L. Suen lost his wallet in the theater. A member of the staff found it.

Manager Erickson since then has spent most of his time addressing letters to the warrior. The soldier was moved from the Presidio of San Francisco to the Presidio of Monterey, then to Fort MacArthur, from there to Fort Francis Warren in Wyoming. Finally Erickson, the 'Frisco bloodhound, tracked his man down at Fort Leonard Wood, Mo. It took 12 letters to get the wallet, containing about $100 in valuables, back to the soldier.

RKO Again Extends Time For KAO Stock Purchase

(*Continued from Page* 1)

pheum at the price of $5 a share. Offer originally was to have expired July 31 but was extended to Aug. 15 and now has been set back one month.

Approximately one-half of the common stock of Keith-Albee-Orpheum Corporation held by the public at the time the offer was made has been acquired by Radio-Keith-Orpheum Corporation under the offer. Some years ago the holders of the minority interest in the common stock of Keith-Albee-Orpheum Corporation were entitled to exchange their stock, share for share, for the common capital stocks of the predecessor of the present RKO company, but such exchange is no longer available.

First All-Selectee-Made Training Film Completed

Fort Monmouth, N. J.—The first all-selectee-made training film has just been completed at the Signal Corps film lab here. The picture was shot at Fort Dix and around Fort Monmouth, and its subject is "Point Control of Traffic and Duties of a Military Policeman."

The picture was also the first to use the system of giving the scriptwriter the job of production as well, in this case Col. Franklin Coen. The Unit Officer on the project was Lt. Garland C. Misener. Sgt. Lee Sholem did the directing, and camera work was done by Pvt. Henry Gerzen, Pvt. Harry Kreider, Pvt. Joseph McElliott, Pvt. Joseph Spalucci, and Pvt. Paul Husserl. The picture contains several animation shots done by Sgt. Chris Gronewald, and processing and stills were handled by Pvt. Ray Estes.

An elaborate miniature was also used in the project, showing a large intersection with convoys of trucks and pleasure cars coming in from all sides. The miniature was made under the guidance of Col. Ed Calkins who did similar work at 20th Century-Fox in Beverly Hills.

Western Electric Farms Out Government Orders

Western Electric Company is letting subcontracts at an average rate of approximately 40 per cent of its Government orders. On $37,000,000 of Government orders now in production in the company's Specialty Products Division Western Electric has farmed out more than $16,000,000 in purchase orders.

On the largest single contract included in the above total, a $17,000,000 order for radio equipment, Western Electric has sublet contracts in excess of $10,000,000, consisting of some 1,400 purchase orders on 250 different suppliers in 14 different states. Principal items for which the manufacturer is making these sub-contracts include vacuum tubes, transformers, generators, meters, and radio parts.

Company officials pointed out that these orders on secondary suppliers represent an efficient means by which the services of skilled workers and the combined plant facilities of scores of smaller manufacturers can be mobilized to speed the delivery of vital communications apparatus, and at the same time relieve the pressure on the machine tool builders of the nation.

Skouras Takes Stahl's Theaters in New Jersey

(*Continued from Page* 1)

join the Skouras organization as head of the circuit's Long Island theaters.

Two Players Get RKO Term Pacts

West Coast Bureau of THE FILM DAILY

Hollywood — Marion Martin and George Cleveland have been signed to long-term contracts by RKO Radio. Blond Miss Martin's work in four recent RKO pictures brought her a flood of fan mail. Her first assignment under the new contract will be a leading role in "The Mayor of 44th Street," to be produced by Cliff Reid.

Charles Hamill Dies

Chicago—Charles Hamill, veteran theater and political leader, is dead, His wife survives him.

Drive-In Buys Equipment

Indianapolis — National Theater Supply Co. reports the sale of complete booth equipment to the new Drive-In Theater in Louisville, Ky.

Industry Escaped Adverse Legislation

(*Continued from Page* 1)

increase in sales taxes although several such bills were introduced unsuccessfully. Encouraging to the industry was the fact that no legislation dealing with censorship was passed.

Attempts at regulating the length of performances because of double and triple features failed, according to the survey, particularly in Illinois where there was a strong organized movement against that type of film program.

Only setback recorded was the legislation passed in Minnesota which outlawed that portion of the consent decree dealing with the sale of pictures in blocks of five. Also in Missouri, third and fourth class rural houses were affected when an old law exempting such houses from taxation was repealed.

The survey indicated that although 92 bills were still pending, there was nothing to fear among those statutes; nor in the business to be enacted by the legislatures of Massachusetts and New Jersey which will reconvene this Fall.

States and the number of bills introduced in each follow:

Arizona, 18; Arkansas, 30; California, 295; Colorado, 22; Connecticut, 113; Delaware, 17; Florida, 21; Georgia, 12; Idaho, 8; Illinois, 30; Indiana, 21; Iowa, 20; Kansas, 8; Maine, 49; Maryland, 34; Massachusetts, 75; Michigan, 41; Minnesota, 20; Missouri, 16; Montana, 22; Nebraska, 12; Nevada, 2; New Hampshire, 17; New Jersey, 7; New Mexico, 18; New York, 109; North Carolina, 10; North Dakota, 15; Ohio, 17; Oklahoma, 30; Oregon, 8; Pennsylvania, 36; Rhode Island, 23; South Carolina, 17; South Dakota, 13; Tennessee, 11; Texas, 19; Utah, 21; Vermont, 8; Washington, 21; West Virginia, 26; Wisconsin, 23; Wyoming, 8.

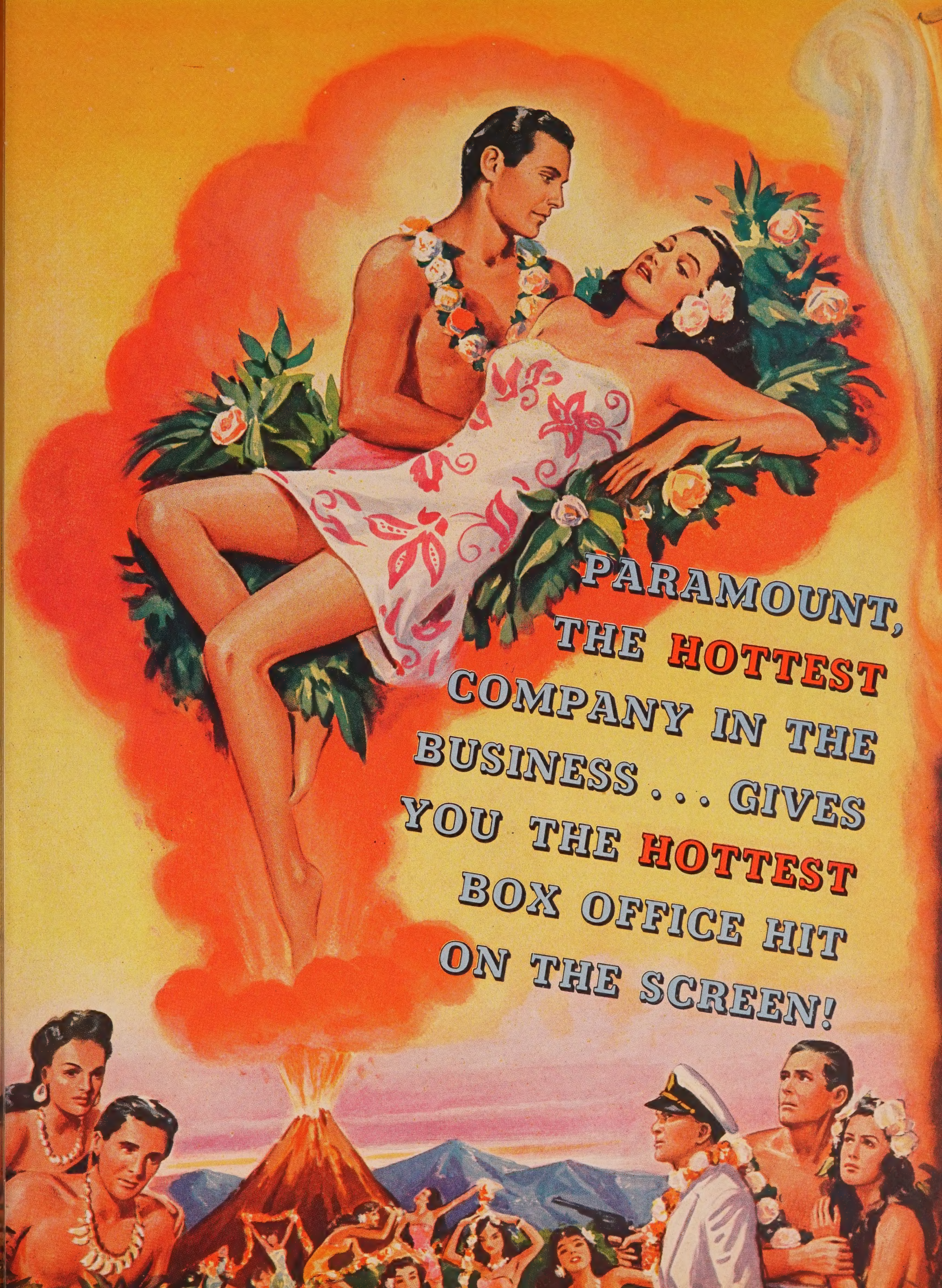
Miller, Former Pathe Contact Man, Joins OEM

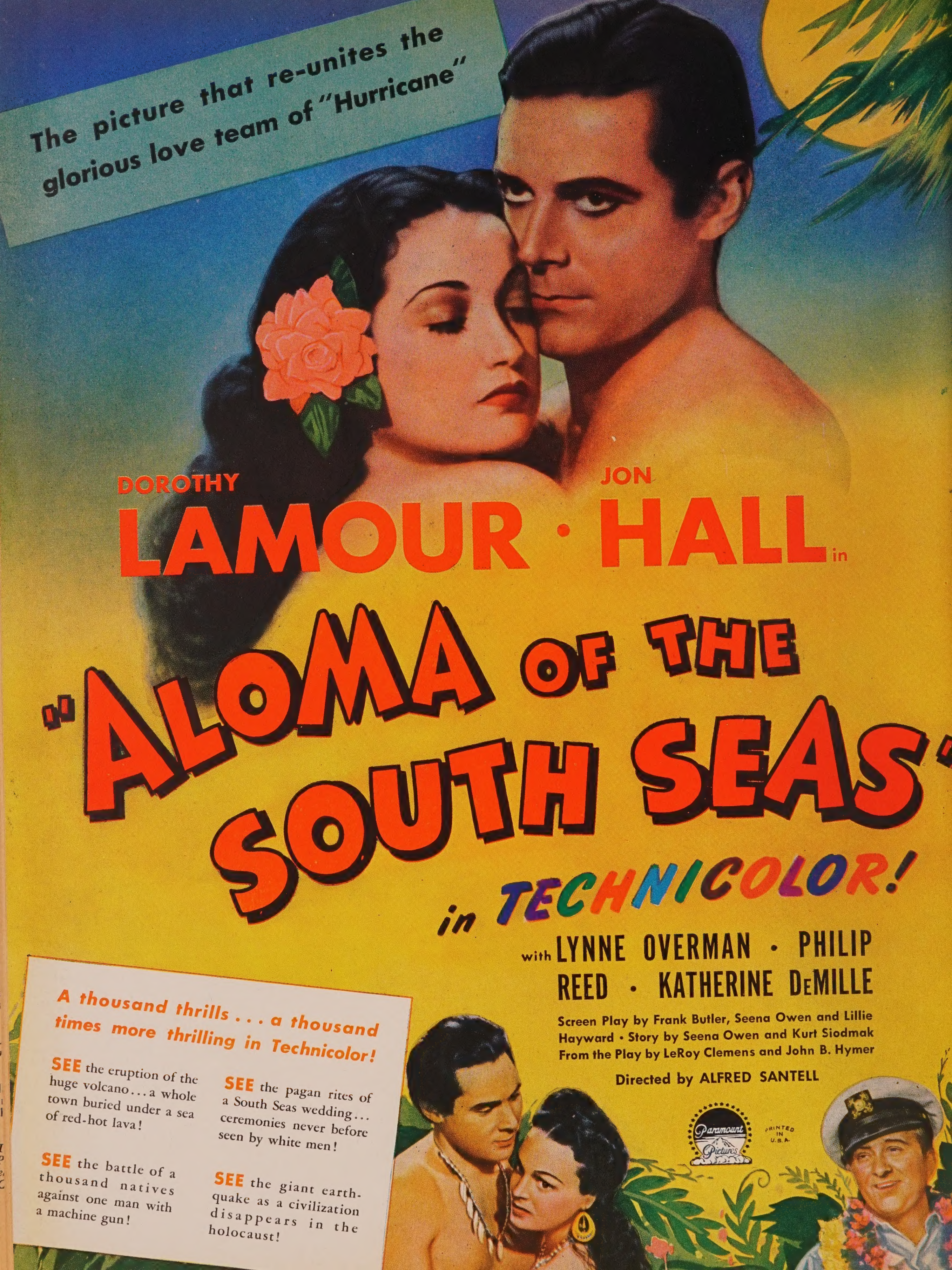
Washington Bureau of THE FILM DAILY

Washington — Charles Herbert (Herb) Miller, for the past four years assignment and contact man for Pathe News here, has been appointed assistant to Robert Collyer, head of OEM Information Division's Newsreel Unit. Miller's Government job will be similar to his former work except that now he will be watching defense news for all five newsreels.

Complaint Withdrawn

San Francisco—Second Northern California arbitration case went the way of the first when Al Karski, owner of the Laurel Theater in Oakland, withdrew his complaint. Local arbitration record to date reads no runs, no hits, no errors.


PARAMOUNT, THE HOTTEST COMPANY IN THE BUSINESS . . . GIVES YOU THE HOTTEST BOX OFFICE HIT ON THE SCREEN!



The picture that re-unites the glorious love team of "Hurricane"

DOROTHY **LAMOUR** · JON **HALL** in

"ALOMA OF THE SOUTH SEAS"

in TECHNICOLOR!

with LYNNE OVERMAN · PHILIP REED · KATHERINE DeMILLE

Screen Play by Frank Butler, Seena Owen and Lillie Hayward · Story by Seena Owen and Kurt Siodmak
From the Play by LeRoy Clemens and John B. Hymer

Directed by ALFRED SANTELL

Paramount Pictures

PRINTED IN U.S.A.

A thousand thrills . . . a thousand times more thrilling in Technicolor!

SEE the eruption of the huge volcano . . . a whole town buried under a sea of red-hot lava!

SEE the battle of a thousand natives against one man with a machine gun!

SEE the pagan rites of a South Seas wedding . . . ceremonies never before seen by white men!

SEE the giant earthquake as a civilization disappears in the holocaust!

Columbia Release Dates Set to Dec.

(*Continued from Page* 1)

ready for release or in the final stages of editing and cutting is the result of months of concentrated studio effort, Montague said.

Among the films set by Columbia for definite release until January are:

"Here Comes Mr. Jordan," starring Robert Montgomery, will be pre-released in a number of key cities in advance of the national release date Aug. 21.

"Our Wife," a John M. Stahl production starring Melvyn Douglas, Ruth Hussey and Ellen Drew to be released Aug. 28.

"You'll Never Get Rich," starring Fred Astaire and Rita Hayworth as a new dancing team. To be released Sept. 25.

"Ladies in Retirement," directed by Charles Vidor, with Ida Lupino and Louis Hayward heading an all-star cast. For Sept. 18 release.

"Texas," with William Holden, Glenn Ford, Claire Trevor heading a large cast. Directed by George Marshall and set for release on Oct. 9.

"The Men in Her Life," starring Loretta Young, in the Gregory Ratoff production, with Conrad Veidt. To be released Oct. 30.

"You Belong to Me," co-starring Barbara Stanwyck and Henry Fonda, a Wesley Ruggles production. To be released Nov. 20.

"Gloria is Willing," co-starring Marlene Dietrich and Fred MacMurray in Mitchell Leisen's production. For Dec. 15 release.

"Go West, Young Lady," a musical with a cast headed by Penny Singleton, Glenn Ford, Anne Miller, Charles Ruggles and Allen Jenkins. To be released Nov. 27.

"Three Girls About Town," a comedy featuring Joan Blondell, John Howard, Binnie Barnes, Robert Benchley, Janet Blair and Eric Blore. To be released Oct. 23.

"Harmon of Michigan," starring Tommy Harmon, America's ace football hero, to be released in time for the gridiron season on Sept. 11.

"Tillie the Toiler," featuring Kay Harris, new discovery, as the widely popular Tillie of the cartoon strips; was released Aug. 7 and is now playing to successful engagements.

"Bachelors' Babies," presenting "Slapsie" Maxie Rosenbloom in his first Columbia comedy. To be releasel Nov. 6.

"Two Latins From Manhattan," with Joan Davis, Jinx Falkenburg. To be released Oct. 2.

"Lone Wolf Doublecross," starring Warren William in the latest of this series of detective adventure films. For Nov. 13 release.

"Honolulu Lou" with Lupe Velez, will be released Dec. 11.

"Ellery Queen and the Perfect Crime," another in this film mystery series, starring Ralph Bellamy. Was released on August 14.

"Harvard, Here I Come," with "Slapsie" Maxie Rosenbloom. For Dec. 25 release.

"Mystery Ship," with Paul Kelly, Lola Lane, Larry Parks featured, to be released Sept. 4.

"The Blonde From Singapore," featuring Florence Rice, Leif Ericson. To be released Oct. 16.

"Ten Cents a Dance," with Jinx Falkenburg, Buddy Rogers and Bert (The Mad Russian), Gordon, will come to the screen on Dec. 4.

REVIEWS OF NEW FILMS

"Bad Men of Missouri"

with Dennis Morgan, Jane Wyman, Wayne Morris, Arthur Kennedy

Warners-First National 74 Mins.

HISTORICAL WESTERN BASED ON THE YOUNGER BROTHERS OF JESSE JAMES' DAY.

Fans who like historical westerns telling of bad men of the post-Civil War times, should go for this latest in the cycle. Based on the careers of the Younger brothers, more of the Confederate soldiers who returned from the war to find the carpet-baggers had taken over their lands, the film is actionful enough and contains enough shooting and riding to satisfy the action seekers.

The story has the familiar theme of previous films of the time. The Younger brothers return from the Civil War to find the carpet-baggers have taken over most of the farms in the county and are about to take their father's. When their father is murdered by a phoney sheriff they shoot up the posse and take to outlawing—but with a strictly Robin Hood angle; the money they take is turned over to the farmers to pay off tax warrants held by the Northerners. For a while they work with Jesse James but pull away from that outlaw when he becomes too commercial. Eventually they are caught in another state but the finale gives promise of some sort of a pardon from Missouri for their Robin Hood-like deeds.

Dennis Morgan, Wayne Morris and Arthur Kennedy do adequately with the bad men roles. Victor Jory is the heavy and Jane Wyman, the sweetheart of one of the boys. Walter Catlett is the comedy relief.

CAST: Dennis Morgan, Jane Wyman, Wayne Morris, Arthur Kennedy, Victor Jory, Alan Baxter, Walter Catlett, Howard de Silva, Faye Emerson, Russell Simpson, Virginia Brissac, Erville Alderson, Hugh Southern, Sam McDaniel, Dorothy Vaughan, William Gould, Robert Winkler, Ann Todd, Roscoe Ates.

CREDITS: Director, Ray Enright; Story, Robert E. Kent; Screenplay, Charles Grayson; Art Director, Ted Smith; Dialogue Director, Robert Foulk; Cameraman, Arthur Todd; Film Editor, Clarence Kolster.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Mystery Ship"

with Paul Kelly, Lola Lane, Larry Parks

Columbia 65 Mins.

GETS VERY LITTLE STEAM AND EXCITEMENT UP AS YARN MAKES FOR ONLY FAIR MELODRAMA.

Aside from a rather timely angle dealing with deportation of dangerous aliens, the film has little in the way of melodramatic substance and suspense.

Director Lew Landers tries hard to make the most of his materials. Script provided by David Silverstein and Houston Branch from a story by Alex Gottleib is of the pulp magazine variety and affords Landers small opportunity for producing an absorbing film.

Casting is another enigma. While Paul Kelly turns in a credible and capable performance, Lola Lane appears mis-cast. Miss Lane neither screens well nor acts convincingly. There are, however, good supporting performances by Larry Parks and Trevor Bardette.

Film has Kelly as a G-Man assigned to a dangerous job just before his marriage to Miss Lane, who plays a newspaper reporter. Couple always plan to get married but usually something crops up. Miss Lane smells a big story breaking on Kelly's assignment so she stows away on the boat.

All the criminals are confined to one large pen in the hold of ship. Due to scheming of Bardette, the prisoners break loose and take over the ship. When Bardette sends a message to a foreign power, Miss Lane tricks him by giving him the wrong answer and the boat meets an American convoy at designated spot. Kelly sends Miss Lane home in the destroyer and he continues with the prisoners.

CAST: Paul Kelly, Lola Lane, Larry Parks, Trevor Bardette, Cy Kendall, Roger Imhoff, Eddie Laughton, John Tyrrell, Byron Foulger, Dick Curtis, Dwight Frye, Kenneth MacDonald.

CREDITS: Producer, Jack Fier; Director, Lew Landers; Screenplay, David Silverstein and Houston Branch; Original, Alex Gottleib; Cameraman, I. W. O'Connell; Film Editor, James Sweeney.

DIRECTION, Fair. PHOTOGRAPHY, Adequate.

New Valley Makes Bow; Shuttered Fox Reopens

Milwaukee, Wis.—Fox Wisconsin Amusement Corp. opened its new Valley Theater in Menasha Aug. 9 and its renovated Fox in Stevens Point last night.

Latter house has been dark for the past month and has been remodeled at a cost of about $25,000.

Construction Progress Made on Ohio Theater

Bedford, O.—Work on Mrs. Lena Stillwell's new Stillwell Theater here is taking rapid form. Designed by Paul Matizinger, Cleveland architect, it will have 1,000 seats. Cost of the theater will be approximately $80,000.

Mrs. Stillwell has placed her equipment order with L. H. Walters of NTS, including super Simplex projectors, Walker plastic moulded screen, B & L F-20 lenses, Hertner generator and Peerless magnarc lamps.

Turner Plans Drive-In

Atlanta, Ga. — Plans are under way for the establishment of a Drive-In Theater on the southwest corner of Buford Highway and Lindbergh Drive, owned by Dr. John W. Turner.

Bingo Not to Escape New Proposed Taxes

(*Continued from Page* 1)

Revenue Code is amended to read as follows:

"(1) RATE.—A tax of 1 cent for each 10 cents or fraction thereof of the amount paid for admissions to any place, including admission by season ticket or subscription; except that in case the amount paid for admission is less than 10 cents, no tax shall be imposed. In the case of persons (except bona fide employes, municipal officers on official business, children under 12 years of age, members of the military or naval forces of the United States when in uniform, and members of the Civilian Conservation Corps when in uniform) admitted free or at reduced rates to any place at any time when and under circumstances under which an admission charge is made to other persons, an equivalent tax shall be collected based on the price so charged to such other persons for the same or similar accommodations, to be paid by the person so admitted. Amounts paid for admission by season ticket or subscription shall be exempt only if the amount which would be charged to the holder or subscriber for a single admission is less than 10 cents."

Section 1701 of the Internal Revenue Code, relating to exemptions from admission tax, shall not apply with respect to amounts paid, on or after the effective date, for admission. This embodies Beano, Bingo, charity affairs and the like.

"The act proposes to collect a tax for admission to national parks, heretofore exempt. A five per cent tax is proposed on all amounts paid for admission, refreshments, service and merchandise at any roof garden, cabaret or other similar place furnishing a public performance for profit, if any payment, or part thereof, for admission, refreshment, service or merchandise entitles the patron to be present during any portion of such performance."

Detroit's Norwood Is Set for Replacement

Detroit—Order by the City Council to widen Woodward Ave. for two blocks will mean destruction of the present Norwood Theater, which will be replaced by a new house, according to Associated Theaters Circuit. Associated will also suffer the handicap of having the front of the Center Theater, which they operate directly across the street, partially blocked for several months.

Martin Theaters Open Pine

Fitzgerald, Ga. — The Pine, this city's second motion picture theater, has opened under the direction of Martin Theaters. J. H. Luter, manager of Martin's Grand here, becomes city manager of both houses. Alvin Whittle wil be house manager of the Pine.

THE WEEK IN REVIEW

Film Profits Up

(Continued from Page 1)

case was compromised. The week-end saw four new demands filed.

* * *

THIS AND THAT: Court ordered briefs presented in the consenting distribs.' suit to have Minnesota's anti-block-of-five pictures law declared unconstitutional. . . . The NLRB certified the SPB as bargaining agent for screen publicists. . . . Prediction was made that Atlas Corp.. would come into full control of RKO by January 1. . . . It was reported that Harry Brandt might join RKO's theater division in an exec. post. . . . Sixty exhibs. have written to Harry Barndt, ITOA prexy, favoring his proposal for a new national exhib. organization. . . . FCC granted construction permits for commercial television stations to Zenith Radio in Chicago and Don Lee Broadcasting in Los Angeles. . . . Frank Capra terminated negotiations with United Artists to become a member-owner due, he announced, to delay of UA in concluding the deal. . . . Pathe Film Corp. will be dissolved this week. . . . Pickup in tradeshow attendance was reported following Warners' first block-of-five screenings. . . . Para. reported arranging for special screenings of its blocks-of-five at convenience of distribs. . . . "Movie vacation" plan, sponsored originally by the Bulletin, Philadelphia, and then taken up by many other newspapers, gets an okay from film theaters. . . . W. G. Van Schmus at luncheon for Joseph Bernhard, national chairman of the USO campaign, urged all-out support for the USO drive. . . . Abram F. Myers suggested joint industry committee as a liaison group. Myers also urged amendments to the Government's proposed tax bill. . . . UA reported that "Rebecca" topped all its pix in number of bookings with the total for that film 12,055.

FOREIGN

EUROPE: Warner Bros. deal with John Maxwell's estate for a 50 per cent interest in the Associated British theater circuit was signed in London. Protest, however, may force the British Government to intervene and rescind or modify the deal, it was reported. . . . Nazi military authorities seen tightening their control over the production and exhibition of French films.

* * *

AMERICAS: Argentine film biz was seen changing its pattern under stress of European war's effect, with producers seeking Government support without Government interference. . . . Brazil reported from Rio using 90 per cent of U. S. films. . . . Canadian theaters experience attendance slump due to the new 20 per cent tax

REVIEWS OF SHORT SUBJECTS

"How Goes Chile?"

RKO 10 mins.

Interesting Travelogue

Third of the one-reel subjects brought back from South America by Julian Bryan. Reel has timely slant in that it shows the extent of Nazi infiltration in Chilean industry and the German influence upon the Chilean army. Bryan also reveals how America's vast nitrate investment is imperiled by the world situation. Photography is well done.

"The Jungle"

Paramount 11 mins.

Exciting One-Reeler

A highly interesting Technicolor view of the jungle. There are a number of good shots of the killers that lurk in the dark forests. There is one terrific clip which shows a deadly cobra in a fight with a mongoose. This scene is guaranteed to send the pulse up a few notches.

Truant Officer Donald

RKO 8 mins.

One of the Funniest

A real howl which makes for sock program material. Cartoon features Donald Duck as a truant officer whose main problem is getting his three nephews to school. In a number of very funny situations, the trio successfully elude Donald Duck until he finally catches up to them. When Donald finally leads them to school, he discovers the school has been closed for the Summer.

"It's a Hap-Hap-Happy Day"

Paramount 7 mins.

Some Amusing Moments

Cartoon features the Max Fleischer character, Gabby. This time Gabby gets in the hair of the town mayor when he invites himself along on the mayor's fishing trip. He attempts to show the mayor how to do everything, naturally with disastrous results. End has Gabby up a tree with the owls.

"What's Lacrosse"

Paramount 10 mins.

Good Sport Short

A subject devoted to one of the more popular prep and college sports. Reel is handled in humorous and interesting manner. In tracing origin of the game, the short shows the Cherokee Indians of the Smoky Mountains playing the sport the way their ancestors did. Then it shows some college and school outfits in action. Ted Husing handles the narration in his usual absorbing style.

"Craig Wood"

RKO 9 mins.

Beats Par for Program

Good sports reel for exhibs. to capitalize on. It features Craig Wood, U. S. open golf champion. Golf fans will find this reel highly instructive as well as entertaining while camera follows Wood around the course. In addition to advice on how to use certain clubs, Wood makes some spectacular shots. Slow motion heightens the effect. Fredric Ullman, Jr., produced, Joe Walsh directed.

"Orphan's Benefit"

RKO 9 mins.

Exhibs. Will Benefit

Laughs aplenty in this very entertaining Technicolor cartoon featuring Mickey Mouse and Donald Duck. Cartoon has Mickey Mouse acting as emcee for a theatrical show presented for orphans. Most of the Disney characters are trotted out but Donald Duck becomes the target for the orphans' heckling and comes off second best in a series of hilarious episodes.

"Unusual Occupations"
(No. 6)

Paramount 11 mins.

Average Program Reel

Subject covers a wide variety of topics. Most lengthy and interesting clip is the one which deals with the famous aquarium at Marineland in Florida. It shows how attendant in diver's suit takes care of the finny tenants. Others show a man who has built a miniature circus for a hobby; a man who makes antique guns and keeps them; an attractive model whose job is to pose for tourists who visit the Cyprus Gardens in Florida and a Kansan who saves, for some unknown reason, the shorn tresses of the fair sex.

"Information Please"
(No. 13)

RKO-Pathe 9 mins.

Experts Score Again

With Anna Neagle, making a charming return appearance in this reel, the four experts, Clifton Fadiman, Oscar Levant, John Kiernan and Franklin P. Adams, unite in presenting another amusing subject. They do get stymied on a question involving fictional drinks. On the others, they demonstrate an impressive amount of witty erudition.

"Pest Pilot"

Paramount 7 mins.

Only Fair

A Popeye cartoon that dives as far as the laughs are concerned. In this, Popeye's seagoing father is anxious to fly a plane. After being turned down by Popeye, he hops into a plane and goes on a wild flight. He cracks up and that is about all. It is mostly for the kids.

New Marquee for Storm

Oakland City, Ind.—Alma G. Foster, operator of the Storm Theater here, has contracted for a new "V" style marquee to be built immediately.

RCA Equip. for Plaza

Glendale, Ariz.—The Plaza Theater here is getting new RCA Photophone sound and an RCA Magic Screen under a contract signed by Community Theaters of Phoenix.

Fla. Circuit Starts Defense Stamp Mats.

Washington Bureau of THE FILM DAILY

Washington—Florida children are now getting into the theaters by showing a Defense Savings Stamp.

In a move to aid the National Defense Savings Program, Florida State Theaters, Inc., of Daytona Beach, which operates 110 motion-picture theaters in that State, has developed a special children's matinee plan, with Defense Savings Stamps used for admission.

On August 9, when the plan was launched, more than 35,000 Florida children bought ten-cent Defense Savings Stamps from the post offices in the cities where the theaters are situated or in the theater lobbies. Admission was gained simply by showing the stamp.

These special Saturday matinees will be a regular feature in all its houses, and J. L. Cartwright, director of public relations for the circuit expressed the hope that motion picture exhibitors throughout the nation would adopt the program, which has a two-fold purpose: (1) To aid the Defense Savings Program; (2) To encourage thrift on the part of the children, and through them stimulate parents and other adults to participate directly in the Defense Savings effort.

In a pamphlet sent to every motion-picture theater owner in Florida, Cartwright outlined the special children's defense matinees, and asked for the aid of fellow theatermen in promoting the sale of Defense Bonds and Stamps. He made the following suggestions:

Take pictures of children buying stamps and presenting them at the theater. Have some persons experienced in talking to children impress upon them at the show the importance of buying more stamps. Stage a prologue with a patriotic theme, stressing the desirability of buying stamps. Give passes and bonus stamps to children who present filled books.

To reach adults it was suggested that stamps be substituted for cash in awarding prizes for essays, quizzes and other special promotions.

Newspapers and radio stations throughout Florida are co-operating in promoting the special children's matinees.

Badamo at Hope

New Haven — Sam Badamo, for several years associated with Loew's in Bridgeport and at the College, New Haven, and recently resigned, has connected with the new Lockwood-Gordon Hope Theater, Providence.

Resume Stage Shows

Grand Rapids, Mich.—Butterfield's Keith house here will again have big name bands in addition to pictures. The Fall season opens with Ted Weems coming here Sept. 3.

HOLLYWOOD SPEAKING--

By RALPH WILK

RAY WHITLEY, singing cowboy featured in all RKO Radio's Tim Holt westerns, will leave shortly on an eight-week personal appearance tour of the deep South. He will be accompanied by his Six Bar Cowboys who appear with him in films.

●

FLORENCE LAKE, recently returned to Hollywood from a New York radio season, has been cast by Director Jack Hively in RKO Radio's "Four Jacks and a Queen."

●

ELSA LANCHESTER, British star of stage and screen and wife of Charles Laughton, has been signed to portray the important role of Bristol Isabel in Darryl F. Zanuck's production of "Benjamin Blake."

●

"THE MALE ANIMAL," screen version of the stage hit by Elliott Nugent and James Thurber, is scheduled to go before the cameras at Warner Bros. next Monday.

●

FIRST player cast for Frank Capra's forthcoming Warner Bros. production of "Arsenic and Old Lace," is Richard Travis. Latter is Bette Davis' discovery now appearing opposite her in romantic lead of "The Man Who Came to Dinner" on the Warner lot.

●

VERONICA LAKE, will continue her starring career in "This Gun For Hire," melodrama adapted from a novel by Graham Greene.

●

DARCY McCOY, 19-year-old son of the western star, Colonel Tim McCoy, has launched his career as a screen actor in "Reap the Wild Wind" under the name of Darcy Miller. He is a grandson of Henry Miller, famous stage star and a nephew of Gilbert Miller, Broadway producer.

●

PARAMOUNT has cast Veronica Lake for "This Gun for Hire" from the novel by Graham Greene. Frank Tuttle will direct this murder mystery and is working on the screnplay with Albert Maltz.

●

NORMA SHEARER, who has just returned from a brief New York holiday, will next be presented by Metro in "We Were Dancing," adapted from a playlet from Noel Coward's "Tonight at 8:30."

●

REHEARSALS for the screen debut of the Ballet Russe de Monte Carlo are scheduled to start at Warner Bros. today. Ten days of rehearsals are expected to be required to adjust choreography to camera angles, so production of first Warner Technicol ballet featurette is tentatively scheduled to start Aug. 28.

●

ALLYN JOSLYN, who recently left the cast of the New York stage success, "Arsenic and Old Lace," to accept a 20th Century-Fox contract, has been added to the cast of "Hot Spot."

●

AFTER a try-out in a Summer stock theater in central Illinois, Bradbury Foote's original play, "Groshi," probably will get its big town premiere at the Biltmore in Los Angeles.

WHO'S WHO IN HOLLYWOOD

● ● ● *Introducing Interesting Personalities* ● ● ●

MARTIN MOONEY. Producer-writer. Born in New York, on 43rd St., off Broadway, April 17, 1894. Attended schools in Brooklyn and New York. Wrote market flashes for Jesse Livermore, the speculator. Became advertising manager of a Wall St. investment firm and wrote a booklet, "The Threshold of Prosperity," which attracted David Belasco's attention. Through Belasco, he met Abraham L. Erlanger and became press agent for the latter. Joined John Golden, the producer, and created the "clean plays" slogan for him. Became an outstanding play analyst for important producers. Wrote four Broadway plays, "The Town's Woman," "The Ghost Writer," "The Grey Zone," "Sisters of the Chorus." Conducted "exposes" for New York newspapers. Refused to give evidence that would have caused indictments of Judge Manton and James Hines, Tammany leader, on grounds that as a newspaperman he could not reveal sources of his information. Paid a fine of $25 and served 30 days in jail. Because of the case, 14 states passed laws exempting newspapermen from revealing their sources of information. Came to Hollywood in 1935 and wrote for Warner Bros., Goldwyn, RKO, M-G-M and other studios. Now producing for Producers Releasing Corp., first picture being "Mr. Celebrity."

Press Endorses Sears' Stand on Single Bills

Policy of aiming all product for single-bill quality, announced by Gradwell L. Sears at the recent Warner Bros. sales convention, is now getting nation-wide editorial endorsement in daily newspapers. Typical is one from the Evening World-Herald, Omaha, Nebraska, which heads its comment: "This is Leadership" and goes on to say:

"There is a deplorable tendency on the part of our American leadership to put the head in the sand, to ignore those controversial questions which divide the people and turn brother against brother and mother against son.

"We are particularly glad to note, therefore, that one great American institution has Faced the Issue.

"Warner Brothers Pictures have announced, through their general sales manager, that they will abandon the double-feature idea.

"Instead of proceeding on the supposition that two pictures of medium quality or thereabouts will be offered on each program, Warner Brothers proposes to issue only extra special, super-dooper, colossals, with the idea that they will be presented one at a time—suitably garnished, of course, with attractive servings of short subjects.

"We don't know whether it will work. Many Americans are bargain hunters, and the notion that two feature pictures are necessarily better than one feature picture is hard to dislodge. But right or wrong, our congratulations go to Warner Brothers. They have courage. They have taken a stand on a question which, in many precincts, is hotter by somewhat than aid to Britain."

Rivoli Opens Sept. 1

The Rivoli Theater, Broadway, reopens on Sept. 1 with Universal's "Unfinished Business." Opening is the world premiere of the picture.

"Charley's Aunt" Plays To Record Roxy Crowds

The 20th Century-Fox production of "Charley's Aunt," now in its third week at the Roxy Theater, played to 201,541 paid admissions during the first fourteen days of its engagement. This is a new summer record for that period of time at the Roxy.

To Use Kodachrome Shots of Parley

(*Continued from Page* 1)

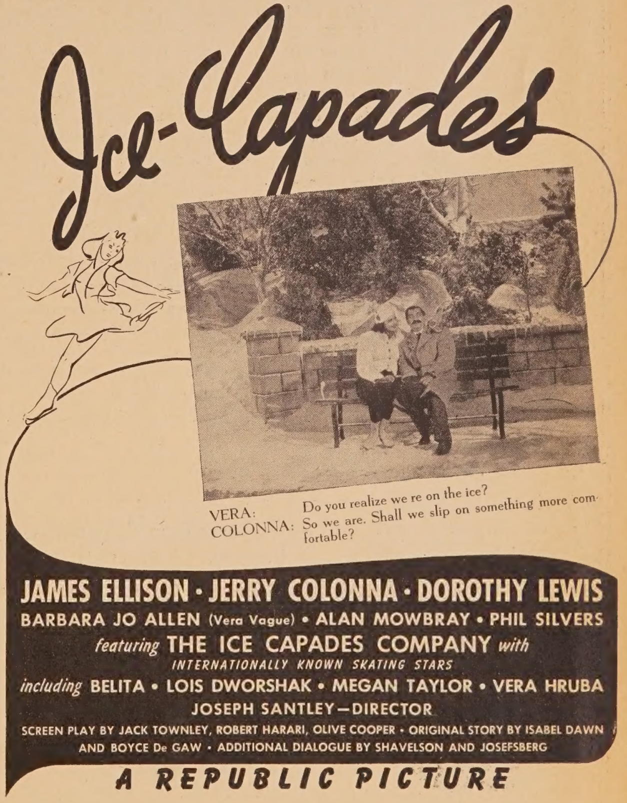
garded clear enough to include in the reels. It is reported that no American newsreel men accompanied the President although British photographers made the secret trip with Churchill.

Elliot Roosevelt made seven reels of Kodachrome film of the event on 16 mm. and these shots will be "blown up" for newsreel purposes. It is reported that they will be available today.

Beano Licenses to Cost $5 Monthly in Haverhill

Haverhill, Mass.—A fee of $5 a month for a Beano license and discontinuance of the fee of $25 for an annual license have been announced by Mayor Albert W. Glynn, who stated he did not intend to approve issuance of one-day licenses or any new licenses.

"I am not in favor of issuing any more permits than there are in existence right now" the Mayor said. "I had nothing to do with the licenses already issued and I don't intend to have that number increased."



Ice-Capades

VERA: Do you realize we re on the ice?
COLONNA: So we are. Shall we slip on something more comfortable?

JAMES ELLISON · JERRY COLONNA · DOROTHY LEWIS
BARBARA JO ALLEN (Vera Vague) • ALAN MOWBRAY • PHIL SILVERS
featuring THE ICE CAPADES COMPANY *with*
INTERNATIONALLY KNOWN SKATING STARS
including BELITA • LOIS DWORSHAK • MEGAN TAYLOR • VERA HRUBA
JOSEPH SANTLEY—DIRECTOR
SCREEN PLAY BY JACK TOWNLEY, ROBERT HARARI, OLIVE COOPER • ORIGINAL STORY BY ISABEL DAWN AND BOYCE De GAW • ADDITIONAL DIALOGUE BY SHAVELSON AND JOSEFSBERG
A REPUBLIC PICTURE

EXHIBITORS ROLL CALL

U.S.O. THEATRE WEEK

Week Beginning Monday, September 1, 1941

JOSEPH BERNHARD, *Chairman*

CO-CHAIRMEN

Edward L. Kuykendall, Martin G. Smith, Nathan Yamins

Let's Do A Man-Size Job For The Men In Uniform!

FILL IN THE COUPON BELOW AND MAIL IN TODAY TO THE CO-CHAIRMAN FOR YOUR TERRITORY

EXCHANGES	EXHIBITOR CO-CHAIRMAN	COMPANY	DISTRIBUTOR CO-CHAIRMAN	COMPANY
Albany	Moe Silver	W. B.	Max Westebbe	RKO
Atlanta	Wm. K. Jenkins	Par.	R. M. Avey	MGM
Boston	M. J. Mullin	Par.	Tom Donaldson	MGM
Buffalo	Vincent McFaul	Par.	K. G. Robinson	Par.
Charlotte	W. F. Kincey	Par.	J. Brecheen	RKO
Chicago	Jules J. Rubens	Par.	Clyde Eckhardt	Fox
Cincinnati	Ike Libson	RKO	A. S. Moritz	Col.
Cleveland	John Kalafat	I. T. O.	I. J. Schmertz	Fox
Dallas	R. J. O'Donnell	Par.	R. H. Beiersdorf	Fox
Denver	F. R. Ricketson	Fox	Chester J. Bell	Par.
Des Moines	A. H. Blank	Par.	E. J. Tilton	W. B.
Detroit	Earl Hudson	Par.	E. Heiber	U.
Indianapolis	Don Rossiter	A. T. O.	G. R. Frank	U. A.
Kansas City	Elmer Rhoden	Fox	Robert Withers	Rep.
Los Angeles	Charles P. Skouras	Fox	Clayton T. Lynch	MGM
Memphis	Howard Waugh	W. B.	H. I. Mansfield	U.
Milwaukee	Harold Fitzgerald	Fox	O. J. Ruby	Col.
Minneapolis	Fred Strom	Allied	W. H. Workman	MGM
New Haven	I. J. Hoffman	W. B.	L. C. Wechsler	U. A.
New Orleans	M. H. Jacobs	United Theatres	Ernest Landaiche	Fox
New York	W. G. Van Schmus	Radio City Music Hall	Bob Wolfe	RKO
Oklahoma City	Horace Falls	Griffith	J. O. Rohde	W. B.
Omaha	Joseph Kinsky	Par.	A. Mendenhall	Par.
Philadelphia	Sidney E. Samuelson	Allied	Bob Lynch	MGM
Pittsburgh	Harry M. Kalmine	W. B.	Bryant Stoner	MGM
Portland	Albert J. Finke	Fox	R. O. Wilson	U.
St. Louis	Harry Arthur	F. & M.	M. Schweitzer	Par.
Salt Lake City	John Rugar	Intermountain	Wm. F. Gordon	W. B.
San Francisco	Arch M. Bowles	Fox	Jack Tillman	Col.
Seattle	Frank Newman	Fox	F. M. Higgins	U. A.
Washington	J. J. Payette	W. B.	Eddie Fontaine	Par.

MR. JOSEPH BERNHARD, *Chairman*
U. S. O. CAMPAIGN, MOTION PICTURE THEATRES DIVISION
PARAMOUNT BLDG., NEW YORK CITY

I herewith enroll all my theatres for this great cause, during the seven (7) days beginning Monday, September 1st. You can rely upon me to cooperate with you on the following:—

A. I will run the special trailer—to be supplied to me gratis—at all performances during the week of September 1st.

B. I will take collections following each showing of the trailer.

EXHIBITOR ....CITY ....

THEATRE ....STATE ....

AUG 23 '41
METRO-GOLDWYN-M
READING DEPT.

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 35 NEW YORK, TUESDAY, AUGUST 19, 1941 TEN CENTS

BASE TAX ON PRICE CHARGED, MPTOA ASKS

Senate Group to Quiz 15 on "War Propaganda"

Clark's Subcommittee Bids Industry's Key Execs. to Give Testimony on Sept. 8

Washington Bureau of THE FILM DAILY

Washington—Fifteen key men in the film industry, representing the cream of New York and Hollywood executive manpower, if they elect to accept invitations now on the way, will parade before a Senate Interstate Commerce sub-committee, starting Sept. 8, to testify at an investigation into whether films and radio are being used to further war propaganda in the U. S.

The probe will be conducted by five Senators—D. Worth Clark, D., Idaho,

(*Continued on Page* 14)

Fidler, Quitting CBS, Blames Censorship

West Coast Bureau of THE FILM DAILY

Hollywood—Jimmie Fidler, stormy petrel of film criticism on the air, yesterday announced his radio program, sponsored by the Tayton Co., was switching from CBS to Mutual next Friday, and charged Columbia's "censorship policy" in his case with

(*Continued on Page* 3)

Circello Missing, Trial of Browne-Bioff Goes Over

Unsuccessful in locating the whereabouts of the elusive witness, Nick Circello, Chicago night club operator, United States Attorney Mathias F. Correa received a postponement yes-

(*Continued on Page* 13)

No Pix Censorship Plan, Asserts FDR

Washington Bur., THE FILM DAILY

Washington—President Roosevelt, through Secretary Steve Early, yesterday denied a published report that he had approved a mandatory plan for censorship of films, press, radio and other forms of communication.

The story in question was written by William K. Hutchinson, INS Washington ace correspondent, and carried by that wire service yesterday.

Allied of Michigan to Hold First Parley In Five Years in Detroit, Opening Oct. 6

Detroit—Allied Theaters of Michigan has set Oct. 6-7-8 for its first Detroit convention in five years. Event will be held at the Book Cadillac Hotel here.

Detroit Gets First Case In Six Months

Detroit—Complaint was filed with the local arbitration tribunal yesterday by David Newman, theatrical attorney and exhibitor, on behalf of Drayton Theater at Drayton Plains, opened six weeks ago by Bud Harris.

Complaint names all five companies under Section Eight and alleges unreasonable clearance. Charge is that Drayton must follow seven days after the second-run Pontiac, which follows 60 days after first-run Pontiac, and asks that clearance be reduced from 67 to seven days.

Drayton theater is five miles from

(*Continued on Page* 13)

New Distribution Deal For Pascal in Prospect

Gabriel Pascal flies to Ottawa today for conferences with Canadian Government officials on his scheduled production, "The Snow Goose," Paul Gallico story. He is due back on Friday.

Following his return, Pascal is expected to make an announcement concerning his releasing plans. Pascal, whose last two productions were

(*Continued on Page* 13)

Biordi Arbitration Case is Dismissed

Pittsburgh—Complaint of Biordi Bros., operators of the Majestic Theater, Ellwood City, Pa., charging discrimination in favor of a circuit and refusal by the distributors to license product, was dismissed by Horace F. Baker, arbitrator.

Vitagraph and two other defendants, Monessen Amusement Co. and Indiana County Theaters, Inc., were dismissed on the grounds that evidence did not prove that a competing circuit made unfair use of its buying power.

Case against 20th Century-Fox

(*Continued on Page* 13)

Goetz-Ratoff Eastern Plan Said in Conversation Stage

Reports that Gregory Ratoff and Harry Goetz would produce in New York have not gone beyond the conversation stage, Goetz said here yesterday. Goetz said that such a plan had been talked and considered but that nothing definite had been agreed upon.

A deal for distribution in the event the proposal is carried out has

(*Continued on Page* 6)

Tony Sudekum Takes Stand

Crescent Prexy Denies All Gov't's Charges

By P. R. RUSSELL

FILM DAILY Staff Correspondent

Nashville—On the stand as the first defense witness in the Government's anti-trust suit against Crescent Amusement Co., its affiliates, Universal, Film Exchanges and United Artists which resumed yesterday morning, Tony Sudekum, president of Crescent, denied each

(*Continued on Page* 14)

SPG and Distribs. Will Talk Pact on Thursday

Opening talks between the negotiating committee of the Screen Publicists Guild and a committee representing the distributors is scheduled to take place Thursday at the Hotel Piccadilly.

Companies will have the advertis-

(*Continued on Page* 13)

Levy "Should Apply Down To the Last Penny," Kuykendall Tells Senate Com.

Washington Bureau of THE FILM DAILY

Washington—A plea that the Federal admission tax be based "absolutely on the admission price charged" and that the levy "should apply down to the last penny" was voiced by Ed Kuykendall, MPTOA prexy, as he appeared yesterday before the Senate Finance Committee.

Kuykendall told the Committee that he appeared "not to ask any special consideration but merely for the correction of what to us theater owners is a serious injustice," and that there was no desire to oppose the admission tax "as such."

In outlining the MPTOA position, Kuykendall said:

"The attendance at theaters dur-

(*Continued on Page* 14)

RKO 26 Weeks' Net Rises to $485,605

RKO Corp. and subsidiary companies yesterday reported a net profit, after all charges, of $485,605.38 for the 26 weeks ended July 5, compared with a profit of $220,819.07 for the corresponding period last year.

At the same time, the company

(*Continued on Page* 3)

Metro's Next Screenings For Trade on Sept. 11-12

M-G-M's next trade screenings will be held Sept. 11 and 12. Three pictures are on the docket for showings on those dates and two others

(*Continued on Page* 3)

Detroit First-Runs At All-Time Low

Detroit—Detroit first-runs dropped to an all-time low of three this week—the Michigan, Fox, and Adams—with the Palms-State switching, temporarily to a revival policy, double billing "Mata Hari" and "Navy Blue and Gold."

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 35 Tues., Aug. 19, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Monday, Aug. 18*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6⅝	6⅝	6⅝	+ ⅜
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10⅛	10⅛	10⅛	+ ⅛
East. Kodak	140	139½	140	+ ½
do pfd.	....	....	....	.....
Gen. Th. Eq.	13½	13⅜	13½	+ ¼
Loew's, Inc.	34⅝	34½	34½	— ⅛
do pfd.	109½	109½	109½	+ 1⅛
Paramount	14⅜	14	14⅜	+ ⅜
Para. 1st pfd.	105¾	104¼	105¾	+ 1
Para. 2nd pfd.	13	12⅞	13	.....
Pathe Film	13¾	13¾	13¾	.....
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8	7¾	8	+ ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5¼	5	5¼	+ ¼
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	56	56	56	+ 1
Para. Picts. cv. 3¼s47	97	97	97	.....
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9⅛	9⅛	9⅛	— ⅜
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	8½	8⅛	8⅛	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63½	66½
Roxy Thea. Bldg. 4s 1st '57	57	60½

Famous Players Canadian Files Oscar Hanson Suit

Toronto—Famous Players Canadian has filed a writ of action in Toronto law courts against Oscar R. Hanson in a case said to involve ownership of the theater, Enterprize, at Timmins, Ont., alleged to have been acquired by Odeon or an affiliated company. This is first sign of legal action between the competitive chains.

COMING AND GOING

SPYROS SKOURAS returns today from Cincinnati where he was guest of honor at the convention of the AHEPA, national Greek fraternal organization.

DAVID BERNSTEIN is back at his desk after a Maine vacation.

J. H. SEIDELMAN, head of Universal's foreign distribution, has returned from the Coast.

ANNA NEAGLE and **HERBERT WILCOX**, scheduled to leave by Clipper over the week-end for England, leave this morning.

GABRIEL PASCAL flies to Ottawa today.

KEN CLARK, of the Hays office, is back from a sojourn in Iowa.

BILL SAAL, Republic home office representative, returns today from Minneapolis where he staged the premiere of "Ice-Capades."

MORT SINGER, of the Singer circuit, leaves for Chicago today.

GRACIE FIELDS, British actress, is en route by plane to New York for a tour of the United States and the British Empire.

CAPT. VINCENT G. HART, local motion picture attorney on the staff of the state Adjutant General's department, is at Camp Smith attending the officers' school.

DOROTHY COMINGORE, RKO actress, is visiting New Orleans, Houston, Dallas, Memphis, St. Louis and Chicago before returning to Hollywood.

HAL PEARL, author of Walt Disney's, "Dumbo," has returned to Miami to resume work on the Miami Daily News as amusement editor.

ALBERTO VILA, South American stage and screen star, leaves Hollywood for the Argentine Aug. 22.

TOMMY MacLEOD, of the Universal studios, is stopping at the Warwick Hotel.

FRANK OLSON, IATSE executive, has returned to his Chicago headquarters after an Eastern trip.

W. F. O'CONNELL, manager of Warners' Highland, his wife and **BEN COHN**, manager of the Frolic, Chicago are on a trip to Mexico City.

LIEUT. WILLIAM A. HALPERN, U. S. Marine Corps, is stopping at the Paramount Hotel. He will be here for a week editing two films produced by the Marine Corps.

BERNARD C. KRISLER, Universal's short subject manager, is in Albany today, then Washington Wednesday and Philadelphia Thursday.

MORTY GERBER, of the Warner publicity staff, has returned from a vacation in Maine and New Hampshire.

Equity's Television Move Stirs Hostility of AFRA

Detroit—AFRA convention, which adjourned here over the week-end, received Equity's television jurisdictional move incredulously and with hostility. Consensus of convention opinion was that the SAG has more favorable opportunity for jurisdiction inasmuch as the latter controls synchronized pix, while AFRA's jurisdiction over the non-synchronized field gives it an opening as well. Allen Reed, of New York was appointed chairman of a special AFRA committee to study the tele situation.

AFRA picked Hollywood as the 1942 convention city, and elected these officers: President, Lawrence Tibbett; vice-presidents, Jean Hersholt, Virginia Payne, Ken Carpenter. William Adams, Ben Grauer; executive secretary, Mrs. Emily Holt; recording secretary, Alex McKee; treasurer, George Heller.

FDR-Churchill Pro. Reels Due Late Tomorrow Night

Footage of the Roosevelt-Churchill meeting shot by professional cameramen from GB and the London office of Paramount is due in Montreal by plane tomorrow and is expected here late that night.

It is said 4,400 feet of the historic meeting were shot by the British cameramen and as soon as it is edited the newsreel will replace the amateur version taken aboard the Prince of Wales.

Paramount is handling the distribution of the British newsreel version and will share the footage equally with Pathe News, Universal Newsreel, News of the Day and Fox Movietone News.

James Leasia Dead

Detroit — James M. Leasia, 72, owner of the Castle and Dunbar Theaters, is dead following a stroke. His widow and two daughters survive.

Herman Levy Joins Goldberg

Omaha, Neb.—Herman Levy, formerly of Sioux City, has assumed the post of general manager of the eight Ralph Goldberg theaters at Omaha. Levy until recently was manager of the Orpheum theater at Sioux City.

De Wohl Will Predict Via Pathe's Newsreel

A new wrinkle in newsreel material will be inaugurated by Pathe News this week when it will predict forthcoming events through Louis de Wohl, astro-philosopher.

De Wohl, who recently arrived from England, will go before the camera tomorrow and forecast an event that he asserts will occur shortly. Predictions will not be a regular feature of the newsreel but will be inserted whenever he has reason to believe an event will take place.

The author of many books on astro-philosophy, de Wohl is considered the greatest authority on Nostradamus and has successfully predicted a number of events in connection with the present war. He formerly was a producer for Ufa and has made pictures in England.

Schlaifer Named Sales Head for Edward Small

West Coast Bureau of THE FILM DAILY

Hollywood—J. L. Schlaifer, former United Artists executive, has been appointed vice-president in charge of sales for Edward Small Productions.

He will headquarter in New York.

Ice-Capades

BOB: Colonna, the boss wants you to see him.
COLONNA: I've seen him — he's a short, dark guy with —
BOB: — With murder in his heart. Get moving!

JAMES ELLISON · JERRY COLONNA · DOROTHY LEWIS
BARBARA JO ALLEN (Vera Vague) • ALAN MOWBRAY • PHIL SILVERS
featuring THE ICE CAPADES COMPANY *with*
INTERNATIONALLY KNOWN SKATING STARS
including BELITA • LOIS DWORSHAK • MEGAN TAYLOR • VERA HRUBA
JOSEPH SANTLEY—DIRECTOR
SCREEN PLAY BY JACK TOWNLEY, ROBERT HARARI, OLIVE COOPER • ORIGINAL STORY BY ISABEL DAWN AND BOYCE De GAW • ADDITIONAL DIALOGUE BY SHAVELSON AND JOSEFSBERG
A REPUBLIC PICTURE

RKO 26 Weeks' Net Rises to $485,605

(*Continued from Page* 1)

announced a net loss of $723,404.89 for the 53 weeks ended July 5.

For the first 26 weeks this year, RKO showed a profit from operations of $1,419,314 before the following deductions: depreciation, $667,753; provision for income taxes, $213,456; and provision for dividends accrued during the period on preferred stock of a subsidiary company, in the hands of the public, $52,500. Profit from operations before the same deductions during the first half of 1940 was $1,425,592.

Metro's Next Screenings For Trade on Sept. 11-12

(*Continued from Page* 1)

may be scheduled in for previews on Sept. 13.

"Married Bachelor" and "Smilin' Thru" are to be shown on Sept. 11: "Female of the Species" will be offered on Sept. 12.

First "York" Hollywood Week Gross is $34,000

Completing its first week at the Hollywood last night, Warners "Sergeant York" piled up a gross of $34,000 as it continued its successful Broadway first-run. Hollywood figure tops everything done at the smaller Astor Theater by more than 50 per cent.

Additional openings for "York" have been set for this week in Louisville and Dayton and picture will open over the week-end in Saratoga. National release date has been set as Sept. 27.

Rites for James Greig

St. Louis—Funeral services were held Saturday for James Greig, United Artstis salesman for Missouri, Arkansas, Illinois and Kentucky who died at Barnes Hospital here from injuries sustained July 29 when his automobile ran off the road and collided with a tree near Festus. Greig resided with his wife and son in Richmond Heights.

"Happy Birthday to You"
TELEGRAM

**From
THE FILM
DAILY to**
Edward K. O'Shea
Marie Wilson
Colleen Moore
Eleanor Boardman
June Collyer
Kenneth MacKenna
Joan Peers
Edward H. McBride

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● **THE Adelphi Theater in Chicago doesn't mind ribbing itself on the current trend in programs......Take for example the trailer recently produced by Filmack for the Adelphi........It read like this: "Something New Every Day at the Adelphi......Monday and Tuesday Constance Bennett Cosmetics......Wednesday and Thursday Bolero Dinnerware......Friday and Saturday Bingo and Jackpot......P.S. We Also Show Pictures"........That's more truth than pottery gag). . . ● Industry's unofficial tennis tourneys have been going on in Brooklyn ......Paramount's Manny Reiner was taken over the hurdles Saturday for a love set......while our own Dave Golding took two games of a set from Ira (Hollywood Reporter) Witt......and Jack Harrison won a love set from Irving (RKO) Shiffrin in the much-advertised match......**

▼ ▼ ▼

● ● ● *LOOKS LIKE the alleged Hearst-RKO feud is a thing of the past......William Randolph Hearst yesterday, in his own personal column, bestowed rave notices on Walt Disney's "The Reluctant Dragon"......hailing it as a masterpiece and praising every sequence......Publisher Hearst added a formal request that Disney produce "Rip Van Winkle". . .* ● *National Screen's Vincent Trotta, M-G-M's Al Altman and 20th-Fox's Vyvyan Donner again will be judges at the Atlantic City Beauty Pageant......to help pick a Miss America......So will Ned Wayburn and possibly Alfred Lunt, Lynn Fontanne, Russell Patterson, Conrad Thibault, Cornelia Otis Skinner, all of whom have been invited..... Other judges will be George Petty, John Held, Jr., Hap Hadley, Walter Reagles, W. W. Forster and John Powers......*

▼ ▼ ▼

● ● ● **GOSSIP AND STUFF......From Cleveland we learn Indie Theater Owner Frank Gross is eligible for the Hole-in-One Club...... having dropped the pill into the bucket in one stroke at Manikiki Country Club......while playing with such vets as Jack Jossey, Perce Essick and Fred Meier. . . ● Local Warner Club is tossing its annual golf tourney on Sept. 11......at Old Oaks, Purchase, N. Y.......Jerry Keyser, Leonard Palumbo, Abe Kronenberg and Arthur Sachson are in charge. . . ● Gossip around town is that the Bill Rodgers-UA amalgamation is not officially dead. . . ● Maureen O'Sullivan will be the guest of Secretary of the Navy Knox and Rear Admiral Downes at Great Lakes Naval Training Station tomorrow. . . ● Veterans of Foreign Wars have awarded their Distinguished Citizenship Medal to Gary Cooper for his performance in "Sergeant York". . . ● To get back to golf......Grace Quanbusch won the J. F. Flynn silver cup at the M-G-M employes' tourney in Chicago......Other winners were Max Schwartz, Florence Matteoni, Joseph Williams, Selma Springer and Emily Hilger. . . ● Rutgers Neilson is vacationing. . . ● Norton Richey is back from his. . . ● H. M. Richey will speak at the West Virginia exhibitors convention in White Sulphur Springs next week. . . ● Sid Samuelson comes to town every week on national Allied convention biz. . . ● Billy Ferguson goes to Chicago today to hold first of a series of exploiteer sessions—present will be W. L. Bishop, Gene Rich, Louis Orlove and Norman Pyle. . . ● Phil M. Daly still ailing......**

« « « » » »

Fidler, Quitting CBS, Blames Censorship

(*Continued from Page* 1)

responsibility for the move. Behind that policy, he further charged. were certain studio execs. whose ire he had aroused.

Fidler, who returned to the air six weeks ago, in a formal statement asserted that the CBS policy "has hampered and worried me to the point that I have felt and feel that I have been denied the right of free speech" and termed the "fetters" imposed "so 'old ladyish' as to constitute a slap in the face of this right of free speech." A copy of the statement was sent by the commentator to the FCC.

Fidler declared that the network "insisted that I must give a 'favorable' notice (three or more bells) to all so-called 'big' pictures reviewed by me, and no less than two bells and favorable notice to any 'B' product reviewed by me." As a result, Fidler said he had refused to review bad films.

Fidler further contended that "the only motion pictures the Columbia network would permit me to review honestly (if they deserved panning) were movies produced by independent or small companies, or in other countries."

In the course of his statement, Fidler said that he is convinced that studio protests are "largely" responsible for the "right censorship" he was forced to bear. He asserted that he has "fairly criticized certain people and customs of the studios," thus incurring the wrath of execs.

"I know for a fact that some heads in the film industry, unable to 'take it,' have gone to my sponsors and Columbia in protest, and have tried to 'get my job,'" Fidler charged.

CBS yesterday issued the following statement: "Columbia has often differed with Mr. Fidler as to what is legitimate motion picture criticism. If he has found a network which will wholly accept his views on this subject, we are pleased."

Field Star's Business Head

Wilmington, Del. — David Field yesterday became business manager of the Sunday Morning Star. He succeeds Horace P. Warrington, resigned.

Wis. Theater Cos. In Bowling Field

Milwaukee—Growing popularity of bowling has led several amusement companies to operate alleys. In Green Bay, Standard Theaters will erect the West Side Bowling alleys to contain 12 alleys, while in Rice Lake, the Miner Amusement Co., has erected a new recreation center housing six alleys.

FILLING AMERICA'S SKIES WITH GLORY... CROWDING THE NATION'S SCREENS WITH THRILLS!

ERROL FLYNN
FRED MacMURRAY

in

"DIVE BOMBER"

with

RALPH BELLAMY • ALEXIS SMITH

ROBERT ARMSTRONG • REGIS TOOMEY • ALLEN JENKINS

Directed by
MICHAEL CURTIZ

Screen Play by Frank Wead and Robert Buckner
From a Story by Frank Wead • Music by Max Steiner
A Warner Bros.-First National Picture

"I don't like quarrels;
I don't like scenes;
If the Navy's too busy...
I'll try the Marines!"

in magnificent
TECHNICOLOR

GET IT NOW FROM WARNERS!

MARK OF SHOWMANSHIP

Coast Studios Start Nine More This Week

West Coast Bureau of THE FILM DAILY

Hollywood—Nine new pictures are scheduled to go into production this week. The checkup:

At Columbia: Three shooting, including "Sing for Your Supper," romantic comedy, with Jinx Falkenburg, Buddy Rogers, Eve Arden, Bert Gordon, Benny Baker and Henry Kolker. Charles Barton director for supervisor Leon Barsha.

At M-G-M: Seven shooting.

At Monogram: Two shooting.

At Paramount: Eleven shooting, including "The Morning After," drama with Preston Foster and Albert Dekker. William Clemens directing for producer Sol C. Siegel.

At Republic: Four shooting.

At RKO-Radio: Five shooting, including "The Marines Are Ready," action comedy, with Victor McLaglen, Edmund Lowe, Anne Shirley, Tim and Jack Holt, Binnie Barnes, Simone Simon and Corinna Mura. Producer, Howard Benedict and director Les Goodwins.

At 20th Century-Fox: Four shooting, including "Lone Star Ranger," Zane Grey western, featuring John Kimbrough with Sheila Ryan in the feminine lead. Sol Wurtzel production with James Tinling directing; "Young America," comedy drama, starring Jane Withers, with Glen Roberts, Ben Carter, Jane Darwell, William Tracy and Irving Bacon. Sol Wurtzel production.

At Universal: Seven shooting, including "Nobody's Fool," comedy, with Hugh Herbert, Anne Gwynne, Jane Frazee, Mischa Auer and Robert Paige. Director, Charles Lamont for associated producer, Ken Goldsmith.

At Warners: Nine shooting, including "Wild Bill Hickok Rides," western, with Constance Bennett in the feminine lead; "The Male Animal," college comedy.

At PRC: Two shooting, including "Mr. Celebrity" drama, with Vicki Lester in the feminine lead. William Beaudine directing for producer Martin Mooney.

At United Artists: Korda's "Jungle Book"; Small's "Corsican Brothers"; Roach's "Fiesta."

Samuel Goldwyn: Shooting "Ball of Fire" for RKO release.

Goetz-Ratoff Eastern Plan Said in Conversation Stage

(*Continued from Page* 1)

not been negotiated, Goetz added. It has been reported, however, that United Artists has been dickering with Goetz on a production program.

Three pictures were mentioned for possible production at the Eastern Service Studios in Astoria, L. I. They are "The American Way," "Pal Joey" and "No Money in Her Purse."

Simplex for the Austin

Austin, Ind.—Mrs. Ethel Luckett has installed new Simplex 4-Star sound equipment in her Austin Theater here.

Cuban Exhibs. Ban Tito Guizar Films

Havana (By Air Mail)—The Union Nacional of Exhibitors has banned all films in which Tito Guizar, Mexican actor appears, as a protest against statements deemed insulting to Cuban women and allegedly made by Guizar regarding a visit to Havana in February. Statements were published in the Mexican daily, Excelsior.

REVIEWS OF NEW FILMS

"Our Wife"

with Ruth Hussey, Melvyn Douglas,
Ellen Drew
(HOLLYWOOD PREVIEW)
Columbia-Stahl 95 Mins.

GOOD SOPHISTICATED FARCE COMEDY SHOULD CLICK BEST IN THE LARGER CITIES.

A good, sophisticated farce comedy, rather typical of the sort of thing Melvyn Douglas has always been successful with, and introducing to this field a newcomer, Ruth Hussey, who handles her assignment so well that we see an endless stream of Douglas-Hussey farces just around the corner. "Our Wife" should be an easy number for Columbia to peddle.

Producer-Director John M. Stahl shows originality in his choice of background and material. His direction, abetted by a clever screen play by P. J. Wolfson, from a play by Lillian Day and Lyon Mearson, shifts the actors into their proper gears making for smooth, natural performances—a trick seldom accomplished with a cast of leading characters of such varied personalities.

As is to be expected of a Stahl production, the settings are lavish and many, starting on a Havana-bound steamer and running through Panama, Carnegie Hall and winding up in a Westchester cottage.

Miss Hussey is a standout in her role but John Hubbard, Ellen Drew and Charles Coburn steal enough scenes to give a good account of themselves.

"Our Wife" tells of a young man (Melvyn Douglas), beaten and continually drunk because of a wrecked marriage, who is inadvertently kidnapped and brought aboard ship by Ruth Hussey, her father, (Charles Coburn) and her brother, (John Hubbard).

When the mistake is discovered they are forced to put Douglas up in their suite—meanwhile practically reforming him. Douglas invites them to spend the Summer at his home in Connecticut where he promptly falls in love with Miss Hussey.

Complications arise when his wife (Ellen Drew) returns, falls down stairs, and pretends paralysis so she can remain and win back her husband.

The story from then on is of a duel between the two girls—one faking and the other wise to the trick—to gain the upper hand and the favor of Douglas.

It's a simple but clever yarn and should make a big hit in the large cities. However, there is enough action comedy as well as story appeal to make them like it, young and old, in any locality.

CAST: Melvyn Douglas, Ruth Hussey, Ellen Drew, Charles Coburn, John Hubbard, Harvey Stephens, Theresa Harris.

CREDITS: Producer-Director, John M. Stahl; Associate Producer, Irving Starr; From the play by Lillian Day and Lyon Mearson; Screenplay, P. J. Wolfson; Cameraman, Franz F. Planer, ASC; Art Director, Lionel Banks; Editor, Gene Havlick; Music by Leo Shuken; Musical Director, M. W. Stoloff.

DIRECTION, Excellent. PHOTOGRAPHY, Good.

Will Improve the Aldine

Wilmington, Del.—Aldine Theater will close on Aug. 31 for alterations. Rumored that Loew's will rent the Aldine, and Warners will rent the Delaware Ave. and Adams St. house owned by Loew's.

"Dr. Kildare's Wedding Day"

with Lew Ayres, Lionel Barrymore,
Laraine Day, Red Skelton
(HOLLYWOOD PREVIEW)
M-G-M 82 Mins.

EXCELLENT KILDARE STORY WITH UNEXPECTED ROMANTIC TWIST PACKS EMOTIONAL WALLOP.

It's going to be interesting to watch the public's reaction to this latest of the Doctor Kildare series, not because it's particularly different than the others—the same standard of excellence set in the others is upheld—but because Laraine Day, Lew Ayres' sweetheart in the films dies in this.

Obviously Metro has other things in mind for Miss Day, but the reaction of the fans at the preview was one of great shock. Because of this "drastic" climax to this screen love affair, all the characters are permitted to go to extremes in emotional acting and it makes for a much stronger picture than is usually possible in these family things.

One event which will make "Dr. Kildaire's Wedding Day" outstanding is the playing for the first time in a motion picture of a truly fine piece of music. It is called "Tableau Russe," a Symphonic Suite, written by Lionel Barrymore and it's superior to a great many pieces of music written by our best modern composers.

Harold Bucquet's direction is fine. Willis Goldbeck and Lawrence P. Bachmann's screenplay has plenty of body and good dialogue. The cast, with the old standbys, Lionel Barrymore, Lew Ayres, Laraine Day, Samuel S. Hinds and Alma Kruger, are ably assisted by "visitors" Nils Asther and M-G-M's much-touted new comic, Red Skelton.

The story deals with the preparations for Dr. Kildare's wedding day—the death of his wife-to-be—and the problem and struggle he goes through pulling himself together. It can be highly recommended as first-class screen-fare anywhere, and for all ages.

CAST: Lew Ayres, Lionel Barrymore, Laraine Day, Red Skelton, Alma Kruger, Samuel S. Hinds, Nils Asther, Walter Kingsford, Emma Dunn, Miles Mander, Neil Craig, Frank Orth, Marie Blake, Margaret Seddon.

CREDITS: Director, Harold S. Bucquet; Authors, Ormond Ruthven and Lawrence P. Bachmann; based upon the characters created by Max Brand; Screenplay, Willis Goldbeck, Harry Ruskin; Cameraman, George Folsey, ASC; Art Director, Cedric Gibbons; Associate, Malcolm Brown; Editor, Conrad A. Nervig; Musical Score, Bronislau Kaper; "Tableau Russe" (Symphonic Suite) Lionel Barrymore.

DIRECTION, Fine. PHOTOGRAPHY, Good.

Nabe Circuits In Frisco Kick on Lack of Prints

San Francisco—Several neighborhood circuits here are kicking to exchanges about lack of prints. Films have to be bicycled between houses frequently and several recent close shaves have been putting grey hairs into manager's heads. Fox West Coast flatly refuses to bicycle prints and other circuits also think they should shut down on the idea. Costs them too much in cash and worry.

Army Will Preview Training Films

First press preview of U. S. Army training films ever held will take place Thursday evening in Washington, D. C., the War Department announced yesterday.

Invitations to the press, signed by Brig. Gen. A. D. Surles, director of Bureau of Public Relations, specifically stated that showing was "off the record," so far as certain confidential material contained in the training films is concerned, and is also only for a male audience.

The films, the War Department stated, are representative of the new series of 100 reels already produced during the past year in Hollywood by the Signal Corps in conjunction with the Research Council of the Academy of Motion Picture Arts and Sciences. It is the first time these films have ever been exhibited for public comment, although many of them are already in use in training centers throughout the country. The films, produced under the supervision of Maj. Gen. J. O. Mauborgne, Chief Signal Officer, Lieut. Col. H. T. Perrin, General Staff, and Lieut. Col. Richard Schlosberg, head of the photographic division of the Signal Corps, will be exhibited for preview at the Archives Bldg. Auditorium in Washington.

Lieut. Col. Darryl F. Zanuck, Signal Corps Reserve, head of the film industry's participation in the Army training film program as Chairman of the Research Council, has been called to active duty at the War Department for conferences following the preview. He will arrive Thursday, accompanied by Maj. John Aalberg and Capt. Gordon Mitchell, Signal Corps. Reserve.

Eastman Discloses New Color Print Processes

Rochester — Two new Eastman color print processes will be marketed next month, it was disclosed at the annual convention of the International Photo Engravers Union here yesterday by Dr. C. E. Kenneth Mees, vice-president and research director of Eastman Kodak Co.

By one, Kotavachrome Professional Prints are reproduced from Kodachrome Professional Film Transparencies up to 30x40 inches, a size, the company said, never before obtained successfully in full color prints.

By another, Kodak Minicolor prints are enlarged from either 35 mm. or bantam size Kodachrome transparencies to two sizes. The "2X" size is about 2¼x3¼ inches. The larger size, "5X," affords a

Harold Lloyd's Mother Dies

West Coast Bureau of THE FILM DAILY

Hollywood—Mrs. Elisabeth Fraser Lloyd, 71, mother of Harold and Gaylord Lloyd, and brother of William R. Fraser, general manager of the Harold Lloyd Corp., is dead here, following a long illness.

The Choice of
the New "SHOW-ME"
Season . . .

R K O
RADIO
PICTURES

FIRST FIVE

FOR

1941-1942

THE BIG ROAD-SHOW SENSATION

...NOW AVAILABLE FOR POPULAR-PRICE SHOWING!

At the crest of the wave of the highest praise and the widest publicity ever given a motion picture . . . Ready for the millions who have been pre-sold and who are waiting for a chance to see it . . . Red-hot for YOU—and the biggest crowds in your community!

ORSON WELLES
CITIZEN KANE

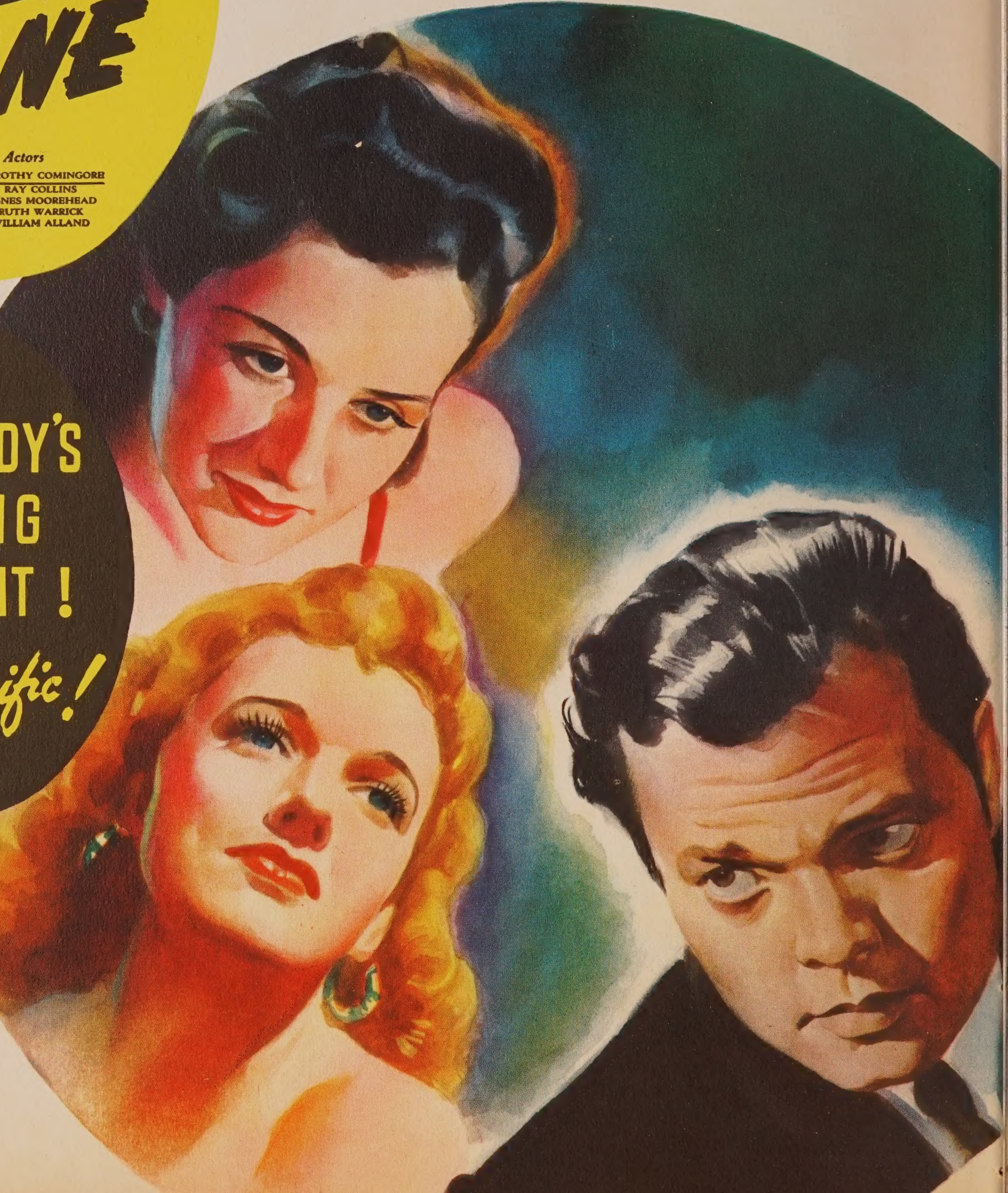
The Mercury Actors

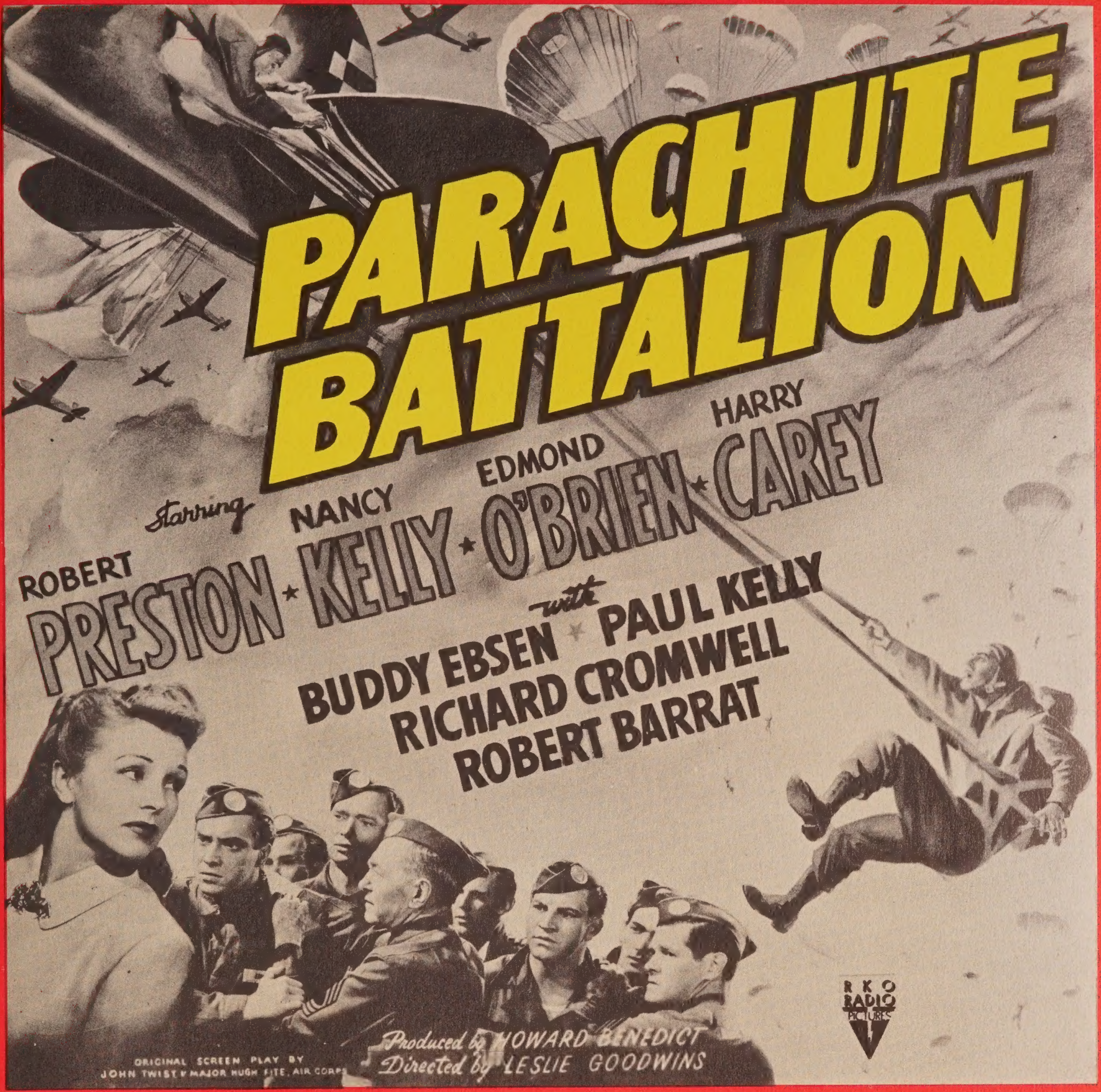
JOSEPH COTTEN	DOROTHY COMINGORE
EVERETT SLOANE	RAY COLLINS
GEORGE COULOURIS	AGNES MOOREHEAD
PAUL STEWART	RUTH WARRICK
ERSKINE SANFORD	WILLIAM ALLAND

EVERYBODY'S TALKING ABOUT IT !

•

It's Terrific!




PARACHUTE BATTALION
starring
ROBERT PRESTON
NANCY KELLY
EDMOND O'BRIEN
HARRY CAREY
with
BUDDY EBSEN
PAUL KELLY
RICHARD CROMWELL
ROBERT BARRAT
ORIGINAL SCREEN PLAY BY JOHN TWIST & MAJOR HUGH FITE, AIR CORPS
Produced by HOWARD BENEDICT
Directed by LESLIE GOODWINS
RKO RADIO PICTURES

***AMERICA'S NEW JUMP FIGHTERS** invading the screen with sensational **NEW** sky-high thrills, shot on the spot with Uncle Sam's own parachute troops—the boys who live too dangerously to pass up a chance at a laugh or a date! . . . A BIG-TIME ATTRACTION WITH BIG-TIME EXPLOITATION!*

TIMELY AS THE NEXT FLASH ON THE TELETYPE! . . .

THE MOST TALKED-ABOUT GIRL IN AMERICA!

Gloria Swanson Back in Films With That Banishes F

GLORIOUS . . . yes, Glorious Gloria Swanson, the all-time Queen of Glamour, is returning to the screen. She's back before the camera with Adolphe Menjou, at RKO-Radio studio, in "Father Takes a Wife." . . . The star, who started as a bathing beauty and rose to producing own films in United Artists, comes bac rival the modern glamour.. girls after absence of six years . . . The décorations Oh yes, they are ostrich plumes, one trade mark of the glamour girls.

'Father Takes a Wife' Brings Glorious Gloria Back to Fil

Swanson and Menjou

A Reunion Out of Holly

THURSDAY,

Gloria Swanson Div She's Big Business

Gloria Swan Simple Life

Hollywood, May 16.—Gloria Swanson's living pretty sim came back to Ho "Father Tak

Hollywo

Swanson, Men

GLORIA SWANSON, Adolphe Menjou, ex-

Swanson Still One of the Glamour Set

HOLLYWOOD, CAL., May Gloria Swanson was quite tled by a mass cheer of when she entered the RKO for her comeback after

ria 'Back ek and Da

1941

ARDEN SAY

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A SWANSON, who sta go the other day,

back picture, "Father Ta black hostess gown. Ida the actress' theor and beauty.

Aid to Beaut ia Swanson S

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Glan Sketche

s' Is the Wo ria Swanson

COMEBACK

St. Louis Dai

HOLLYWOOD, Calif June 14.—The GLORIA SWA In "Sadie Thompson"—1929

GLORIOUS GLORIA' S BRISK COME-BACK EF

Movie Men Wild With Joy Over Gloria's Re

R-K-O-Radio's new romantic comedy.

produce her own pictures. She dropped money like a drops innuendos and New York

— and here she is . . . aglow in a racy riot of comedy of man-trouble among three women!

ADOLPHE MENJOU
GLORIA SWANSON

Father Takes A Wife

JOHN HOWARD • DESI ARNAZ
HELEN BRODERICK • FLORENCE RICE

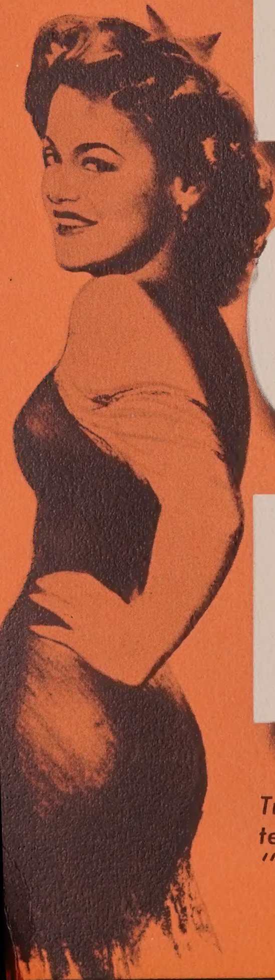
Produced by LEE MARCUS • Directed by JACK HIVELY Original Screen Play by Dorothy and Herbert Fields

WILLIAM DIETERLE'S

PRODUCTION OF

Stephen Vincent Benet's sensational Saturday Evening Post story . . . the tale that won the O. Henry award under the title of "The Devil and Daniel Webster"—magnificently brought to the screen by the director of "The Story of Louis Pasteur," "The Life of Emile Zola," "Juarez" and many other hits.

ALL THAT MONEY CAN BUY



with

EDWARD ARNOLD
WALTER HUSTON
JANE DARWELL
SIMONE SIMON
GENE LOCKHART
JOHN QUALEN
and
ANNE SHIRLEY
JAMES CRAIG

Screen Play by Dan Totheroh
Story by Stephen Vincent Benet
Associate Producer Charles L. Glett

Trade shown under the tentative title of "HERE IS A MAN"

A NEW SLANT ON ACTION MELODRAMA

The vengeful housekeeper of "Rebecca" seen as the she-wolf of a gang pack... in a sizzlingly hot package of suspense and excitement that holds a breakneck thrill pace all the way!

LADY SCARFACE

with

DENNIS O'KEEFE ⋆ JUDITH ANDERSON
FRANCES NEAL
MILDRED COLES
ERIC BLORE

Produced by Cliff Reid
Directed by Frank Woodruff
Original screen play by Arnaud D'Usseau and Richard Collins

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LITHO U.S.A.

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R K O
RADIO
PICTURES

LITHO U.S.A.

Biordi Arbitration Case is Dismissed

(*Continued from Page* 1)

and RKO Radio Pictures was dismissed for lack of evidence to support a claim of run discrimination against them.

Because two of the named defendants, Warner Bros. Pictures and RKO Corp. are producers (under those corporate names) and not distributors, the arbitrator ruled that they could not be properly considered defendants and the complaint against them was dismissed.

Costs were ordered to be shared between Vitagraph and the complainants.

New Distribution Deal For Pascal in Prospect

(*Continued from Page* 1)

distributed by UA, is understood to be winding up his affairs with the company and negotiating a distribution deal with another major.

Rege With UA 15 Years

Jack Rege, manager of UA's playdate department, this week celebrates 15 years of service with the company.

WEDDING BELLS

West Coast Bureau of THE FILM DAILY

Hollywood — Jack A. Cascales, technical adviser in a musical capacity on Warners "New Orleans Blues," was married yesterday in Beverly Hills to Genevieve Boynton.

Mr. and Mrs. Max Miller, of New York City and Sleepy Hollow Manor, announce the engagement of their daughter, Miss Geraldyn Miller, to Jerome Bergman, associated with Metro-Goldwyn-Mayer Studio, and now serving with the Army in the training film production laboratory of the Signal Corps at Fort Monmouth, N. J. Wedding is planned for autumn.

Charlotte McGuigan, secretary at the Poli office, New Haven for the past eight years, was quietly married last week-end to William Sitzer of Woodbridge, Conn. Mrs. Sitzer continues as secretary to Harry F. Shaw, division manager.

Indianapolis—Joe Kesterson, 20th Century-Fox office staff, and Bernice Johns, were married in the Little Flower Church here.

Cleveland — Bob Brown, M-G-M shipper, and Doris Dickson will wed Sept. 1.

Des Moines, Ia.—Cleo Marie Current, secretary to the branch manager of the Universal Film Exchange in Des Moines will be married to Robert W. Merriam, Jr., also of Des Moines at Webb, Ia., on Aug. 30.

Even Popcorn is Dualled in Wisconsin

Janesville, Wis.—Fox's Beverly, in connection with a "gala midnight Fun Jamboree" advertised two adults admissions, 40 cents; two sacks of popcorn, 20 cents, representing a total value of 60 cents, all for 30 cents per couple.

SPG and Distribs. Will Talk Pact on Thursday

(*Continued from Page* 1)

ing heads and members of the respectilve legal staffs attending. There was some doubt yesterday whether Warners would join with the other companies in contract negotiations.

"I would like to know myself if we are going to attend," said one Warner counsel.

Scoring Two Films Here For U. S. Marine Corps

Marine Corps Photographic Section, Quantico, Va., is well under way with its program. Two pictures are being scored this week in New York. One, a story of Marine Corps parachute activities, is titled "From Ships of The Air." The other, "Candidates' Class," tells the story of life as lived by the young college graduates enlisted by the Marine Corps to study for reserve commissions.

Lt. William A. Halpern and crew just back from one month with the First Marine Division have 30,000 feet of manoeuver footage to add to the section's library. It is expected that two training films will also be cut from this material.

In the meantime staff at Quantico is busy preparing scripts on seven trailers and a new two reeler for publicity and recruiting use.

Imperial, Moncton, N. B., Added to FPC Lineup

Toronto—Famous Players Canadian has announced that the Imperial Theater at Moncton, N. B., has been secured as a new unit of the chain on a partnership basis with J. E. Butler. The company formerly had the Capitol and Empress in Moncton in association with F. W. Winter but these two theaters have been taken over by Odeon Theaters of Canada. Odeon has also secured the Capitol Theater at Duncan, B. C., on a long-term lease. G. G. Baiss, former manager of the Capitol, has been succeeded by Fred Poulter, assistant manager of another Odeon theater.

Balaban, Rubens Hosts to 300

Chicago—Three hundred managers and their friends from the Balaban & Katz theaters and the Great Sttes circuit will be guests of John Balaban and Jules Rubens at the Cedar Valley Farms, near Plano, today.

Circello Missing, Trial of Browne-Bioff Goes Over

(*Continued from Page* 1)

terday from Federal Judge Francis G. Coffee of the trial of William Bioff and George H. Browne until Sept. 2.

Correa declared he might institute "harboring" proceedings in Illinois for the failure of Circello to appear. He added that while there was no question that Circello was avoiding appearance and that the trial should not be started without him, "public interest demands that this trial not be delayed."

Producers Ratify Deal With Laboratory Workers

West Coast Bureau of THE FILM DAILY

Hollywood—The Labor Relations Committee of the producers association yesterday ratified a deal with laboratory workers Local 683.

The laboratory men asked reclassification of jobs and 58 classifications were agreed to. No horizontal increase in pay was involved, but some workers gained two cents an hour, others eight cents and some none.

The 36-hour week will be continued and the new agreement runs into 1943. The local had the backing of IATSE locals that insisted on settlement of differences of producers and laboratory workers.

Drive-In Operators Turn To Skating Rink Field

Cleveland—Herbert Ochs, who has been actively engaged in building Drive-In Theaters in the Toledo and Louisville sections; and Dick Deutsch, former owner of the Dick Deutsch Printing Co., have extended their activities to Huntington, W. Va., where they are building a large skating rink. The Louisville Drive-In which is being built by Ochs and Harry E. Long, former Loew theater official, will open about the middle of September.

Anthony Seeks Tele Station License for Los Angeles

Washington Bureau of THE FILM DAILY

Washington—Earle C. Anthony, Inc., asked the FCC for authority to build a new commercial television broadcast station in Los Angeles.

The new stations is to be operated on Channel No. 6, 96,000-102,000 kilocycles A-5 and special emission for frequency modulation, unlimited time. The new station will cover 2,215 square miles with an approximate population of 2,645,521.

May Reopen Chi. Auditorium

Chicago—Plans are under way to raise $400,000 to reopen the Auditorium Theater and Hotel.

Detroit Gets First Case In Six Months

(*Continued from Page* 1)

Pontiac and complainant contends that similar small towns within 30 miles are playing seven days after first-run Pontiac.

This is first complaint filed here in six months, also the first to name an affiliated circuit, Butterfield, which owns all Pontiac houses and, further, is the first filed for Michigan outside of Detroit.

Conn. MPTO Tournament Calls Execs. to New Haven

New Haven—Exchange and theater men, together with representatives of affiliated industries and friends outside the industry will gather 150-strong today at the Race Brook Country Club for the sixth annual film golf tournament, sponsored by Connecticut MPTO. Herman M. Levy is chairman. Among the out-of-town guests expected are, New York: George Dembow, National Screen, Harold Eskin, of Eskin Amusement, Adolph Haas, Alexander Films and Prevues, E. M. Hartley, National Theater Supply, Martin Kornbluth, American Seating, Phil Furst, Reliable Seating; Boston: Maurice N. Wolf, Metro district manager, I. H. Rogovin, Columbia manager, Arthur Lockwood and Louis M. Gordon of the Lockwook-Gordon circuit, Nat Furst, Monogram; Newark: Donald Jacocks, Warner theaters.

Lack of Materials Cuts Agfa Ansco Staff by 100

Binghamton, N. Y.—More than 100 employes of Agfa Ansco's Binghamton plant camera division, have been laid off, with indications that the entire concern will switch to defense work as soon as possible.

Notices to employes stated the move was caused "only because of lack of material."

The company announced recently a $250,000 wage increase for 3,000 employes earning less than $3,000 a year.

Lasky Signs WB Contract

West Coast Bureau of THE FILM DAILY

Hollywood—Jesse L. Lasky yesterday signed a long-term Warner Bros. contract. He and Hal B. Wallis will produce "The Adventures of Mark Twain" and "A Connecticut Yankee at King Arthur's Court."

TO THE COLORS!

Wilmington, Del. — Chester Randolph Jones, Jr., chief of service, Loew's, called to the colors, is at Camp Croft, S. C.

To Quiz Pix Execs. On 'War Propaganda'

(Continued from Page 1)

chairman of the sub-committee; Homer T. Bone, D., Wash.; Charles W. Tobey, R., N. H.; C. Wayland Brooks, R., Ill., and Ernest W. McFarland, D., Ariz. The first four are included among the isolationist bloc in Congress.

Will Hays Heads Pix List

Heading the list of 15 whose testimony is desired is Will H. Hays, MPPDA prexy, himself long on record as opposed to all propaganda on the screen. Others requested to appear include:

Murray Silverstone, United Artists; Sam Goldwyn, Goldwyn, Inc.; Walter Wanger, Walter Wanger Prods.; Adolph Zukor, director Paramount; Harry Cohn, president Columbia; Nicholas M. Schenck, president Loew's, Inc.; Barney Balaban, president Paramount; George J. Schaefer, president RKO Radio; Sidney R. Kent, president Twentieth Century-Fox; Arthur W. Kelly, general manager United Artists; Nate J. Blumberg, president Universal; Harry M. Warner, president Warner Brothers; and Lieut. Col. Darryl F. Zanuck, Twentieth Century-Fox.

Senator Clark was quick to establish that these invited witnesses constitute only a "preliminary and fragmentary" list of those who eventually will be called for thorough examination.

"Invitation" to Film Execs.

"We thought it best to invite first leading producers in the motion picture industry. Other producers, directors, actors and prominent pesons in the motion picture industry will be invited at subsequent dates," Clark told newsmen yesterday.

The inquiry is on a resolution introduced jointly on Aug. 1 by Senators Clark and Gerald P. Nye of North Dakota, both members of the Senate Foreign Relations Committee.

The resolution authorizes an "investigation of propaganda disseminated by the motion picture and radio industries tending to influence participation of the United States in the present European war."

Senate committee investigation will have to "unfold as it goes along," Senator Clark said the first few days of the testimony, which commences Sept. 3, likely will be taken up by Senator Clark of Missouri, and Senator Nye of North Dakota. Following them will come representatives of the motion picture industry.

Hays and Coast Execs. Have Received No "Invitations"

West Coast Bureau of THE FILM DAILY

Hollywood — Will Hays had received no official invitation yesterday to appear before the Senate Committee on war propaganda in pictures and was not available for comment. Walter Wanger also had received no bid as yet while Darryl F. Zanuck and Nate J. Blumberg refused to make any comment whatever. H. M. Warner was out of the city for a rest. Samuel Goldwyn and Harry Cohn were unavailable for comment.

The following advertisement appeared in Monday Hollywood publications but representatives of the producers' association stated it was not instituted by their group.

"The motion picture industry is being threatened and intimidated by organized minority groups composed of fanatical isolationists and others who attack us because we have occasionally dared to produce a film which tells the truth about Nazi Germany. These 'sincere Americans' seek to embarrass our industry by a Senatorial investigation hoping thereby to discredit Hollywood in the eyes of theatergoers throughout the nation. No motion pictures have been produced that are complimentary to the Nazi philosophy of aggression. Therefore by demanding that we make no more 'war pictures' they are in fact demanding that we make no more films that are unfavorable to the Nazi cause."

The advertisement was unsigned and it is not known whether an individual or an organization authorized it.

"Base Tax on Price"—MPTOA

Correct Serious Injustice, Asks Kuykendall

(Continued from Page 1)

ing recent months has decreased considerably and what I propose to you here will be most helpful to us in bringing back this attendance to a normal average. What I refer to is the text of the proposed admission tax that you gentlemen are now considering wherein we are forced to collect whatever the top bracket of admission tax happens to be on so-called reduced admission prices.

Juvenile Admission Tax

"As an example, if we offer a reduced price to those of juvenile age such as high school students, etc., we are forced to collect from them a tax on whatever the highest admission price may happen to be. In further explanation if we admit the high school student for 20 cents and the established top admission is 40 cents the law forces us to collect a tax on the 40 cents admission basis. This is manifestly unfair. The tax should be based on whatever the admission charge may be.

"I further emphasize the importance of this by calling to the attention of you gentlemen the fact that when a child for 12 years and under grows out of this age your proposed law forces us to immediately charge them with a tax based on a 40 cent admission, as an example—this youngster jumped from a 1-cent tax to a 4-cent tax. The shock and difficulty of this proves a detriment to their continued attendance and helps to restrict their theater going habits. Theaters everywhere, both large and small, are starting a so-called junior admission price schedule, same being a reduction of the top admission price.

Junior Prices Up Attendance

"Wherever this has been tried it has brought about a wholesome increase in attendance at the theaters involves. We, the theater owners, are badly in need of this increase and it would naturally increase admission tax revenue. Therefore, rather than taking away from the revenue derived it will increase this tax revenue.

"I further call to the Committee's attention that thousands of theaters in this country do not have a balcony or separate section in which these reduced admissions could be seated.

"Time prohibits my going into detail as to Section 1700 of the Internal Revenue Code as amended. There are many angles to it that really should be discussed but I know your time is limited. Again may I remind you that we are not trying to evade any tax whatsoever but merely trying to distribute it properly in such a way that the revenue which you gentlemen are charged with the responsibility of raising will not be adversely affected, but in our sincere and honest opinion will be increased, and at the same time the theaters will materially benefit by it.

Base Tax on Admish Charge

"May I again emphasize that the basic thought I am trying to convey to this Committee is that the tax charged should be based absolutely on the admission price charged. If there is something I have left out because of the time limit given me in making this statement I shall be delighted to furnish any member of this Committee any such information he may desire either by mail or in person.

"May I also respectfully call the attention of this Committee to the provision in the proposed new tax schedule wherein 9-cent tickets are exempted from taxation. This, in our humble opinion, is a serious mistake. The tax should apply down to the last penny and I submit that language similar to the following should be written in this—

"That there be a tax of 1 cent of each 10 cents or fraction thereof—eliminating entirely in this way the 9-cent exemption which will deprive you of revenue and cause considerable competitive confusion."

Fly Dubious of Radio Tax

FCC Chairman James Lawrence Fly told the Senate Finance Committee yesterday that it was "very dubious" whether a tax on radio station and network operations should be retained in the $3,500,000,000 tax bill.

In reply to a question from Senator J. J. Davis (R., Penn.), Fly said the levy on radio stations eventually might lead to a tax on newspaper advertising.

Sudekum Denies All Charges vs. Crescent

(Continued from Page 1)

and every charge made against him in the suit filed August 11, 1939.

Specifically, Sudekum denied that he had ever gone into any town for the purpose of running the opposition out of business, that he had ever bought a single film to keep it away from a rival exhibitor, that he had ever told any independent exhibitor that he could secure any film that the independent could not, or that he had ever done anything to influence a distributor in making a higher rental charge to an independent.

47 Houses, Not 150 in Circuit

Over against the plaintiff's contention that there are more than 150 theaters in more than 75 towns in an alleged Crescent combine, Sudekum testified that in 1929 he had 38 theaters in 21 towns and that on June 30, 1941, had only 47 theaters in 23 towns. Under the questioning of George H. Armistead, Jr., chief defense counsel, enlarged photographs of theaters constructed by Crescent since Aug. 11, 1934 date set by the Government as the beginning of the alleged conspiracy to violate the Sherman anti-trust law in Earlington, Ky., Franklin, Ky., Princeton, Ky., Brownsville, Gallatin and Greenville, Tenn., were introduced as exhibits.

According to Sudekum these each represented investments of $85,000 to $100,000. The obvious purpose of the introduction of this evidence was to prove that Crescent built and operated modern, well-equipped theaters with a view to a legitimate profit rather than houses of the "converted store" type that offered little in comfort or entertainment.

Took Loss on Early Talkies

Sudekum testified that when sound movies came in he had several fine organs, valued at $5,000 to $10,000 in his theaters, which he gave away to local churches. The first sound picture ("The Singing Fool") was shown in Crescent's Knickerbocker, Nashville, with "sound on disc" equipment, on which Sudekum almost immediately took a loss of $27,000. Crescent Amusement Company, according to Sudekum, got into financial difficulties in the 1920's and he was forced to sell four theaters, one in Jackson, one in Clarksville and two in Knoxville.

On cross-examination by Wright, Sudekum denied that he knew what film rentals were paid by independents except where he bought out of a rival house and was asked to take over their contracts. He admitted that he usually tried to get these rentals on unexpired contracts cut, but emphatically denied that he was ever able to force (or attempted to force) any distributor to grant him special concessions in clearances on pictures. He admitted that he occasionally conferred with Cowan Oldham, of Cumberland Amusement Co. and Louis Rosenbaum, of Muscle Shoals, Inc., but insisted that he had nothing to do with franchises and contracts made by either or both of them.

(2)

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 36 NEW YORK, WEDNESDAY, AUGUST 20, 1941 TEN CENTS

SURPRISE WITNESSES FOR SENATE PROBE

WB Fights Apex Theater Arbitration Award

Case is Eighth to Reach Appeal Board; No Action Taken As Yet By Loew's

Eighth appeal from an arbitration decision has been filed by Warner Bros. Theaters in the case of the Apex Theater, Washington, D. C., against Warners and Loew's. Appeal was docketed only by Warners.

The Apex, operated by the K-B Amusement Co., charged in its complaint that the seven-day clearance granted to Warners' Calvert, Uptown and Avalon Theaters was unreasonable. Louis Denit, the arbitrator,

(*Continued on Page* 8)

Loew-Lewin Ask UA To Dissolve Pact

West Coast Bureau of THE FILM DAILY

Hollywood—David L. Loew and Albert Lewin have sent UA officials in New York a letter asking for the dissolution of their producing contract with the company, it was here learned yesterday.

Producers contributed "So Ends

(*Continued on Page* 6)

2,000 Contracts on First Metro Block in Two Weeks

In approximately two weeks of selling on its first block of pictures, M-G-M has sold 2,000 contracts. Number of deals in the short space of time is regarded as a record. However, there is no precedent because of the new selling methods.

Censors to be Named On Basis of Wards

North Little Rock, Ark.—Appointment of the city's newly created Board of Censors will be announced at a council meeting late in August. Each of the 10 aldermen is to appoint one member from his ward, the chief of police will appoint one, who will serve as secretary of the board and the mayor will appoint one, who will serve as board chairman.

CUBAN TRADE CODE IS AUGMENTED

Provides for Arbitration Commission—5 Cent Admissions Banned in Havana Zone

By **MARY LOUISE BLANCO**
FILM DAILY Staff Correspondent

Havana (By Air Mail)—Three important provisions, augmenting the new standard code for fair trade practices between motion picture exhibitors and distributors in accordance with the recent Government decree (No. 604), have been drafted by a four-man film industry Commission at a meeting held here.

The new code sections call for (1) abolition of the five-cent admission price in all theaters operating in the Havana zone; (2) creation of an Arbitration Commission empowered to appeal distributor-exhibitor differences to Cuba's Motion Picture Industry Co-ordinating Commission; and (3) a new rule designed to control the issuance of free passes in all theaters in Cuba.

With respect to the latter provision, exhibitor support is strongly

(*Continued on Page* 4)

Nathanson to Book Toronto Loew House

Toronto—When the Uptown Theater opens Sept. 1 under the banner of Marcus Loew's Theaters, the first attraction will be "Come On, George," a British film released in Canada by Esquire Films, Toronto film exchange headed by A. J. Laurie and

(*Continued on Page* 8)

RKO, Paramount, Warners Set September Screenings

September trade screenings of RKO, Paramount and Warners have been set tentatively, it was reported yesterday.

RKO will screen three westerns

(*Continued on Page* 7)

Defense Bond Night Ruled Out in Oregon

Salem, Ore.—Operation of "Defense" Bond Night, which was to have been launched by a number of Portland theaters, is in violation of the lottery provisions of the State Constitution, according to a

(*Continued on Page* 7)

Briefs to Delay Decision In Minn. Anti-Five Case

Minneapolis — No decision on a temporary injunction to halt the Minnesota anti-blocks-of-five law may be forthcoming for several months, despite the fact that the consent decree goes into effect Sept. 1. Judge

(*Continued on Page* 6)

Good Words for Crescent

Parade of "Character" Witnesses for Theaters

Nashville — A parade of character" witnesses testified during the second day of the presentation of the case for the defense in the Government's anti-trust suit against the Crescent Amusement Company and affiliates, but it was the "character" of the theaters owned and operated by the defendants that was under examination. Six sound service in-

(*Continued on Page* 5)

Sweigert Heads Philly V. C. as Navy Calls Levy

Philadelphia—Earle W. Sweigert, district manager, becomes Variety Club chief barker upon resignation of Dr. Leon Levy, who was ordered into the Navy. He is a lieutenant in the communications division. Levy

(*Continued on Page* 5)

Non-Industry Figures Ask To be Heard, But Clark's Committee Cloaks Names

Washington Bureau of THE FILM DAILY

Washington — The Senate Interstate Commerce sub-committee which will investigate charges of war propaganda by film companies have received requests to be heard from numerous others in addition to the industry executives who have been "invited" to appear next month for examination, it was learned yesterday.

Indicating that the sub-committee will hear non-industry people as well as New York and Hollywood key

(*Continued on Page* 7)

Metro to Withdraw GWTW for 6 Months

M-G-M will withdraw "Gone With the Wind" when it completes all pending contracts at the end of September. Picture probably will be shelved for six months before again being given general distribution.

Bookings for return engagements

(*Continued on Page* 5)

Japan to Hold U. S. Pix Releases to Five Monthly

Reports from Tokyo yesterday asserted that Japan would permit the American major distributors to release an average of only five pictures monthly. At the same time, the Japanese government was reported to have announced that it

(*Continued on Page* 7)

18th N. Y. Complaint Filed by L. I. House

The Cedar Operating Co., owner of the Strand Theater, Astoria, L. I., yesterday docketed an arbitration complaint with the New York tribunal, charging all five signatories to the New York consent decree with refusal to grant some run. Case is the 18th to be filed with the local office.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 36 Wed., Aug. 20, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Tuesday, Aug. 19*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9¾	9⅝	9⅝	— ⅛
Col. Picts. vtc. (2½%)	7⅛	6¾	7	+ ⅜
Columbia Picts. pfd.	25½	25½	25½	— ⅝
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10⅛	10	10⅛	.....
East. Kodak	139½	139	139	— 1
do pfd.	174	174	174	.....
Gen. Th. Eq.	13¾	13½	13¾	+ ¼
Loew's, Inc.	35⅝	34⅞	35½	+ 1
do pfd.	110	110	110	+ ½
Paramount	14¾	14⅜	14⅝	+ ¼
Para. 1st pfd.	107½	106	107½	+ 1¾
Para. 2nd pfd.	13⅜	13⅛	13¼	+ ¼
Pathe Film	13¾	13¾	13¾	.....
RKO	3⅜	3⅜	3⅜	.....
RKO $6 pfd.	51½	51½	51½	.....
20th Century-Fox	8	7⅞	8	.....
20th Century-Fox pfd.	20¾	20¾	20¾	+ ¼
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5¼	5⅛	5⅛	— ⅛
do pfd.	71	71	71	— ½

NEW YORK BOND MARKET

Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	104½	104½	104½	.....
Para. B'way 3s55	55	54½	54½	— 1½
Para. Picts. cv. 3¼s47	97	97	97	.....
Warner Bros.' dbs. 6s48	96½	96½	96½	.....

NEW YORK CURB MARKET

Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9¼	9⅛	9⅛	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	8¼	8⅛	8¼	+ ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63½	66¼
Roxy Thea. Bldg. 4s 1st '57	58	62

Southeastern Theater Men Will Meet in Jacksonville

Annual convention of Southeastern Theater Owners Association has been set for Jacksonville, Fla., Sept. 7-9.

"Claudia" in RKO House

Syracuse—"Claudia" will break in its road tour at the RKO Schine Empire here early next month.

COMING AND GOING

GRADWELL L. SEARS is in Chicago en route to the Coast.

W. C. GEHRING, 20th-Fox Central division manager, left yesterday for Chicago, Des Moines and Omaha.

MATTY FOX, assistant to Nate J. Blumberg, leaves for Hollywood Friday night.

PHIL REISMAN, RKO's head of foreign distribution, leaves today for Miami by plane on his way to Rio de Janeiro.

NORMAN ELSON, general manager of Trans-Lux Theaters, returns tomorrow from a short trip to Washington and Boston.

MARTIN RACKIN, screen writer, is visiting the Red Skeltons in Hollywood with his wife on his honeymoon trip.

WESS HUSS, head of the Huss circuit in Cincinnati, is vacationing in Canada.

W. J. HEINEMAN, Universal's assistant general sales manager, and **E. T. GOMERSALL**, Western sales manager, flew West yesterday. Heineman will go to the Coast while Gomersall plans to visit the Middle West.

CONRAD KREBS, RKO radio publicist, visiting here, addressed a luncheon given in his honor by Frank Murphy, managing editor of the Hartford Times at the Hartford Club.

OLE OLSEN and **CHIC JOHNSON** plans to leave Hollywood Sunday by plane.

LEE EPHRAIM, stage producer, has returned from Hollywood where he attempted to obtain a male lead for his play, "Women Aren't Angels."

CHARLES D. PRUTZMAN, Universal's general counsel, is at the Coast for studio conferences.

ROSITA MORENO sails Friday from Buenos Aires on her way back to Hollywood after spending six months in Buenos Aires.

DARRYL F. ZANUCK, accompanied by **MAJOR JOHN AALBERG** and **CAPT. GORDON MITCHELL**, arrives in Washington tomorrow in his official Army capacity. Zanuck may come on to New York.

ALBERT E. SINDLINGER, March of Time advertising and publicity head, returned yesterday from Scranton where he set up an exploitation campaign on "The Story of the Vatican," which opens at the Riviera there Saturday.

March of Time Director, **JACK GLENN**, Cameraman **RICHARD MAEDLER** and **WILLIAM ZUBILLER** have returned from a Texas assignment.

JOAN LESLIE leaves today for a two-day visit in her home town, Detroit, where she will be feted by local authorities.

ARTHUR WIRTZ, co-producer with Sonja Henie and the Rockefeller Center interests, returns to Chicago today.

Philco Gets Special FCC Okay for Tele Operation

Washington Bureau of THE FILM DAILY

Washington—To enable the Philadelphia area to have scheduled television program broadcasts as soon as possible, FCC yesterday gave the Philco Radio & Television Corp. special authorization to operate its present experimental television station for a period of 60 days, pending the furnishing of additional engineering data required by the commission to pass on that company's pending application for a construction permit for a full-fledged commercial television station in Philadelphia.

Annie Vernay, 20th-Fox Actress, Dies in B. A.

Annie Vernay, 19-year-old French actress, died in the French Hospital in Buenos Aires, according to word received here. Miss Vernay was on her way to this country to fulfill her contract with 20th-Fox. Her experiences in Occupied France last year left her in such a weakened condition that she became ill last month and succumbed yesterday. Miss Vernay attracted attention here by her roles in "The Lie of Nina Petrova," "Betrayal" and other French films.

"Charley's Aunt" Staying For Fourth Week at Roxy

"Charley's Aunt" will go a fourth and final week at the New York Roxy, Starting Friday, and will be followed on the 29th by "Wild Geese Calling." "Aunt's" biz on its third week-end equalled that of the second, the theater reported yesterday.

Sunstroke Proves Fatal

George Green, former usher at the Loew-Poli, New Haven, a recent enlistee in the Marines, died of sunstroke while on duty.

Four Defendants Named In Timmins Theater Suit

Toronto — Four defendants are named in the suit instituted by Famous Players Canadian Corp. to be heard before Supreme Court of Ontario asking for accounting on shares of Broadway Theater Co. at Timmins, delivery of stock to plaintiff and rectification of stock register to show Famous Players as owner of the theater.

Defendants named are Empire Universal Films, Ltd.; Associated Theaters Ltd., and O. R. Hanson, and Broadway Theaters (Timmins) Ltd., in that order.

Writ seeks a declaration that all shares are held in trust by plaintiffs for Famous Players and application is made for an order enjoining the defendants from disposing of stock.

Plaintiff claims damages and costs as well as delivery of stock.

Jake Smith Toronto Nabes Added to Famous Players

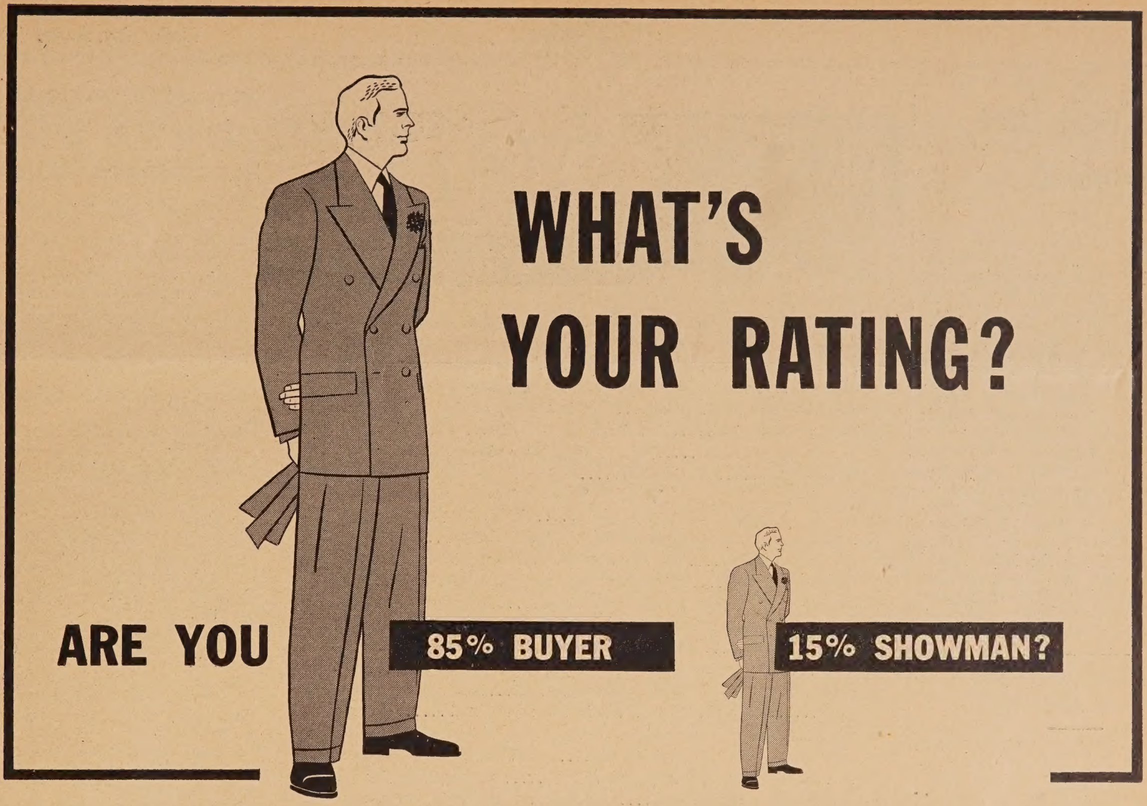
Toronto—Two more additions to the theater set-up of Famous Players Canadian in the Revue and Kum-C Theaters, local nabes owned by Jake Smith who has joined forces with FPC after operating the pair on an independent basis for years.

Ice-Capades

VERA: I forgot to ask you, are we dressing tonight?
COLONNA: It's pretty cold out.

JAMES ELLISON · JERRY COLONNA · DOROTHY LEWIS
BARBARA JO ALLEN (Vera Vague) · ALAN MOWBRAY · PHIL SILVERS
featuring THE ICE CAPADES COMPANY *with*
INTERNATIONALLY KNOWN SKATING STARS
including BELITA · LOIS DWORSHAK · MEGAN TAYLOR · VERA HRUBA
JOSEPH SANTLEY—DIRECTOR
SCREEN PLAY BY JACK TOWNLEY, ROBERT HARARI, OLIVE COOPER · ORIGINAL STORY BY ISABEL DAWN AND BOYCE De GAW · ADDITIONAL DIALOGUE BY SHAVELSON AND JOSEFSBERG
A REPUBLIC PICTURE

WHAT'S YOUR RATING?



Who is the successful exhibitor? The man who buys film shrewdly or the man who sells film to his public intelligently?

What's your industry rating? Are you all trader and no showman?

Do you go to town to buy good pictures cheap enough to put the producer out of business and then sit back complacently and deliver him the final knock-out blow by letting the picture sell itself without benefit of showmanship?

Let's make 1941 a year to remember in this business. Let's make it the season when the picture industry was smart enough to forsake forever the old horse-trading technique in favor of dealing on a partnership basis whereby fair profits were yielded to all concerned.

The basis of partnership is trust. United Artists operates so that no exhibitor—even if he had the time and inclination—need spy on a production budget to see that no corners are cut . . . corners that mean the difference between run-of-the-mill product and a great box-office attraction.

The exhibitor's contribution to this partnership is to present these pictures without the necessity on the part of the producer to "check the operations". That doesn't mean the checking of receipts, but the checking of exploitation and advertising . . . how you build up individual pictures . . . what films you slough off, because plenty of films are being fed into the hopper and devoured like a product of mass production instead of a product of effort, ingenuity and imagination.

Let's change the billing rating of both producer and exhibitor. Let's make them 100% partners, partners who will work together in trust and profit together in fairness.

UNITED ARTISTS

THE AVENUE
OF QUALITY

This advertisement, while dealing with a subject of industry-wide concern, is paid for by United Artists.

Cuban Trade Code Is Augmented

(Continued from Page 1)

back of its enforcement, since theatermen have, on their own initiative, launched an intensive campaign to correct the abuse of free passes. A survey conducted by the Smith and Valcarce Circuits at their theaters disclosed, according to officials, that more than 1,000 free passes are issued monthly. It is to avoid this prevalent abuse in the future that exhibitors have sought drastic control through statutory channels.

Body drafting the new code sections, as well as those already formulated early this Summer, is composed of Dr. Felipe Trinchet, counsel for the Association of Exhibitors of the Republic; Dr. Manuel Pellon, general counsel for the Film Board of Trade; Pedro Sainz, representing the American Distributors group; and Fernando Gonzales, president of the Union Nacional of Exhibitors.

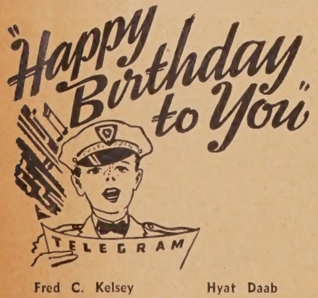
Duke of Kent Will See "The Prime Minister"

Toronto — Print of "The Prime Minister" is being shipped to Manoir Richelieu, Murray Bay, in Eastern Canada, by Warners for private screenings on Aug. 30 and Sept. 1 when, it is understood, the feature will be shown for H.R.H. the Duke of Kent who will be a guest for the week-end.

A statement has been issued by Glenn Ireton to the effect that the gross proceeds of $1,400 for the North American premiere of the British feature at the Capitol Theater, Ottawa, have been turned over to the Queen's Canadian Fund for Britain's War Victims as a joint donation from Warner Bros. and Famous Players Canadian Corp.

Empire, Providence, Passes

Providence — Empire theater has been leased by W. T. Grant Co., and Associated Theaters, Inc., plan to transfer subsequent-run film policy of house to its Playhouse, which will be rechristened the Empire. George Cronin, manager of Empire, will be transferred to chain's Strand in Portland, Me.



Fred C. Kelsey
Hyat Daab
Bernard Hyman

ALONG THE RIALTO
WITH
Phil M. Daly

● ● ● **LAST week......—just before invading grippe germs...... seized this corner's "pipelines"—......we penned a colyum paragraph ......quoting from a potent trade ad......concocted by National Screen Service......wherein that org. very sensibly called on exhibs......to put their best foot forward......in behalf of product......and "don't let the picture die"......The boys over at NSS......must have hit on a nerve-center topic......judging from the reflex-action......we have had via mail......F'rinstance......**

▼ ▼ ▼

● ● ● *AMONG the missives......is a note from C. F. Stark ......who is in the advertising biz hereabouts......and he expresses wonder......as to what the motion picture experts are thinking about......the way they let the picture die......Specifically, he refers to the producers......who give advertising and exploitation backing......to a key run......in concert with the backing......which the theater itself gives......He then notes......"the protection clause prevents this picture......from being shown in the neighborhood houses......from 21 to 30 days later......Does the picture die in the meantime?......It certainly does......because nobody does anything to keep it alive in the interim......In the meantime......three or four other pictures ......appear at the key run house......each backed by advertising and exploitation......No wonder there is confusion and uncertainty in the public's mind......as to what picture to see ......and when and where"......*

▼ ▼ ▼

● ● ● **WE see precisely......what Mister Stark means...... There is a gap promotionally......'twixt key and subsequent-runs...... Too, perhaps the Stark observation......may have back of it...... some suggestion or plan......whereby the static period a film faces ......between big stand and nabe......can be turned to the advantage of both filmland and the public......It would be an advance...... and we're in favor of the practically progressive......It may be inspiring......that "what man has done, man can do"......but it's a helluva lot more profitable......for this or any other industry......to have as its slogan:......"What man hasn't done, man can do"......To be a slave to any practice......is no proof that a better practice...... cannot be found......If we're in the habit of letting product snooze promotionally......at any point in its release-life......it's careless .....unshowmanlike.....and unbusinesslike.....Product would never snooze......if the company it "keeps"......were sufficiently alert......**

▼ ▼ ▼

● ● ● *UP in New Haven......t'other day......the city's Common......which is held as sacred by the populace......as that up Boston way......presented a strange sight......—a young shepherd and a flock of sheep......The ga-ga New Havenites ......(wasn't it up on that same Common that Nathan Hale used to practice broad-jumping?)......couldn't believe their orbs It seems that astute Arnold Van Leer......who was Morris Gest's powerhouse publicist......and is now in New England for Paramount......sprang the bally......by dressing an usher in costume ......providing him with the sheep......and then gettin' the local cops to make the pinch......The usher, ringed by his bleating companions, couldn't take it......on the lam......Well, Sir, the N. H. coppers good-naturedly did their chore......and the stunt broke all the newspapers with a bang......in behalf of "Shepherd of the Hills"......The Fourth Estate liked the gag ......the townfolk got a big laugh......and the theater a very tidy gross......This corner understands that the cops acted on a downright technicality:......The shepherd-usher, it was charged ......was walking around with a "crook"......*

DATE BOOK

Aug. 22: Washington, D. C., Variety Club golf tournament, Manor Country Club.

Aug. 22: Chicago Warner Club outing, Olympia Fields Country Club.

Aug. 24: AMPTO of W. Pa. Corn Roast, Dr. C. E. Herman Farm, Carnegie.

Aug. 25-26: West Virginia Managers Association convention, White Sulphur Springs.

Aug. 28: New York Television Guild meeting, Aberdeen Hotel.

Aug. 28: Rocky Mountain Screen Club outing, Evergreen, Colo.

Sept. 1: Variety Club of Texas Outdoor Fun Festival.

Sept. 2: George Browne-William Bioff trial starts, U. S. District Court.

Sept. 7-9: Southeastern Theaters Owners Association convention, Jacksonville, Fla.

Sept. 9: B & K employes golf tournament, Lincolnshire Golf Club, Chicago.

Sept. 11: Warner Clug golf tournament, Old Oaks Country Club, Purchase.

Sept. 21: Harrisburg, Pa., IATSE outing, Camp Hill.

Sept. 29: Queen City Variety Club golf tournament, Summit Hills Country Club, Cincinnati.

Oct. 6-8: Allied Theaters of Michigan convention, Book Cadillac Hotel, Detroit.

Oct. 11-13: Variety Club of Texas Fall Golf Tournament.

Oct. 18: Cinema Lodge banquet and ball, Hotel Astor.

Lester Krieger, S-W Exec, Placed In Oxygen Tent

Philadelphia — Lester Krieger, Stanley-Warner executive, is seriously ill in Jefferson Hospital. He has been placed in an oxygen tent.

PRC Signs Martin Mooney

Producers Releasing Corp. has signed Martin Mooney, former newspaperman, to a contract as producer. Mooney's first will be a screen version of his own story, "Mr. Celebrity," which will feature Clare Kimball Young and Francis X. Bushman. Shooting starts Monday.

Adelphia Case Again Deferred

Chicago—Adelphia Theater case has been postponed indefinitely. Yesterday's hearing before Federal Judge Campbell was attended by Aaron Stein for plaintiff, Tim Thomas for film companies. Case can be called up again on petition from either side.

This Celluloid's Accent Is On Cell

Havana (By Air Mail)—Charged with subversive activity against the Republic of Cuba, eight German bundists have been arrested here and remanded to Principe Prison. Authorities assert they found in homes of the accused 18 reels of motion pictures showing military posts in Cuba, Mexico and Colombia, along with footage depicting warships, merchant vessels, and details of the Cuban and Mexican Coasts.

Speak Good Words For Crescent Houses

(*Continued from Page* 1)

spectors, under contract to cover every house in the Crescent and affiliated groups, testified that in the course of their monthly or bi-monthly inspections of sound and projection equipment in the various theaters that they "observed" the general condition of the houses as to sanitation, seating, heating, air-conditioning, and general appearance inside and out.

Their testimony in each case was that all Crescent theaters are sanitary, comfortably seated, and equipped with the best of RCA, and Western Electric equipment. A. W. Alexander, Lookout Mountain, Tenn., service man for Altec Service Corp., described Crescent theaters as far above the average and that there are "a lot of extras" in them. The newest houses of the circuit being among the most modern and best equipped in the country.

Altec Service Men Testify

Other Altec Service men testifying were E. S. Hawes, Memphis; P. J. Aubrey, Birmingham, Ala. and C. F. Smith, Nashville. R. E. Cobble, Chattanooga, and S. E. Baker, sound service men for RCA, also testified. On cross-examination, Robert L. Wright, special assistant to the Attorney General and chief counsel for the Government, brought out from each of these witnesses that they were paid to inspect only sound (and in some instances projection) equipment and acoustics of Crescent theaters and not any other features of the house. None of them was able to tell what Crescent paid for their services. Wright developed the information that both Altec and RCA officials "co-operated" with defense counsel in making the service men available for testimony in the suit. George H. Armistead, Jr., defense chief counsel, questioned every witness about "rest room" and "toilet facilities" in each of the theaters.

Among a dozen business men from Crescent towns who testified to the quality of the houses and to the management of Crescent theaters in their towns, George D. Duncan, druggist of Franklin, Ky., told of contacting Tony Sudekum with a request that he build a theater in Franklin and testified that the Masonic Lodge sold the lot on which the Crescent house was built. Another withness in this group was H. D. Pettus, general agent of the Tennessee Central Railway and president of the Chamber of Commerce, Clarksville.

Baulch Dismissal Move Denied

Completing Monday's testimony, R. E. Baulch, an officer in Crescent Amusement Co. and in several of the other corporations, testified and was carried over practically the same ground as was Tony Sudekum. He denied any connection whatever with the purchase or contracting for any films. A motion to dismiss Baulch, who is son-in-law of Sudekum, as a defendant to the suit was denied by Judge Elmer D. Davies on August 8.

Late Monday Joseph W. Holman, of the architectural firm of Marr & Holman, Nashville, who is a member of the national association of theater architects, testified to the quality and cost of many of the Crescent houses for which his firm had prepared plans.

TO THE COLORS!

West Coast Bureau of THE FILM DAILY

Hollywood—Gene Markey has been ordered to report to the Navy on Sept. 20 at Balboa, Canal Zone. Markey holds the rank of lieutenant commander in the Naval Reserve.

Cincinnati—M-G-M's Connie Carpou and Bob Saunders have taken examination for the Army Air Corps.

Native Pix on Screens as Mexico Observes National Motion Picture Week Sept. 11-18

Mexico City (By Air Mail)—Under the sponsorship of the National Atheneum of Arts and Sciences and the Department of Public Information of the Ministry of the Interior, the week of Sept. 11-18 will be celebrated as National Motion Picture Week with native films to occupy the screen of all picture houses throughout the Federal District (Mexico City and environs) and as many as possible in principal cities in the interior.

The celebration will be inaugurated by President Manuel Avila Camacho who with the Secretaries of the Interior, the Treasury and National Economy will visit the studios of Cinematografica Latino Americana, S. A. and Estudios y Laboratorios Azteca.

"Treasury Hour" Program Shifts to NBC Sept. 30

"Treasury Hour," radio show now heard over CBS, shifts to a 100 station Coast-to-Coast hookup on the NBC-Blue Network Tuesday, Sept. 30, at 8:00 p.m., EST, under sponsorship of the Bendix Aviation Corporation.

The committee in charge of producing "The Treasury Hour" is comprised of Howard Dietz of Loew's; William B. Murray of the William Morris Talent Agency; and Paul Monroe of Buchanan & Company, Inc., agency handling the Bendix account.

"Sun Valley" Bows Tomorrow

Salt Lake City—World premiere of 20th-Fox's "Sun Valley Serenade" will be held here tomorrow night at the Centre theater. Earl J. Glade, president of the local chamber of commerce, heads the civic committee which is arranging a gala opening. Sonja Henie, John Payne and other members of the cast will come here for the premiere.

Joe DiMaggio Signs for Film

Joe DeMaggio has signed with the Goldstone Agency through Michael Mindlin of New York for a picture deal. It is understood Goldstone agency is offering DiMaggio's services for one picture to start Nov. 1 and be completed before the Spring training season starts. Several companies are reported interested.

Over 1,000 in Attendance Photographers Meet in Chi.

Chicago—Eastman, DeVry, Bell & Howell, Agfa, Burke & James Hornstein Company are among exhibitors at the 54th annual convention of photographers, dealers and suppliers at the Stevens Hotel. Over 1,000 in attendance, with hundreds from the film industry.

Queen City Tourney Sept. 29

Cincinnati — Queen City Variety Club has postponed its annual Golf tournament to Sept. 29, at the Summit Hills Country Club. Aides for the Queen City affair included J. J. Grady, 20th-Fox; Joe Oulahan, Paramount; William Onie, Chief Barker and Monogram branch head; Andy Niedenthal, M-G-M; Joe Devanney, Bill Koegle, Tony Koegle and Phil Goldsmith.

Metro to Withdraw GWTW for 6 Months

(*Continued from Page* 1)

during the current run have not been accepted, but it is likely that repeats will prevail when GWTW again is made available.

However, matter of policy, prices or date of re-issue has not been discussed. Picture has approximately 1,000 more possibilities for showings.

Sweigert Heads Philly V. C. as Navy Calls Levy

(*Continued from Page* 1)

will continue to serve on the board and aid the charities as much as possible. He is president of WCAU, CBS local outlet. Sweigert was first assistant chief barker and had served before as chief barker.

Sears Heads for Coast To Confer with Warners

Headed for the Burbank studios, where he will confer with H. M. and Jack Warner, Hal Wallis and Charlie Einfeld, Grad Sears, Warners sales chief, pulled out on the Century last night. Sears stops over in Chicago today.

DOCTORS DON'T TELL
A REPUBLIC PICTURE
DEPUTY PROSECUTOR:
You admit to having had a scar removed from your right cheek, don't you, Mr. Grant! Why?

GRANT:
Because it was spoiling my good looks—my girl was complaining about it—besides it was done over a month ago—

JOHN BEAL • FLORENCE RICE
EDWARD NORRIS · WARD BOND
JACQUES TOURNEUR · *Director*
SCREEN PLAY BY THEODORE REEVES *and* ISABEL DAWN · ORIGINAL STORY *by* THEODORE REEVES
TITLE FROM LIBERTY MAGAZINE STORY
Associate Producer · ALBERT J. COHEN

Loew-Lewin Ask UA To Dissolve Pact

(Continued from Page 1)

the Night" for the UA current line-up and are down for one untitled production in the new season program. It is understood producers suffered financial reverses on the picture and present UA unsettled administrative setup left them further dissatisfied.

Resignation of J. J. Milstein, who also represented the Loew-Lewin combination, as Edward Small's representative, was another contributing cause for the request for a dissolvement, it was said.

In New York, Arthur W. Kelly, vice-president in charge of distribution, said he had not received as yet any notification from Loew and Lewin. He added their contract with the company was binding.

Briefs to Delay Decision In Minn.-Anti-Five Case

(Continued from Page 1)

Hugo Hanft indicated that the large volume of briefs would make it impossible to make an early decision.

Odeon Adds Four Houses; Sault in Toronto Berth

Toronto — Walter A. Sault, for years Universal branch manager at St. John, N. B., has been appointed manager of the local Adelphi leased from Adam Baillie for a long term by Odeon.

Odeon also has acquired the Capitol, Niagara Falls, Ont., formerly operated for many years by FPC. The Capitol will reopen Aug. 29 under the management of Wannie Tyers of St. Thomas, former ace manager of Hanson Theaters Corp.

George Aitkins, formerly of the Granada Theater, Hamilton, operated by O. R. Hanson until recently, has been appointed manager of the Biltmore Theater, Kingston, now under construction and scheduled to open Aug. 27. The Paradise Theater, Toronto, a new Odeon unit, is now under the management of Kenneth Johnston, formerly with Famous Players. Theaters mentioned have not been previously named as Odeon units.

WEDDING BELLS

Tunkhannock, Pa. — Engagement of Mary Fronczek to George A. Oravits, assistant manager of the State Theater of Boonton, N. J., is announced.

Detroit—Irene Chargot, who has assisted her father, Michael J. Chargot, circuit owner, in managing some of his houses, was married at Holy Redeemer Church to Dr. Edward Bien.

☆ REVIEWS OF THE NEW FILMS ☆

"Ice-Capades"

with Dorothy Lewis, James Ellison,
Jerry Colonna

Republic 88 Mins.

EASILY ONE OF THE BEST TURNED OUT BY THIS STUDIO; GOOD ENTERTAINMENT AND CERTAIN B.O.

Republic has given this novel and entertaining feature a more elaborate production background and it should pay off for the exhibitor if he utilizes numerous angles well-worth exploiting.

Feature of the film is the introduction of Dorothy Lewis, ice skating star, along with various skilled ice performers who form the nucleus of the screen version of an ice show. While Miss Lewis is more at home on skates, her acting debut does not disappoint.

Story, however, is weak as thin ice but a number of good performances keep it from cracking. There is a bright young comedian, Phil Silvers, who delivers more than his quota of laughs as the stage producer turned ice impresario. Jerry Colonna, who has one of leads, strives hard in too many instances for laughs but generally will go over because of his radio reputation.

Plot revolves around Miss Lewis. James Ellison and his partner, Colonna, miss their newsreel assignment in obtaining clips of an international skating star. Instead they go to Central Park and shoot an attractive girl and pass her off as the skating star.

When the film is shown, Silvers wants her for the show and the immigration authorities are anxious to get her for violating some law. Under the impression, Miss Lewis is the international skating queen, Silvers signs the latter for the show. When the skating queen turns up and is disappointing, Silvers sues the newsreel company for misrepresentation. Ellison and Colonna set out to find Miss Lewis who is afraid to appear in the show because she does not want publicity. After many complications, Ellison marries Miss Lewis and saves the show.

Ample share of the film's entertainment is provided by a group of skating stars which, in addition to Miss Lewis, include Belita, Lois Dworshak, Megan Taylor, Vera Hruba, Red McCarthy, Phil Taylor, Jackson & Lynan, The Benoits and Dench and Stewart. Among the supporting performers Alan Mowbray, Barbara Jo Allen, Gus Schilling and Harry Clark are more than adequate.

CAST: James Ellison, Jerry Colonna, Dorothy Lewis, Barbara Jo Allen, Alan Mowbray, Phil Silvers, Gus Schilling, Tim Ryan, Harry Clark, Renie Riano, Carol Adams, and the "Ice-Capades" Company.

CREDITS: Associate Producer, Robert North; Director, Joseph Santley; Screenplay, Jack Townley, Robert Harari and Olive Cooper; Original, Isabel Dawn and Boyce DeGaw; Production Manager, Al Wilson; Cameraman, Jack Marta; Film Editor, Howard O'Neil; Musical Director, Cy Feuer; Skating Sequences Staged by Harry Losee.

DIRECTION, Satisfactory. PHOTOGRAPHY, Good.

Arbitration Hearing Deferred

Chicago—Hearing on the Portage Park arbitration case has been postponed from Aug. 25 to Sept. 3. Thomas C. McConnell is the arbitrator.

"The Story of The Vatican"

RKO Radio 54 Mins.

HIGHLY INTERESTING AND INFORMATIVE FEATURE BRILLIANTLY NARRATED. MOST COMPLETE FILM YET MADE OF THE VATICAN.

With the world today undergoing both temporal and spiritual strain exercised by cataclysmic happenings on every continent, "The Story of the Vatican" takes on a degree of importance far transcending sectarianism.

Its scenes and sequences from first to last are excellently photographed and edited by The March of Time, and the narration by Rt. Rev. Monsignor Fulton J. Sheen is brilliant as it is authoritative. Audiences everywhere, regardless of creed, will find this an arresting near-hour of diversion, a source of high inspiration, and an oasis of information.

As an historic record of the self-governing Papal State, the film is precedent-setting, containing as it does a far greater sweep than any predecessor production dealing with the Vatican,—its past, present, and promise of perpetuity even unto the end of time.

Outstanding in its subject matter are views of the coronation of the present Pope, Pius XII, recognized as one of the world's most accomplished diplomats during his tenure as the Papal Secretary of State; the physical administration of Vatican City, sovereign in itself; the radio facilities donated by Marconi personally; publication of the Osservatore Romano, the Holy See's official newspaper which stands for the freedom of the press in striking contrast to the lay publications of surrounding Fascist Italy; the diplomatic activity at the Vatican whereat some 38 nations are represented officially; the Vatican railroad, shortest in the world; the Papal gendarmes, the Swiss Guard and the Noble Guards; the American College; the Academy of Science; St. Peter's; the Sistine Chapel; the priceless treasures of the Vatican Library and the unrivaled galleries which contain masterpieces of art; the post office; the restoration of public buildings; the reclamation of paintings by a unique process; and many other scenes which are of intense interest.

Richard de Rochemont produced this film; Jean Pages directed; and the photography is by Marcel Rebiere.

Rocky Mt. Screen Club's Outing Set for Aug. 28

Denver—Annual picnic of the Rocky Mountain Screen Club will be held at Eddie Ott's By-the-Lake at Evergreen, 40 miles out of Denver in the mountains, on Aug. 28. The principal event will be golf and bridge tournaments, with other activities including tennis, horseback riding, swimming, softball and other games, followed in the evening with an outdoor chuck-wagon dinner, and dancing.

Gypsy Rose Lee at N. Y. Fair

Syracuse—Gypsy Rose Lee opens at the New York State Fair next Sunday night.

"Flying Blind"

with Richard Arlen, Jean Parker, Nils Asther
(HOLLYWOOD PREVIEW)

Paramount 70 Mins.

CORKING ADVENTURE MELODRAMA PACKS SUSPENSE ACTION AND COMEDY.

With each succeeding picture Producers Bill Thomas and Bill Pine with their Associate-Producer John W. Rogers, show more reasons why Paramount should consider their releasing contract a very valuable asset.

"Flying Blind," starring Richard Arlen and Jean Parker, is probably as fine an adventure picture as has ever been made. It is a medium-budgeter with no pretentiousness or waste and one of those pictures that can truly be called action-packed.

It is no doubt because of the efforts of Director Frank McDonald, but from the opening scene to the final fade-out there is not a moment not chock-full of suspense, action or comedy. Truly a grand job of getting everything out of script, performers and situations.

Arlen looks better in this than he has for years. Jean Parker, as his girl friend and Eddie Quillan (who a good many critics will say now, has been wasted) make a great supporting team. Nils Asther, Marie Wilson and Grady Sutton also do neat jobs.

Maxwell Shane and Richard Murphy's clever screenplay tells of Richard Arlen, an airline pilot, who quits his job for a venture of his own as proprietor-pilot of "Honeymoon Airways," a company which specializes in flying couples from Los Angeles to Las Vegas to be married.

A former co-pilot, Roger Pryor, working for Spy Nils Asther, steals a secret dynamo from an army bomber and they get aboard Arlen's plane and try to force him to fly them to Mexico—of course they are foiled—with never a dull moment.

This is good, solid action entertainment and okay for a topper on any bill.

CAST: Richard Arlen, Jean Parker, Nils Asther, Marie Wilson, Roger Pryor, Eddie Quillan, Dick Purcell, Grady Sutton, Kay Sutton.

CREDITS: Producers, William H. Pine and William C. Thomas; Director, Frank McDonald; Associate Producer, John W. Rogers; Authors, Maxwell Shane and Richard Murphy; Screenplay, same; Cameraman, Fred Jackman, Jr. ASC; Art Director, F. Paul Sylos; Editor, Robert Crandall; Musical Score, Dmitri Tiomkin.

DIRECTION, Perfect. PHOTOGRAPHY, Excellent.

New Series for Nu-Art

A new series of community song films, produced and directed by Jack Kemp, will be distributed by Nu-Art Films, Inc., according to an announcement by Gordon W. Hedwig, Nu-Art president. First of the series will be "Sing, America, Sing."

Sack-Hoffberg Renew

Alfred Sack, of Sack Amusement Enterprises, has renewed with Hoffberg Productions, Inc., for the release of Sack's all-Negro productions in New York and Northern New Jersey. "The Big Jive," now in production, is included in the deal.

Surprise Witnesses For Senate's Probe

(Continued from Page 1)

men, Sen. D. Worth Clark, D., Idaho, confirmed that its roster of prospective witnesses contained many names in addition to the list of 15 executives previously disclosed.

Names of these other interested parties are being withheld for the present upon their specific requests, according to Clark. Capitol Hill observers were quick to accept this as meaning that the isolationist bloc is plotting a "field day" with surprise witnesses when the sub-committee opens its inquiry Sept. 3 with Senators Bennett Champ Clark, D., Mo., and Gerald P. Nye, R., N. D., as the first to testify.

Pointing out that there is some confusion in the industry apparently to similarity of names between himself and Senator Clark of Missouri, author of the bill, Idaho's Clark said that the sub-committee intended merely to get all the facts they can in regards to the matter and then report to the full committee for action.

He said he could not predict what the study would develop, except that Nye and Clark of Missouri would appear and offer testimony in support of their contention that the movies are being used as a propaganda to push the nation into war, and that presumably the movie executives would deny it and offer facts to support their case.

Clark added that the motion picture people likely would not be called upon to appear until around September 8, as the first part is expected to be taken up by Clark of Missouri and Nye.

He said that Nye's letter to 15 picture executives was an invitation but that if they didn't appear, they likely would be subpoenaed, depending upon developments.

Baltimore Peace Group Urges Check on Film "Propaganda"

Baltimore—Fellowship of Reconciliation, Peace Office, local religious anti-war group, has stationed members in front of downtown theaters here, distributing leaflets calling moviegoers' attention to film they've just seen, and asking a series of questions grouped under the general heading, "Did the movie you have just seen tell the whole story?"

Questions adhere to the pacifist line, and leaflet urges that those receiving it keep the questions and "check coming movies for propaganda." Typical questions and comment follow:

"Did this movie provide its hero with a beautiful woman—a general's daughter or a lovely nurse or a glamorous reporter—for a sweetheart?

"Remember that the great majority of women around training camps and battlefields are only the sort that make the spread of disease a staggering problem after every war.

"Did this movie assume that resorting to force is now required to preserve the institutions we hold dear in America?

"Remember that we are all members of the brotherhood of man. We can help our brothers in other lands non-violently to throw off their shackles by keeping alive our Democracy as an example to them here. But the economic chaos we would suffer after a war would be a standing invitation to dictatorship."

Yes, Ribbing Walt Is Out in the Future

San Francisco—It isn't good policy to rib Walt Armstrong, Golden State circuit exec., past a certain point. L. M. Schomer, local auto man, made some very unkind remarks about Armstrong as a deep sea fisherman. Armstrong, in return, promised the auto man a fish. The other day, Schomer received a 14-foot box. In it was a 12-foot marlin swordfish, weighing 200 pounds. The box came C.O.D.

Japan to Hold U. S. Pix Releases to Five Monthly

(Continued from Page 1)

would bar, after Sept. 1, all pictures depicting gangsters, ultra-torrid romances and "wasteful extravagances."

RKO's distributor in Tokyo said that it would cancel bookings of "Abe Lincoln in Illinois," now awaiting an import release in Yokohama.

It was said that the government in Tokyo was preparing to take over the control of Japanese distributors and possibly supervise production in order to keep themes with wartime conditions.

Goldwyn Will Cease Issuing Fictionizations

West Coast Bureau of THE FILM DAILY

Hollywood—In response to exhibitor protests against serializations and fictionizations of forthcoming product, Samuel Goldwyn announced that his organization will cease issuing fictionizations of Goldwyn productions immediately to any and all outlets.

Metro Buys Two Stories

West Coast Bureau of THE FILM DAILY

Hollywood — Metro has bought screen rights to two stories for its 1941-42 schedule, "Zombie on Broadway" by Robert Faber and Charles Newman, a musical, and "Cabin in Manhattan" by Luke Short, a murder mystery.

Raises Chorus Girls' Pay

Council of Actors Equity yesterday adopted a resolution raising the pay of chorus girls by $5 a week, the increase to start Nov. 1. Forty dollars, instead of $35 will thereafter be the minimum wage.

Williams Writing Screen Story

West Coast Bureau of THE FILM DAILY

Hollywood—Ben Ames Williams, novelist, has been signed by Paramount to write a photoplay in which it will star Sterling Hayden. Story will deal with Cape Cod sailors and fishermen.

RKO, Paramount, Warners Set September Screenings

(Continued from Page 1)

on Sept. 4 and five features Sept. 15-17. Paramount will screen five Sept. 22-24 and Warners will show two features on Sept. 2. The Warner pictures are "Law of the Tropics" and "Nine Lives Are Not Enough."

"Life" Breaks Hardy Records

"Life Begins for Andy Hardy" has been held over in 14 of its first key city engagements, M-G-M announced yesterday. Figures thus far compiled from 49 openings show that the picture has broken all records for the Hardy series.

Jack Larric Rites Held

Funeral services for Jack Larric, 53, former newspaperman and screen writer, were held here yesterday. He is survived by a widow and a sister.

Defense Bond Night Ruled Out in Oregon

(Continued from Page 1)

ruling by Attorney-General I. H. VanWinkle.

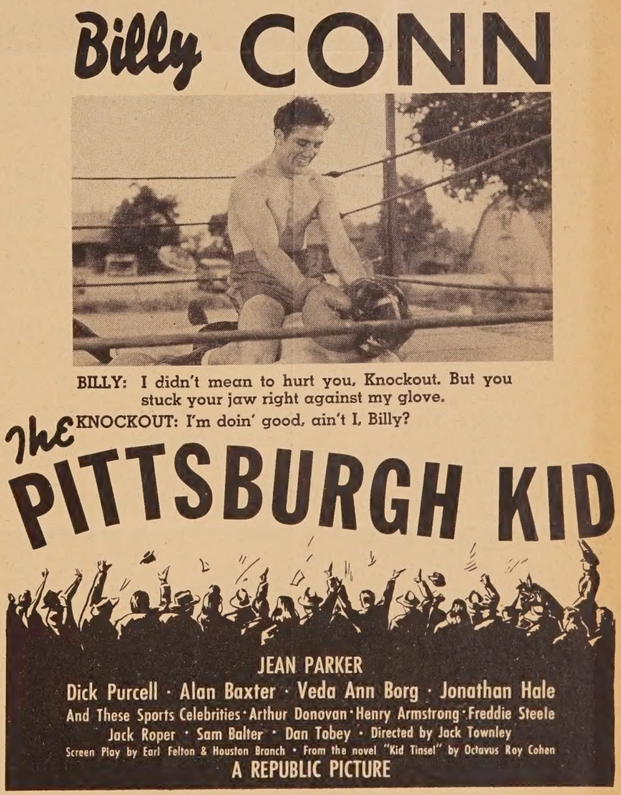
Plan, provided for any person 18 or over to register in a book in front of the theater opposite a printed number. On a designated night, after all performances had been completed the doors of the theater were to be thrown open solely for the drawing, with all patrons admitted free. Those in the lobby and outside were to have the same chance as those inside the theater.

VanWinkle said it was apparent that the theater operators hope to induce many people to purchase tickets and attend the regular performance in advance of the drawing, although no tickets or ticket stubs are in evidence at the drawing itself.

By attending the performance in advance of the drawing the person registered for the drawing would be in a more advantageous position when the drawing is made, it was held.

Producing Musical Short

Havana (By Air Mail)—Anibal de Mar, and Marisol Alba, are now producing a musical short, at the CHIC studios. Ernesto Caparros directs.



Billy CONN

BILLY: I didn't mean to hurt you, Knockout. But you stuck your jaw right against my glove.

KNOCKOUT: I'm doin' good, ain't I, Billy?

The PITTSBURGH KID

JEAN PARKER

Dick Purcell · Alan Baxter · Veda Ann Borg · Jonathan Hale

And These Sports Celebrities · Arthur Donovan · Henry Armstrong · Freddie Steele

Jack Roper · Sam Balter · Dan Tobey · Directed by Jack Townley

Screen Play by Earl Felton & Houston Branch · From the novel "Kid Tinsel" by Octavus Roy Cohen

A REPUBLIC PICTURE

Nathanson to Book Toronto Loew House

(*Continued from Page* 1)

listed as an N. L. Nathanson enterprise.

This has brought the disclosure by an informed source that the theater will be operated by Loew's but that films will be booked into it by Nathanson. The Uptown has been operated by FPC since Sept. 1, 1926, on a lease from Loew's which is now expiring.

The original Loew's in Toronto will have no change in policy and will continue with M-G-M and United Artists' product booked from Regal Films (1941), Ltd., and United Artists Corp., Ltd., Toronto, respectively. Under a recent reorg. plan for Regal, an interest in the Canadian exchange held by Paramount was said to have been eliminated but N. L. Nathanson is understood to have substantial holdings in the company. There is also an intimation, which cannot be confirmed locally, that Nathanson is interested financially in United Artists.

Two other Loew houses are operated in Canada, one at London, Ont., and the other at Montreal. The operating company for the Montreal house is Mansfield Theaters, Ltd., and it is under lease to FPC. Loew's Theater, London, is operated direct from New York, with a resident manager. There are many Canadian shareholders in the Loew enterprises at Toronto and London. In the latter case, the company is known as Loew's London Theaters, Ltd., and it has a perpetual operating agreement with the New York office. An agreement is also in effect in the case of the original Loew houses in downtown Toronto.

Local 108 Outing Sept. 21

Harrisburg, Pa.—Annual outing of Local 108, IATSE, will be held Sept. 21, at the summer home of Horace Gladfelter, State Theater, projectionist, near Camp Hill, it has been announced by Paul Patterson, Rio, who has been named chairman of the outing committee.

C. M. Hill Drops Dead

Portland, Me. — Charles Milton Hill, 39, formerly in the distribution end for Paramount and other companies, dropped dead at his work as a copy reader for the Evening Express. Hill, a native of Washington, D. C., grew up in Portland, and graduated from Amherst College. He dovided his time between films and newspaper work.

Castro to Produce Feature

Havana (By Air Mail)—Octavio Gomez Castro, manager of Continental Films, distributing Company, will produce a feature in association with the C.M.Q. Broadcasting Co. Feature will be directed by Ernesto Caparros.

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

IRVING CUMMINGS, currently directing Bob Hope, Zorina, Victor Moore and Irene Bordoni in the lavish Technicolor film, "Louisiana Purchase" with Irving Berlin's music, for Paramount, will have no time out for vacationing after its completion. Cummings will go immediately to 20th Century-Fox to begin preparations for his first assignment under a contract at that lot that calls for four pictures. The deal was recently made.

* * *

ROY DEL RUTH, plans on leaving shortly for a two-week vacation in Oregon.

* * *

KANE RICHMOND, Mary Healy, Jack LaRue and Iris Adrian have top roles in PRC's "Professional Bride" which went before the camera yesterday with Elmer Clifton directing. Produced by Merrick-Alexander Productions, "Professional Bride" will be the first picture on PRC 1941-1942 schedule of 42 films.

* * *

SAMUEL GOLDWYN has engaged Edith Head to create the costumes to be worn by Barbara Stanwyck in "Ball of Fire" starring Gary Cooper.

* * *

REPUBLIC has signed Fay McKenzie to a long-term contract. She was "Miss Hollywood" in the stage production of "Meet the People." Her first assignment is that of Autry's leading lady in "Down Mexico Way."

* * *

GREGORY RATOFF, directing "The Corsican Brothers" for Edward Small, is shooting "around" the duel scenes in which Akim Tamiroff and another player duel with swords in the romantic Alexandre Dumas novel, as an accident injured Tamiroff's partner.

* * *

TITLE song from RKO's production, "Song of the Parachute Battalion," will be published by Mills Music. Lyrics of the song are by Herman Ruby, music is by Roy Webb.

* * *

DAVID BUTLER, immediately following the finish of "Playmates" at RKO, will produce and direct "Hit the Deck."

* * *

JON HALL, has been borrowed from Samuel Goldwyn for the romantic lead in RKO Radio's "Out of Gas," new Charles Laughton starring vehicle.

* * *

EDWARD SMALL has signed George Brent, Joan Bennett and Mischa Auer to star in "Twin Beds." Tim Whelan will direct.

* * *

A MONOGRAM unit will leave within a week for Florida to film scenes for "Here Come the Marines," which will have Wallace Ford in starring role and Toby Wing opposite.

* * *

"STORM OUT OF THE WEST," best-selling novel by Michael Healey, has been purchased by Monogram, and will be adapted for use on the current season's program.

* * *

WITH the completion of shooting on "New Orleans Blues" and "One Foot In Heaven," Warners now has a total of nine unreleased pictures in cutting rooms, six before cameras at present, 14 in preparation and 17 shorts in the cutting stage.

* * *

"SUSPICION" will be RKO Radio's definite title for "Before the Fact," the Cary Grant-Joan Fontaine co-starring picture directed by Alfred Hitchcock.

* * *

"SYNCOPATION," the second William Dieterle Production to be made for RKO Radio release, goes before the cameras early in September.

* * *

EDWARD H. GRIFFITH, will direct and produce the new W. Somerset Maugham story of war-time England for Paramount. Griffith is currently finishing up "Bahama Passage," Madeleine Carroll-Stirling Hayden starrer. He is scheduled to direct "Out of the Frying Pan," the New York stage hit, next, and will follow it with his producer-director job on the Maugham story.

* * *

CHARLES "BUDDY" ROGERS, back in town from a trip to Mexico City, shortly starts work on another of the Mexican Spitfire series with Lupe Velez for RKO, after completing "Sing For Your Supper" at Columbia.

* * *

WARNERS is sending the Navy Blues Sextet by plane on a cross-country theater tour of 15 cities as a bally for "Navy Blues." Sextet hops from Hollywood to New York for two weeks at the Strand, with dates to follow in Boston, Philadelphia, Baltimore, Washington, Pittsburgh, Cleveland, Indianapolis, Detroit, Chicago, St. Louis, Kansas City, Omaha, Denver, Salt Lake City and San Francisco.

* * *

PARAMOUNT will continue the romantic combination of Paulette Goddard and Ray Milland, in "The Lady Has Plans," comedy spy story by Leo Birinski, author of "Mata Hari." Sidney Lanfield will direct.

Name C. S. Perkins Altec's Boston District Supervisor

C. S. Perkins has been appointed district supervisor in the Boston district of Altec Service. President L. W. Conrow announced yesterday.

Wanger Signs Sir Cedric

West Coast Bureau of THE FILM DAILY

Hollywood — Walter Wanger has signed Sir Cedric Hardwicke for a prominent role in "Sundown." Hardwicke will appear in the final sequences of the film as an Angelican bishop.

Jules Wolfe Recovers

Toronto—After undergoing treatment in a local hospital for an internal complaint which threatened to become serious, Jules Wolfe has returned to his post of director of construction and maintenance at head office of Famous Players Canadian Corp. to which he was recently appointed.

George Hill Faces Knife

Covington, Ky. — George Hill, Broadway, Liberty and Wilson Theaters, is under observation prior to an operation at Christ Hospital, Cincinnati.

Warners Fight Apex Arbitration Award

(*Continued from Page* 1)

upheld the contentions of the complainant and ruled that all clearance between the Apex and the Warner houses be eliminated.

Case was regarded as interesting inasmuch as Robert Sher and James Hayes, former Department of Justice representatives who participated in the drawing up of the consent decree, were the attorneys for the complainant.

It was during the Apex hearings that Arbitrator Denit made his much-quoted remark, "Splitting hairs over legal technicalities would defeat the purpose of the arbitration agreement," in denying a motion by the defendants that a portion of the K-B case be dismissed on a technicality.

Hope, Providence, Sold, Ending Long Picketing

Providence — Lockwood & Gordon Interests, Inc., have taken over operation of Hope theater, 1,000-seat nabe, marking end of 4½ years picketing by union of that house. Samuel J. Badamo, formerly manager of Loew's College, New Haven, will be resident manager. Modernization is planned by new management. Max Nathanson, builder with the late Alton C. Emery, and for past 17 years manager of the Hope, retires.

WB Shifts Wis. Managers

Sheboygan, Wis. — Warner Bros. has named J. C. Ebersberger, former manager of its Rex here, as manager of its Sheboygan, succeeding Marlowe Conner, who now manages the circuit's Capitol in Madison, Wis. Ebersberger in turn is succeeded by Leo Schuesler, former manager of the circuit's Majestic here. He is succeeded by M. J. Gorman, Jr., former assistant manager at the Sheboygan, who is replaced by Ray Rackow of the Rex. Ralph Schallow, former doorman at the Majestic, becomes assistant manager of the Rex. E. J. Benjii, whom Conner succeeded at the Capitol, has become manager of Fox's Palace in Milwaukee.

Dalton Sells Two Houses

Detroit—Edwin P. Dalton, upstate circuit operator with headquarters at Flushing, has disposed of two of his theaters. The Roxy at St. Charles is being taken over by James Langston, formerly of Clare. At Mayville, Joe Hrinik has bought the Palace, and is remodelling it and changing the name to the State.

New Filmack Catalogue

Chicago—The Filmack Trailer Co. has prepared a catalogue on Greater Movie Season Announcement trailers.

2

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 37 NEW YORK, THURSDAY, AUGUST 21, 1941 TEN CENTS

MORE DUALS DESPITE "ANTI" CAMPAIGN

Intervenors Appeal Great Neck Clearance Award

Skouras Thea. Corp. and Northern Amuse. Co. in Joint Attack on Decision

Skouras Theaters Corp. and Northern Amusement Co., intervenors in the Esquire Theater arbitration case in Great Neck, L. I., have appealed the decision rendered against them on Aug. 5. It is the 10th case docketed with the appeals board.

George Spiegelberg, the arbitrator, ruled that the 30-day clearance now granted to the Great Neck Playhouse was unreasonable and ordered it cut to seven days. A further ruling by the arbitrator eliminated the

(Continued on Page 7)

Waltham Theater Co. Wins Clearance Cut

A decision in favor of the Waltham Theater Co. which sought a reduction in clearance over its Grand Theater, Whittenton, Mass., was rendered in Boston by W. H. Hitchcock, arbitrator.

The present 60-day clearance granted to the Park and Strand Theaters, Taunton, Mass., was ordered

(Continued on Page 7)

Thien Files Clearance Case for St. Louis Palm

St. Louis—Charging unreasonable clearance, Victor Thien, owner of the Palm Theater here, has registered a demand for arbitration, naming Paramount, 20th Century-Fox and Fanchon & Marco as defendants. Thien charged that F & M's Aubert

(Continued on Page 5)

Report "U" Asking Percentage on 20 Pix

Universal is reported to be asking percentage terms on 20 pictures in its 1941-42 lineup. Terms for "Hellzapoppin," are said to be 50 per cent, while 35 and 40 per cent are to be asked for the Abbott and Costello and Deanna Durbin pictures.

"Hellzapoppin" is to be released Oct. 10.

Max Milder and E. Lightfoot to Operate ABC Circuit as Joint Managing Directors

London (By Cable)—Max Milder, Warners' chief in Britain, was elected to the board of Associated British Cinemas at the annual general meeting of the circuit, following which he was appointed joint managing director.

Designation of Milder was forecast when the deal which gave Warners a 50 per cent interest in the circuit of approximately 350 houses was under negotiation.

Milder will be associated in the chain's direction with E. Lightfoot, who heretofore has been managing director.

Contracts Highlight Crescent Suit Trial

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—The matter of extended and circuit contracts and franchises, of the utmost importance to the outcome of the suit, occupied the limelight in the Government's anti-trust case against the Crescent Amusement Co., and its affiliates yesterday, with Oscar A. Morgan, division sales manager for Paramount Pictures, on the stand most of the day.

Morgan, who had testified during the hearing of Government witnesses,

(Continued on Page 8)

N. W. Allied Filing Briefs Favoring Minn. Anti-5 Law

Minneapolis—Briefs prepared by attorneys for Allied Theater Owners of the Northwest in defense of the new Minnesota anti-blocks-of-five law, were completed and signed here yesterday and are to be filed in Ramsey District Court in St. Paul today.

Judge Hugo O. Hanft has accept-

(Continued on Page 5)

State IATSE Backs George E. Browne

Syracuse — IATSE, 10th District, meeting in convention here in advance of the week's sessions of the State Federation of Labor, by unanimous vote re-affirmed the vote of confidence given George E. Browne, international prexy, at the Louisville convention.

The IA voted immediate affiliation with the Union Labor Trades Department of the state. gave a vote of confidence to the State Federation's officers, fixed jurisdictional

(Continued on Page 5)

Schlaifer Due Tomorrow To Take Over Small Post

L. Jack Schlaifer, who replaces J. J. Milstein as Edward Small's Eastern representative, arrives from Hollywood tomorrow to take over his new duties. Schlaifer has been conferring with the UA producer on the Coast.

Schlaifer will handle Small pro-

(Continued on Page 4)

Sharper Gas Curbs Expected

Extension of Restrictions Nationally Looms

While confusion yesterday continued to mark the application of the Federal Petroleum Co-ordinator's order for a 10 per cent curtailment in gasoline deliveries to service stations on the Eastern seaboard, informed quarters predicted that not only were sharper curbs in prospect in the East but that shortage of

(Continued on Page 4)

Screen Readers Guild Wins Bargaining Election 100%

Screen Readers Guild of New York won a 100 per cent victory yesterday when ballots cast in the bargaining agency election two weeks ago were opened and tabulated at the NLRB

(Continued on Page 5)

Exhibs. Putting in Double Features "for Protection" Despite the Higher Costs

Despite efforts in some quarters to eliminate double features, indications are that duals are increasing rather than diminishing in many parts of the country.

Film men who have visited exchange centers in recent months report that a large number of theaters in each territory are turning to twin bills "for protection" even though the cost of operation is higher. Theaters that put duals in as an experiment and then tried to abandon them have found that it has not been easy to switch back to singles.

Frank Rogers, general manager

(Continued on Page 8)

Expect Senate Will Nix Billboard Levy

Washington Bureau of THE FILM DAILY

Washington—Billboard tax provision in the revenue bill as passed by the House has a good chance of being knocked out by the Senate, according to sources close to the Sen-

(Continued on Page 5)

Skouras, Zabel to Coast To Close Product Deals

Spyros Skoures, head of National Theaters, and his assistant, Eddie Zabel, plane to the Coast tonight for

(Continued on Page 8)

Five Film Stocks Attain New Highs

Amusement stocks on the Big Board moved upward yesterday virtually en masse, with five issues hitting new highs for the year and a sixth, Loew's preferred, equalling the high of 110. Stocks at 1941 highs included Columbia Picts. vtc. (2½%), up one-quarter to 7¼; Loew's common up 1⅜ to 36⅞; Paramount common up one-half to 15⅛; Paramount first pfd. up 2½ to 110 and Paramount second pfd. up ⅜ to 13⅝.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Wednesday, Aug. 20*)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	9¾	9¾	9¾	+ ⅛
Col. Picts. vtc. (2½%)	7½	7¼	7¼	+ ¼
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10¼	10⅛	10¼	+ ⅛
East. Kodak	140	139¼	139¼	+ ¼
do pfd.	176	176	176	+ 2
Gen. Th. Eq.	14½	14	14⅜	+ ⅝
Loew's, Inc.	36⅞	35¾	36⅞	+ 1⅜
do pfd.	110	110	110	.....
Paramount	15⅛	14⅝	15⅛	+ ½
Para. 1st pfd.	110	108	110	+ 2½
Para. 2nd pfd.	13⅝	13⅛	13⅝	+ ⅜
Pathe Film	13⅞	13¾	13⅞	+ ⅛
RKO	3⅝	3⅜	3½	+ ⅛
RKO $6 pfd.	52¼	52¼	52¼	+ ¾
20th Century-Fox	8⅜	8	8⅛	+ ⅛
20th Century-Fox pfd.	21	21	21	+ ¼
Univ. Pict. pfd.	155	155	155	+ 3
Warner Bros.	5⅜	5⅛	5¼	+ ⅛
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	54½	54½	54½	.....
Para. Picts. cv. 3¼s47	97¼	97¼	97¼	+ ¼
Warner Bros.' dbs. 6s48	96½	96¼	96½	.....
NEW YORK CURB MARKET				
Monogram Picts.	½	7-16	½	.....
Radio-Keith cvs.	¼	¼	¼	+1-32
Sonotone Corp.	....	....	....	.....
Technicolor	9¼	9¼	9¼	+ ⅛
Universal Picts.	20½	20½	20½	— ¾

N. Y. OVER-THE-COUNTER SECURITIES	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63½	66½
Roxy Thea. Bldg. 4s 1st '57	58	62

David Werner Rites Held; Interment to be in East

West Coast Bureau of THE FILM DAILY

Hollywood—Funeral services were held here yesterday for David C. Werner, veteran casting director, formerly with Univesal but more recently with Richard Rowland. Body is en route to New York for interment.

Werner served as talent scout, story editor and casting director for Universal Studios for 11 years.

He leaves a widow. Mrs. Henrietta Werner, and a son, Lawrence.

Next Metro Tradeshows To Include "Honky Tonk"

"Honky Tonk" will be among the four pictures to be screened at M-G-M's tradeshows Sept. 11-12. As previously announced (FILM DAILY, Aug. 19), the others to be shown are "Married Bachelor" and "Smilin' Through" on Sept. 11 and "The Female of the Species" on Sept. 12.

In most exchange centers, pictures will be double featured, with a few spots holding morning and afternoon showings. In New York all four pictures will be shown on Sept. 11, "Married Bachelor" and "Smilin' Through" in the morning and the other two in the afternoon.

In Philadelphia, "Married Bachelor" will be shown three times on Sept. 9; "Smilin' Through" three times on Sept. 10; "Female of the Species" three times on Sept. 11 and "Honky Tonk" three times on Sept. 12.

RKO to Tradeshow Three Holt Westerns at Branches Sept. 4

RKO will screen three Tim Holt westerns in its branches on Sept. 4, with the exception of Omaha where the tradeshows will be held Sept. 5. Titles are "Outlaw Trail." "Dude Cowboy" and "Riding the Wind."

20th-Fox Tradeshows "Chan" And "Belle Starr" Here Today

Twentieth Century-Fox will tradeshow "Belle Starr," and "Chan in Rio," at the exchange this afternoon at two.

John David Retail Stores Joins NBC's Tele Program

The John David retail stores in New York City will sponsor a new television broadcast program over NBC's station WNBT. The program, "Men's Wear Highlights of Television," will be built exclusively for men viewers of television.

The program which will informally present the latest in men's wear, will start Sept. 24 at 9 to 9:30 p.m., and will be seen weekly thereafter for 13 weeks. Plans are being made to present it under the supervision of Reginald Hammerstein, television consultant for D. Waters & Associates which handles the account.

"Men's Wear Highlights of Television" will be sponsored by a group of leading manufacturers on a participating basis. All merchandise presented in the tele broadcasts will be tied in with an identifying tag at point of sale. stating that the fashions are exactly as presented on America's first television men's fashion shows. Blowups and showcards will be furnished by the participating manufacturers.

The John David stores will tie in with newspaper advertising. window and store displays for the entire series.

Suffers Broken Foot

Oklahoma City—Mrs. Maud Baker. operator of the Ritz and New Talihina. is in the McBride Bone and Joint clinic here with a broken foot.

Harry Joe Brown to Do Seaton Play on Broadway

West Coast Bureau of THE FILM DAILY

Hollywood—Entering indie stage and screen production after several years at 20th-Fox as associate producer, Harry Joe Brown plans to do at least one play in New York annually, with screen production to follow if it clicks.

First on his schedule is "After Tomorrow" which George Seaton is rewriting, and Brown expects to have the piece ready for a Broadway opening about Oct. 1. Play was given a tryout here last winter by Brown, Frank Craven heading the cast then.

The producer plans to produce about three pictures yearly. Stories have been lined up and negotiations for others are continuing.

Metro Buys Radio Skit To Utilize Young Talent

West Coast Bureau of THE FILM DAILY

Hollywood—In an effort to boost youthful writers and directors as well as actors, Metro is launching a novel plan to utilize all of its new talent. Studio has purchased a radio skit titled "Now We Are Twenty-One," written by Jerry Schwartz for the Junior Workshop program on CBS.

The idea has been turned over to every young writer and director on the lot. Each writer will work on a sequence, as will each director. The various parts, each telling an adventure or problem of young Americans, then will be molded into a cavalcade of youth. Sam Marx will produce. While no cast has yet been announced, it is anticipated that virtually every young player on the lot will participate.

Ed Kuykendall to Speak At W. Va. Managers Meet

Ronceverte, W. Va.—Completed program was announced yesterday by J. C. Shanklin, chairman in charge of arrangements, for the seventh annual convention of the West Virginia Managers' Association, which will be held at the Greenbrier Hotel, White Sulphur Springs, next week. It follows: Monday, registration; evening, dancing in hotel ballroom and screening at hotel theater; Tuesday, luncheon at noon in Casino Club House, to be followed by business session at which address will be made by Ed Kuykendall. president of the MPTOA; nomination and election of officers; banquet followed by dancing.

Ufa Asks Customs To Release 16 Nazi Pix

Ufa has applied to the U. S. Customs for the release of 16 German pictures which have been held in bond. Customs officials have made no commitment on the request but have indicated that they would study the pictures to determine if the subjects would violate the rulings against films that are likely to incite riots.

COMING and GOING

SPYROS SKOURAS and his assistant, **EDDIE ZABEL**, plane to the Coast tonight on product deals.

MONTY BANKS leaves Hollywood tonight for New York to meet his wife, **GRACIE FIELDS**, who arrives on the Clipper from England Saturday.

JOAN DAVIS, LINDA DARNELL, JOHN PAYNE, MARJORIE WEAVER and **BRENDA JOYCE** are in Salt Lake City for tonight's premiere of "Sun Valley Serenade" at the Center.

RAYMOND MASSEY is expected back at the end of the month from Hollywood to direct the Chester Erskin play, "Curtain Going Up."

GEORGE JESSEL has returned from Hollywood to start production on his new musical, "High Kickers."

GABRIEL PASCAL is expected back from Ottawa tomorrow.

CLARK GABLE left yesterday for Arizona to begin a three-month vacation.

L. JACK SCHLAIFER, Edward Small's new Eastern representative, arrives tomorrow from Hollywood.

ELIA KAZAN, who recently completed his role in "New Orlean Blues," is in New York to help ready his new Dollar Top Theater, where he will produce, direct and act.

F. J. A. McCARTHY, Universal's Southern and Canadian sales manager, left last night for Nashville to appear at the Crescent trial.

JULES LAPIDUS, Universl Eastern district manager, is in Washington on circuit deals.

FRANK RODGERS, executive of the Sparks circuit in Florida, returns to his home tomorrow after a few days in New York.

STEVE BROIDY, Monogram sales chief, is in town from the Coast.

HAL ROACH arrived from the Coast by plane yesterday to remain for two or three days.

JAMES R. GRAINGER, Republic prexy, planed out yesterday for Chicago and a visit to the key Western situations.

JULIEN DUVIVIER, who recently directed "Lydia," for Alexander Korda, arrives from Hollywood Monday for a brief holiday.

HARRY UNTERFORT, RKO Schine city manager in Syracuse, and **MRS. UNTERFORT** return to the up-state city today from New York.

JOE NEWMAN and **HORACE HOUGH**, Metro production assistants, are at Fort Knox, Ky.

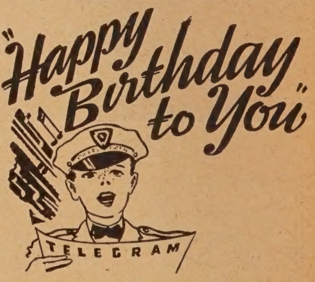
ANNA LEE WHITMORE, Metro writer, is en route to the Orient for United China Relief work.

LOU LIFTON has returned to Hollywood after a two weeks' vacation spent touring Western scenic spots.

JACK MALLOY of the Chicago Herald-American is looking over Hollywood.

JIM MARSHALL of Collier's is in Hollywood to do articles.

CLIFF LEWIS heads East from the Coast tomorrow.



Albert Rogell	Bert Roach
Forrest Stanley	James Dent
Louis Brock	Hans Drier
Hiller Innes	John Dacey

Bill Pierce

LIFE BEGINS FOR ANDY HARDY 178%
OTHER HARDY HITS 159%

"LIFE BEGINS FOR ANDY HARDY" with Lewis Stone
Mickey Rooney • Fay Holden
Ann Rutherford • Sara Haden
Patricia Dane • Ray McDonald
and Judy Garland • Screen Play
by Agnes Christine Johnston
Directed by George B. Seitz
A Metro-Goldwyn-Mayer Picture

TOPS THEM ALL!

New Hardy High! Biggest of Entire Series!

From Coast-to-Coast the news travels like wildfire!
A *new* Hardy high and it's topping them all by a huge margin! A new high in hold-overs, too!
In 375 simultaneous engagements it's jamming them in to record biz!
Remember M-G-M's summer promise?
No holding back—
The biggest hits when you need them!
Next comes "When Ladies Meet" *(Joan Crawford, Robert Taylor, Greer Garson, Herbert Marshall)*
(Just previewed, Inglewood, Cal.; and a positive riot!)
And the pre-release of "Dr. Jekyll & Mr. Hyde" *(Spencer Tracy, Ingrid Bergman, Lana Turner)*
is enjoying the biggest attendance in Astor history!
That's M-G-M for you!
Come what may, Leo and his big Stars are in there delivering the big shows this year, next year, always!

AS PREDICTED!

Mickey Rooney and Judy Garland were voted *two* of the TOP *TEN* MONEY-MAKING STARS of 1941 in the annual nationwide poll of exhibitors. They're together again in "Life Begins for Andy Hardy" which is the biggest hit of the entire series!

Sharper Gasoline Curbes Expected

(Continued from Page 1)

shipping facilities would require extension of the curtailment order to the entire U. S.

It was said that the next section to face restrictions on gasoline consumption undoubtedly would be the Pacific Coast, with the Middle West likely to follow.

> *Washington Bur., THE FILM DAILY*
>
> *Washington—Creation of a five-man Senate committee to investigate the gasoline and fuel oil shortage on the Eastern seaboard is proposed by Sen. Francis Maloney, D., Conn.*

As for the East, it was reported that the 10 per cent curtailment probably would cover only August, with the seasonal decline in consumption to be accompanied by stiffer rationing. A 20 per cent figure was mentioned as likely. Inasmuch as service stations supply many motorists who are exempt from the Co-ordinator's restrictions, it was pointed out that the average car owner might find himself forced to cut his consumption by one-quarter.

Should this happen, theater business would be seriously affected, particularly in the smaller towns where exhibitors are dependent largely upon the surrounding countryside for patronage. Drive-ins continuing to operate in the Southern sections during the Fall and Winter also would suffer.

On the other hand, theaters in the larger cities, particularly those in residential sections, undoubtedly would benefit materially from stiffer curtailment, although the effect would not be so great as it would be were the curb to come while the motoring season was in full swing.

Henri Chomette Dead

Rabat, Morocco, (By Cable) — Henri Chomette, brother of Rene Clair, director, died here. Chomette also directed several films, although his bent was more towards technical research.

Blumbergs Wedded 22 Years

West Coast Bureau of THE FILM DAILY

Hollywood—Nate Blumberg, "U" prexy, and Mrs. Blumberg will celebrate their 22nd wedding anniversary Sunday at their home, 13150 Addison St., Van Nuys.

Lamour Week Marks "Aloma's" Premiere

New Orleans—World premiere of "Aloma of the South Seas" will be marked here by the observance of Dorothy Lamour Week, set for Aug. 23-30 by proclamation of Mayor Maestri. Star will address the premiere audience at the Saenger Theater by long distance phone from Hollywood. N'Orleans is Dotty's home town.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● ON the record......of past performances......there are some chickens......it's okay to count......before they're hatched..... We mean the cinematic brood......that's comin' out of Republic's studios ......to supply exhibitor needs......during the first quarter...... ......of the '41-'42 season......What the outfit......headed by Herbert J. Yates......says it's gonna hatch......the exhibitor customers can count on......—and no hokus-pokus shell game about it, either...... albeit hatching does come under that heading......if you want to get technical about it......

▼ ▼ ▼

● ● ● SEVERAL recent events......have set Republic...... for the impending first quarter......Initially there were the two regionals......held in Chicago and New York, respectively...... Thereat, plans were perfected for distribution......of eight features......eight westerns......and one serial......during September, October and November......Another event which took place yesterday......and is part and parcel......of Republic's determination......to have its distribution set-up.....in the smoothest possible working order......at the new season's outset...... was the departure from New York......of Prexy James R. Grainger......en route to western keys......for confabs with company's exchange solons......Still another event was the special premiere ......of its new opus, "Ice-Capades"......at the Gopher Theater, Minneapolis, on Aug. 15......which happened in the wake of the film's first showings......on the West Coast......at Warners' Hollywood and Downtown Theaters......

▼ ▼ ▼

● ● ● IT may sound a mite cockeyed......to tag the Minneapolis premiere......as a forefront factor......in helping to "set" Republic ......for the vital autumn sales span......But you'll see what we mean ......by the mere citation......that "Ice-Capades" is no mean barometer ......of things to come......The audience re-action was heart-warming ......to the Yates forces from Coast to Coast......and represented tangible evidence......that Republic intends to carry out......with all practical means......its avowed intention of going in......for bigger and better attractions annually......and progressively......Consensus of our scouts......is that "Ice-Capades" is among the very top-flight films......yet to come from the production emporium......of M. J. Siegel......

▼ ▼ ▼

● ● ● BY no means the least happening......which will give Republic......far greater momentum in '41-42......was the stepping-up......by Mister Yates......of his org.'s promotional power ......The company's publicity forces......—re-aligned some two and a half months ago—......are goin' to town sure 'nuf......in the trades, fan mags, newspapers, and other publications...... via grabbing valuable "breaks"......to augment the general sales effort......create biz for Republic's customers......and boost the prestige and popularity of......the org.'s film stars and players ......'Twas a hunk of keen strategy by the Generalissimo......

▼ ▼ ▼

● ● ● SPEAKING of noteworthy happenings......in Ye Trade ......there is United Artists' splendid campaign......joining the nation's exhibs. and the company......in a good-will partnership......in order to more effectively meet and reap......the potential benefits to both......in the new season......It is UA's Declaration of Inter-dependence......'twixt customers and self......'Tis far more than smart ......It is sincere......

Defense May Stymie Conn. Construction

New Haven—Lack of steel and other construction materials on which the Government exerts priority may prevent the announced renovation of the Rivoli, West Haven by the Fishman circuit, and prevent further proposed theater construction in this territory this year, it is reported. Although several Bridgeport theaters have been planned, it is believed doubtful whether construction is any longer possible this year. Construction in this territory will thus probably be limited to the 690-seat New Newington, Newington, opened last week, the 1,000-seat East Hartford, to be ready in October, and the 700-seat Wethersfield, just begun. Renovation and reseating, usually preceded by enlargement, will also be unlikely for some time.

Schlaifer Due Tomorrow To Take Over Small Post

(Continued from Page 1)

ductions solely. The other producers David Loew and Albert Lewin, represented by Milstein, have asked for dissolvement of their contract.

Milstein, who says he has not taken a vacation in 25 years, has no immediate plans except a South American cruise later in the Fall.

Gene Autry Buys Ranch As Wild West Show Base

Oklahoma City—Gene Autry this week became owner of a 1,200-acre ranch 10 miles northwest of Ardmore, in the foothills of the Arbuckle mountains.

Autry will use the ranch as home quarters for a mammoth rodeo and wild west show he proposes to organize and tour with each year. He has made contracts, it was said, for barns, electric service, outbuildings and other improvements on the land, to be started within the next week or 10 days.

Newman In New Location

Detroit — David Newman, theatrical attorney, and partner in the Moule and Newman Circuit, has moved his headquarters to Room 1753, Union Guardian Building.

"York's" Press Book Sets Warner Record

Largest press book in Warner Bros.' entire history is being issued for "Sergeant York." Consisting of 72 pages, 15 by 22 inches in size, it includes an exploitation section of 30 pages, a selling guide and 60 stunts tested in record-breaking New York and Washington engagements. The publicity and art section has 24 pages, the ad section 16 pages and a radio section is offered in two pages.

Expect Senate Will Nix Billboard Levy

(*Continued from Page* 1)

ate Finance Committee now considering the tax measure.

Additionally, it would not occasion surprise on Capitol Hill were the Senate to drop the excise levy on radio net time sales, the $5 use tax on autos and the special 10 per cent excess profits tax.

There has been no indication as yet as to what the Senate Finance Committee's attitude on the film industry's suggestions for admission tax changes will be, but the statements of both Abram F. Myers of Allied and Ed Kuykendall of MPTOA are believed to have impressed some members of the committee.

It is reported that in lieu of the House's imposts the Senate is likely to propose higher excise taxes on gas, beer, autos and radios, and, probably tobacco.

N. W. Allied Filing Briefs Favoring Minn. Anti-5 Law

(*Continued from Page* 1)

ed the original complaints filed by the five major distributors as their briefs and already has said he will permit the distributors an additional week in which to prepare and file their replies to Northwest Allied's briefs. The latter were prepared in defense of the law and contest the request of the five major distributors for an injunction to halt enforcement of the action.

Judge Hanft, under present plans, cannot give consideration to case until after August 29, making it impossible to expect a decision by September 1 when the new picture season officially gets under way.

Minneapolis offices of the five majors contesting the anti-five law have made no deals with Minnesota exhibitors for any of the new season's products according to managers of these offices. All said they had received no instructions yet from New York as to when sales will be started.

Local attorneys representing the majors said they had not even suggested that sales be started.

Art Curry Funeral Held

West Coast Bureau of THE FILM DAILY

Hollywood—Art Curry, 56, night construction supervisor for Samuel Goldwyn for the past 13 years, died at his home in Culver City of a heart attack. Curry had been on the Goldwyn lot since 1922 when he worked for Mary Pickford and Douglas Fairbanks. Funeral services were held in Inglewood Cemetery Chapel.

STORKS!

West Coast Bureau of THE FILM DAILY

Hollywood—Jack Gross, Universal producer and exec., has a new daughter.

Columbus Variety Club and Ohio ITO Want "Male Animal" Premiere Set for Columbus

West Coast Bureau of THE FILM DAILY

Hollywood—Although "The Male Animal" is yet to go into actual production at Warners, the Variety Club of Columbus, O., has requested WB to stage its world premiere there. Club's request, is backed by P. J. Wood, secretary of the Independent Theater Owners of Ohio, who pledged that the unit's convention would be held on the same dates as the premiere, to make the event even more significant to exhibitors.

Virgil A. Jackson, president of the Variety Club, bases the request for the world premiere upon the facts that Elliott Nugent, one of the play's authors who will direct the motion picture, is a graduate of Ohio State University, and his collaborator is James Thurber, former resident of Columbus who also attended the local university.

Wants Theater to Make Up Lost "Pot o' Gold" Award

Syracuse—An echo of exhib. counter-moves to radio money giveaways, suit in which Aubrey L. Loew of Ilion seeks to hold the Liberty Operating Co., operating the Liberty, Herkimer, for a $1,800 "Pot o' Gold" radio prize, was before Supreme Court Justice James T. Cross, here on a motion.

Loew contends that the theater company advertised that they would make up the difference if any of their patrons happened to be called by telephone in the "Pot o' Gold" drawings.

The plaintiff alleges that on May 1, last, he was at the theater when his residence telephone was called announcing that he was the "Pot o' Gold" winner. As a result, he asserts, he received only $100 when, had he been at home, he would have received a purse of $1,900.

He alleges that he demanded $1,800 from the theater company in conformity with the company's alleged advertising, but that his demand was refused, whereupon he sued.

Motion filed by attorney for the plaintiff, called for an examination of the theater company's books and records before trial. Justice Cross took the matter under advisement.

Screen Readers Guild Wins Bargaining Election 100%

(*Continued from Page* 1)

local office under supervision fo Examiner Charles Kramer.

All 19 ballots cast by salaried readers in the some offices of majors named the SRG.

President David Goldman of the Guild announced that it would move immediately to open contract negotiations with the companies, and would act for outside as well as salaried readers.

Ruby Exchange Expands

Ruby Camera Exchange, Inc., under the direction of Edward Ruby, has taken new and larger quarters at 729 Seventh Ave., and will establish several new departments to include retail sales on all camera equipment. Other departments include studio, projection, cutting room equipment, industrial production department, dark rooms, special effects and film.

Thien Files Clearance Case for St. Louis Palm

(*Continued from Page* 1)

and Union Theaters have seven days clearance over the Palm although they are not in the same general film zone. He asked that a reasonable clearance be determined.

The Palm is a thousand-seat house. Seating capacities of the Union and Aubert, respectively, are 1,029 and 1,437.

Cecil Vogel in Cleveland

Cleveland—Cecil Vogel has arrived here from Memphis to become manager of Loew's Stillman where he succeeds Ted Teschner, promoted to manager of Loew's in New Haven.

State IATSE Backs George E. Browne

(*Continued from Page* 1)

lines of the various state locals, and adopted resolutions on the deaths of Edward Tinney of Youngstown, O., and James Lemke, of Troy.

The IA convention heard addresses by James Brennan and Richard Walsh, international vice-presidents; P. A. McGuire of International Projector; President Thomas McGuire and Charles Sennigen, latter of the Union Label Department.

Convention, attended by 50 accredited delegates and many others, was in charge of Glenn Humphrey of Utica, district secretary-treasurer, and Thomas Murtha of Brooklyn, chairman of both the executive and legislative committees of the district.

Admits Letter Demanding Ginger Rogers Pay $25,000

Lancaster, Pa.—Police yesterday claimed to have a statement from Charles Robert Parson, 23-year-old farmhand, admitting he had sent a letter demanding $25,000 to Ginger Rogers.

Billy CONN

PAT: Billy, you haven't told me the truth, have you?
BILLY: Why do you say that?
PAT: I mean about Babs. She's mixed up in this mess, too, isn't she?

The PITTSBURGH KID

JEAN PARKER
Dick Purcell · Alan Baxter · Veda Ann Borg · Jonathan Hale
And These Sports Celebrities · Arthur Donovan · Henry Armstrong · Freddie Steele
Jack Roper · Sam Balter · Dan Tobey · Directed by Jack Townley
Screen Play by Earl Felton & Houston Branch · From the novel "Kid Tinsel" by Octavus Roy Cohen
A REPUBLIC PICTURE

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Lydia"

with Merle Oberon, Alan Marshal, Edna May Oliver

United Artists-Korda 144 Mins.

ACE ROMANTIC DRAMA BRILLIANTLY DIRECTED AND ACTED. SMASH ADULT ATTRACTION IN ALL SITUATIONS.

At each new season's outset, exhibitors and public set up a loud chant for bigger and better pictures. Producer Alexander Korda answers their hymn of hope handsomely via "Lydia," whose quality and power-to-entertain tag it as the best attraction of its type since David O. Selznick unleashed "Rebecca."

Between the two films there is vastly more contrast than comparison,—the Korda opus marching along magnificently with the accent on romance and the tragedy of partially requited love, building up audience sympathy and understanding for the woman (Merle Oberon) whose heart was capable of being won but once, and who waited hopefully, though in vain, for the promised return of her lover. In the falling shadows of old age, they do come face to face.

Here is the picture's climax, handled with superb dramatic skill and realism by Director Julien Duvivier who penned the original story in collaboration with L. Bus-Fekete. In these terminating sequences, the by-now-aged Alan Marshall fails to even recognize the girl he at one time so lustily adored.

While the ending is not a happy one, the film from first to last is catnip for femme audiences, and packs just as much appeal for the male gender. It is thoroughly adult fare,—a production keyed to both the classes and masses.

On the technical and histrionic sides, "Lydia" is outstanding. In its recounting, this Korda classic follows the pattern of "The Power and the Glory" and the more recently devised "Citizen Kane," which is to say that the life and loves of Lydia, along with her benevolence toward the blind children of the slums, are told through the channels of "cut-backs," with a number of scenes employing off-screen narration.

The photography by Lee Garmes, also the associate producer, is tremendously effective, particularly the close-ups on which the ingenious Duvivier has long relied for the special accenting of character and dramatic punch. Screenplay and dialogue by Ben Hecht and Samuel Hoffenstein sparkle.

Merle Oberon gives a memorable performance in the title role, and is supported by an able cast. Her trio of unsuccessful suitors,—in addition to her great, lost love, Alan Marshal,—consists of Joseph Cotten, a young physician; George Reeves, whom she almost wed in an impulsive, puppy-love mood; and Hans Yaray, a blind concert pianist. Through the latter character, the footage derives some excellent incidental music.

Perhaps the key supporting assignment is that handled by Edna May Oliver as Merle Oberon's aunt. It is she, as the diamond-in-the-rough widow of a sea captain, who carries the bulk of the comedy, and carries it so well that at times she steals the acting spotlight. In summation, "Lydia" has decidedly a gold "ring" for the keys, and should line the pockets of showmen in the subsequents just as neatly.

CAST: Merle Oberon, Edna May Oliver, Alan Marshal, Joseph Cotten, Hans Yaray, George Reeves, John Halliday, Sara Allgood, Billy Roy, Frank Conlan.

CREDITS: Producer, Alexander Korda; Director, Julien Duvivier; Associate Producer and Director of Photography, Lee Garmes; Production Designed by Vincent Korda; Authors, Julien Duvivier, L. Bus-Fekete; Screenplay and Dialogue, Ben Hecht, Samuel Hoffenstein; Production Manager, Walter Mayo; Associate Art Director, Jack Okie; Make-up, House of Westmore; Costumes Designed by Marcel Vertes, Walter Plunkett; Interior Decoration, Julia Heron; Assistant Director, Horace Hough; Film Editor, William Hornbeck; Music by Miklos Rozsa; Special Effects, Lawrence Butler; Sound, William H. Wilmarth.

DIRECTION, Superb. PHOTOGRAPHY, Top-Flight.

"World Premiere"

with John Barrymore, Frances Farmer, Eugene Pallette

Paramount 70 Mins.

UNHERALDED PROGRAM FILM TURNS OUT TO BE A SURPRISINGLY GAY AND ZANY COMEDY

Lot of factors go into making this an enjoyable farce. For one thing, the film has Hollywood poking fun at itself with little damage done. Then there is a novel idea carried off by a good cast with a great deal of relish and gusto. Producer Sol C. Siegel and Director Ted Tetzlaff can rightly feel they have scored and scored well.

Comedy arises from efforts of two dictator nations, whose identity is not hard to guess, to sabotage an epic production made by the epic producer so ably played by John Barrymore. Sig Rumann and Luis Alberni are assigned to do the dirty work under the supervision of Fritz Feld. They make a torrid trio and garner most of the laughs.

Hollywood innovation of junkets to a premiere comes in for a ribbing. Most of the fun takes place on the train where the saboteurs are busily at work. In addition Scripter Earl Felton has introduced a number of romantic complications. It affords Ricardo Cortez the opportunity for contributing a swell portrayal as the ham star. Frances Farmer, looking very stunning in a black wig, has little to do as the female star. Virginia Dale is adequate in a supporting role while Don Castle as the publicity man who is always getting fired by the producer, impresses in a secondary part. Cliff Nazarro's double-talk successfully registers for laughs.

There are occasional lags in tempo of film as situations become more involved. Satire, however, is always on the bright side and the picture ends with a punch scene. Time bomb which is supposed to go off at premiere turns out to be a dud. Upon inspection by Rumann and Alberni, they notice "Made in Japan" label.

CAST: John Barrymore, Frances Farmer, Eugene Pallette, Virginia Dale, Ricardo Cortez, Sig Rumann, Don Castle, William Wright, Fritz Feld, Luis Alberni, Cliff Nazarro, Andrew Tombes.

CREDITS: Producer, Sol C. Siegel; Director, Ted Tetzlaff; Screenplay, Earl Felton; Original, Earl Felton and Gordon Kahn; Cameraman, Dan Flapp; Film Editor, Archie Marshek.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Mystery of Room 13"

with Gibb McLaughlin, Sara Seegar, Peter Murray-Hill

Alliance 71 Mins.

EDGAR WALLACE MYSTERY THAT FAILS TO RECAPTURE NECESSARY MELODRAMATIC INGREDIENTS.

Approach to this mystery yarn is unimaginative and dated from a technical standpoint. While British relish good murder stories, they certainly have not served this one up in style. There are a number of incredible situations implausibly linked together.

British cast is unknown to American audiences and of the minor league variety. Hero of the yarn is Peter Murray-Hill who is the detective assigned to locating a counterfeit ring. In fact, he goes to jail for two and one-half years in the line of duty and as a result loses his fiance, Sally Gray. However, he finds out about the gang and sets after them.

During hero's absence, girl is wooed by son of criminal double-crossed by girl's father. She has no knowledge of her father's background and learns of mess at start of honeymoon. Her father sets out for revenge as Murray-Hill and Gibb McLaughlin, who plays character of J. G. Reeder, bank detective, round up the gang.

CAST: Gibb McLaughlin, Sara Seegar, Peter Murray-Hill, Sally Gray, D. J. Williams, Malcolm Keen, Leslie Perrins, Robert Cochran, Phil Ray, George Merritt, Rex Carvel, Florence Groves.

CREDITS: Director, Norman Lee; Screenplay, Victor Kendall and Doreen Montgomery; Original, Edgar Wallace.

DIRECTION, Fair. PHOTOGRAPHY, Poor.

Drive Awards Announced At WMT Convention

Greenfield, Mass.—Business meeting yesterday morning followed by a Hollywood preview at the Garden Theater last night opened the second day of the Western Massachusetts Theaters, Inc., three-day convention.

Prizes for recent 13-week drive went to Edward Smith of the Paramount Theater in Springfield, Francis Faille of the Paramount in North Adams, Louis Levine of the Rivoli in Chicopee, David F. Perkins of the Plaza in Northampton, and Arthur J. Darley of the Broadway in Springfield.

Yesterday morning's session was given over to discussion of the movie new year plan. Under this plan theaters and managers would interest the public, not only in the motion pictures which are to be shown, but also in the idea that vitamins may be obtained in the theater in the form of rest and relaxation from cares of the world.

At the dinner Tuesday night, Maurice Wolf, New England district manager for M-G-M discussed the new block-booking plan and said it was "revolutionary." He also suggested that theater managers get into public life in their cities and towns.

☆ SHORTS ☆

"Screen Snapshots, No. 9"

Columbia 9½ mins.

About Tops for the Series

Reel rates better than average for the series because of subject matter which deals with testimonial dinner accorded Jack Benny for his tenth anniversary in radio. Jack quips with some of the guests, namely Edgar Bergen and Charlie McCarthy, Bob Burns and Rudy Vallee. Brief speeches are made by Mary Livingston, Phil Harris, Rochester, Lum and Abner, Sonja Henie, Fibber McGee and Molly and others. There are also glimpses of leading Hollywood stars. Don Wilson is the narrator who spotlights the camera.

"Playing the Pied Piper"

Columbia 7 mins.

Fairly Amusing

This cartoon is about a cat who wanted to be a Pied Piper. He goes up into the attic and meets a friendly, little mouse who, realizing the cat was foolish, proceeds to poke fun at him.

"Tee Up"

Columbia 10 mins.

One for the Golf Fans

Patty Berg, who is just 22 and the leading woman golfer, demonstrates the fine points of her game. She goes through her entire repertoire of shots and gives the audience some good pointers on the fundamentals of shot making. Bill Stern does a sprightly commentary.

"Journey in Tunisia"

Columbia 10 mins.

Interesting Travelogue

Andre De La Varre conducts a camera tour through Tunisia. The glory of what was old Carthage is now the modern city of Tunis. From Tunis the journey is carried on through the plains to the gigantic coliseum of El Jem, once the domain of the Caesars. Some well photographed desert shots round out the reel.

"So You Think You Know Music"

Columbia 10 mins.

Good Program Material

Film version of a radio program where a group of celebrities are quizzed on their knowledge of music accompanied by broad musical hints from the orchestra. Panel of experts includes Peggy Wood, H. V. Kaltenborn, Faith Baldwin and Johnny Green. Ted Cott is the master of ceremonies. Puns fall fast and thick and generally provide some laughs. Bandleader Johnny Green handles his lines best of all. Ben K. Blake produced.

HOLLYWOOD SPEAKING--

By RALPH WILK

—HOLLYWOOD

THE assignment of Virginia Van Upp to write the screenplay of Somerset Maugham's untitled story which Edward H. Griffith will direct for Paramount marks the sixth time they have collaborated.

● ●

"HER HONOR" is the new title for Metro's pix heretofore dubbed "Miss Achilles."

● ●

EXPECTED that Mary Astor will be seen opposite Adolphe Menjou in "Syncopation" which William Dieterle will direct for RKO. She's making tests.

● ●

FEMININE lead in Harry Sherman's "Tombstone" goes to Frances Gifford, cast opposite Richard Dix.

● ●

"I'LL TAKE MANILA" will have Red Skelton prominently cast.

● ●

LOANED by RKO, Phyllis Brooks will play an American chorine stranded in China in Arnold Pressburger's "The Shanghai Gesture."

● ●

MAUREEN O'SULLIVAN and Johnny Weissmuller have completed "Tarzan's Secret Treasure" and Director Richard Thorpe is leaving for a four weeks' vacation in the Northwest.

● ●

DEANNA DURBIN, who sings five songs in "It Started With Adam," will accompany herself on the piano in each number.

● ●

A. W. HACKEL will produce "Borrowed Hero," original by Ben Roberts and Sidney Sheldon, for Monogram.

● ●

IRVING CUMMINGS will report to 20th Century-Fox for the first assignment on a contracted agreement for four pictures with that studio, on the completion of "Louisiana Purchase" which he is directing from the Broadway success for Paramount.

● ●

LESTER COWAN, Columbia producer, who aroused considerable comment with his challenge to William Saroyan to film the playwright's Broadway success, "The Time of Your Life" is going ahead with preparations, since Saroyan's acceptance of Cowan's proposal.

● ●

Y. FRANK FREEMAN is a graduate electrical engineer; which may explain that humming sound at Paramount.

First "V" Theater

Carter, Okla.—Probably the first "V" theater in the United States, in keeping with the current "Victory" propaganda drive, was opened recently by George Vernon here. House seats 300 persons. Simplex projectors and a Walker Silversheet screen were installed.

Waltham Theater Co. Wins Clearance Cut

(Continued from Page 1)

cut in half. Whittenton is about two miles from Taunton and the complainant originally asked that the clearance enjoyed by the Park and Strand be cut to 14 days, inasmuch as Whittenton is a separate community.

Costs were assessed against the five consenting companies which were the defendants.

Operators of Chi. Oriental File Clearance Demand

Chicago — Long-awaited Loop clearance case was filed yesterday by 32 West Randalph Street Corp., operators of the 4,000-seat Oriental Theater. House says eight weeks' clearance now given it is excessive and arbitrary, seeks better clearance claimed due because of its seating capacity, location, potential gross receipts, etc.

Houses mentioned in the filing are the Chicago, Roosevelt, United Artists, Apollo, Garrick, Uptown, Riveria, Granada, Harding, Tivoli, Southtown, State Lake, Varsity at Evanston, all B & K theaters; Avalon, Capitol, Warner Circuit; Woods, Essaness Circuit; McVickers, J L & S Circuit and the Palace, RKO Circuit.

R. O. Farrell is attorney for the plaintiff.

The Loew, Paramount, RKO, 20th Century-Fox and Vitagraph exchanges are named. An arbitrator will be named Sept. 12.

Deitch Files Boston's Sixth Case for House in Weymouth

Boston—Local arbitration tribunal has received its sixth case here with the complaint filed by William Deitch, owner of the Weymouth Theater, Weymouth, Mass.

Deitch charged in his complaint that his house has to follow the Strand and Alhambra Theaters, Quincy, by 30 days and asked the clearance be reduced to 14 days.

Film Row Nine In Tourney

Oklahoma City — The Film Row semi-pro baseball team managed by George Friedel, head booker at the 20th-Fox exchange here, was among the 20 teams which traded licks during the past week for the Daily Oklahoman and Oklahoma City Times state semi-pro title tournament, at Holland field here. Team, plays under the name of Variety Club of Oklahoma.

A crowd estimated at 5,000 witnessed both games.

Invite Tenders on Bonds

Spokane, Wash.—Tenders of Fox-Spokane Theater Corp. 4 per cent bonds due Sept. 1, 1948, are invited by the Spokane and East branch Seattle-First National bank, special trustee. The issue originally $400,000 has been reduced to $248,500.

Expect 2,000 Entries in V. C. Turtle Derby

Dallas—Annual turtle derby of the Local Variety Club on Labor Day is expected to have more than 2,000 entries, according to Chief Barker Paul Short. Proceeds go to charity; last year's derby enabled the club to build a $21,000 swimmindg pool for kids.

Court Directs Trial of Joseph Auerbach Action

Complaint of Joseph Auerbach in the $14,805 damage suit against Grand National Pictures Ltd., was upheld yestreday by New York Supreme Court Justice J. Sidney Bernstein who directed a trial of the action. Defendant had sought the vacating of a levy of attachment against its New York property. The suit is based on the alleged agreement made by the defendant with Grafton Films Ltd. to repay a debt of Grafton to the plaintiff.

Hal Roach in New York

Hal Roach flew into New York from Hollywood yesterday to confer with United Artists officials. Roach will fly back to the Coast late in the week to continue production on forthcoming Streamlined Features.

Intervenors Appeal Great Neck Award

(Continued from Page 1)

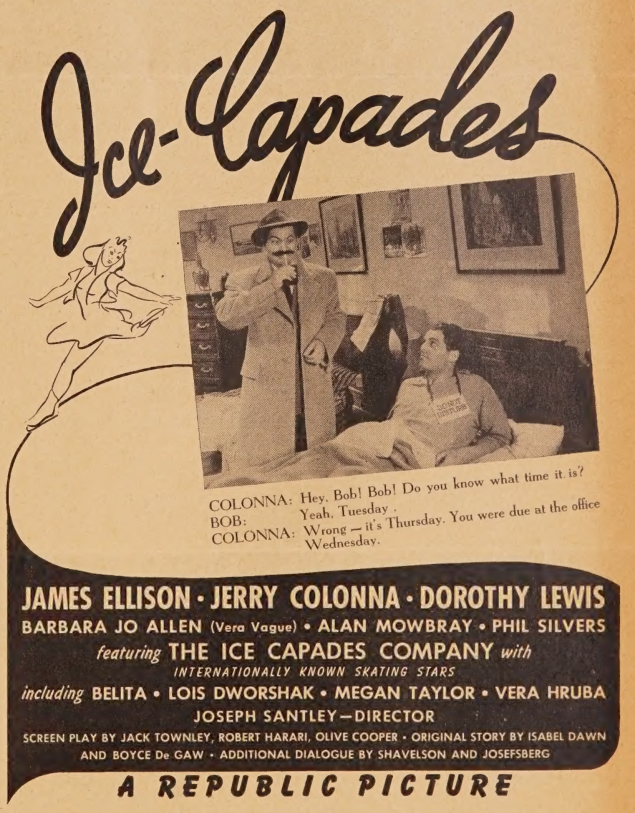
seven-day clearance enjoyed by the Little Neck Theater, Little Neck.

The five consenting companies were named as defendants, with Skouras, operator of the Playhouse, and the Northern Amusement Co., operator of the Little Neck, designated as intervenors.

Of the 10 cases filed with the appeals board, a decision has been handed down in only one, that in favor of the distributors against the Ken Theater, Chicago. The other nine, still pending, are the Frels case, Dallas; Westway, Washington; Dave Silver, Philadelphia; Lucian Descoutaux, Boston; American Theater, Albany; Mission Playhouse, Los Angeles; Garbose Bros., Boston; K-B Amusement Co., Washington, and the Esquire, New York.

Martin Beck's Daughter Dies

Long Branch, N. J.—Mrs. Nicholas S. (Josephine Beck) Ransahoff, 39, daughter of the late Martin Beck, Orpheum theater circuit head, died in the Monmouth Memorial Hospital here yesterday following an eight months' illness. She is survived by her husband, two daughters and a sister, Mrs. Helen Ladin.


Ice-Capades

COLONNA: Hey, Bob! Bob! Do you know what time it is?
BOB: Yeah, Tuesday .
COLONNA: Wrong — it's Thursday. You were due at the office Wednesday.

JAMES ELLISON · JERRY COLONNA · DOROTHY LEWIS
BARBARA JO ALLEN (Vera Vague) • ALAN MOWBRAY • PHIL SILVERS
featuring THE ICE CAPADES COMPANY with
INTERNATIONALLY KNOWN SKATING STARS
including BELITA • LOIS DWORSHAK • MEGAN TAYLOR • VERA HRUBA
JOSEPH SANTLEY—DIRECTOR
SCREEN PLAY BY JACK TOWNLEY, ROBERT HARARI, OLIVE COOPER • ORIGINAL STORY BY ISABEL DAWN AND BOYCE De GAW • ADDITIONAL DIALOGUE BY SHAVELSON AND JOSEFSBERG
A REPUBLIC PICTURE

Contracts Highlight Crescent Suit Trial

(*Continued from Page* 1)

this time offered an effective and heavy rebuttal to the Government's attempted construction of the illegality of the type of contract and franchise between several distributors and the Crescent Amusement Co.

Objection of Robert L. Wright, special assistant to the Attorney General and chief Government counsel, to Morgan's statement that "franchises are never made for the purpose of keeping pictures away from competing theaters" was sustained by Judge Elmer D. Davies, but the witness was allowed to describe in detail the intended purpose of the hotly contested instrument.

Five-Year Para. Franchise

Crescent's existing five-year franchise with Paramount Pictures, according to Morgan, is on an "accumulative percentage" basis, and on first negotiations the amount asked, on basis of the first year was 50 per cent higher than Tony Sudekum proposed to pay. The negotiators met together after extended bargaining.

The existence of this franchise, according to the man who sold it, has meant the opening or reopening of theaters in several towns in the Crescent area and has enabled the exhibitors to give the public better pictures at a film rental the exhibitors can afford to pay. The witness defended the making of contracts for more than one year as essential to both distributor and exhibitor. He stated that an exhibitor changing two or three times a week can afford to leave any one distributor's production out for a whole year, a condition which the extended contract helps to eliminate. Too, the short film selling season places an extremely heavy burden on film salesmen if every contract has to be negotiated every year.

Morgan described a practice of distributors in making film contract for the same length and concurrent with the exhibitor's own theater lease. This reduces to a minimum the number of contracts not played out because an exhibitor's lease goes unrenewed.

Court Questions Witness

Judge Davies revealed a strong point of contention with him when he himself questioned Morgan about that clause in the Paramount contract which governs re-runs of feature pictures. He wanted to know if "in a town where there are competing theaters the distributor ever sells a second run of a picture before the exhibitor who originally exhibited the picture has been allowed 30 days in which to notify the distributor that a re-run is desired."

Morgan answered that the exhibitor would be given the 30 days, but that this clause did not prevent selling any picture as a part of a second-run contract.

Regarding this "second or re-run" clause in the Paramount franchise, which the Government contends was placed there as a restraint against competition, Morgan insisted that it was intended as a protection to the distributor and to all local exhibitors. It fixes a limit to the time that the distributor has to hold prints available in exchanges as well as affording a better method of handling this source of increased film revenue. The contracting exhibitor is benefitted by being able to obtain the re-run privilege by giving notice to the distributor in 30 days, with 120 days in which to actually play it off. The independent or competing exhibitor is benefited in that all features become available for second-runs in a definite time.

Print Availability

Morgan stated that the distributor encourages holding back a considerable time before a re-run or second-run for one reason because of the availability of prints. For example, the Atlanta exchange will have from 17 to 20 prints with 642 possible playing situations, with about two situations a week the limit for each film. This was given as the reason for extending the playing time allowed for re-runs from 45 to 120 days.

Morgan scored an effective point for the defense when he explained that the terms of a franchise covering any number of situations are determined from the estimated saleability of films in each town individually and not the basis of a combination.

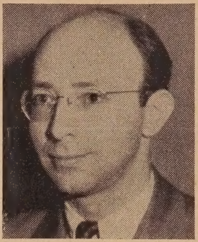
During Tuesday afternoon's session, Louis Rosenbaum, co-partner with Mrs. Anthony Sudekum in Muscle Shoals Theaters, Inc., was questioned by his attorney, W. H. Mitchell, and cross-examined by Wright for the Government. Rosenbaum denied any direct affiliation with Crescent and maintained that he negotiated his own contracts in every case.

Ohio Governor Backs USO Drive by Exhibs.

Columbus, O.—Governor Bricker in a letter to Pete Wood, secretary of the ITO of Ohio, has endorsed the forthcoming USO drive in the state's theaters as "a splendid endeavor," expressing the hope that when the national campaign is over, Ohio will be found at the top of the list both in point of money raised and theaters participating.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •



ARTHUR DREIFUSS. Producer. B. March 25, 1908, Frankfurt on Main, Germany. Educ. High School and extension course University of Frankfurt. Studied music from age of six years. Gave concerts at 12 both as conductor and pianist. In the U. S. since 1928. Active in show business since 1928. First pianist, arranger and conductor for the late star Jack Donahue. Then Broadway dance director. Wrote, staged and produced more than 200 musical revues from 1931 to 1933. Produced legit shows "Allure" and "Baby Pompadour" in New York City. Associate producer and director for Fanchon & Marco. Produced and directed Condor Musical Series for RKO in 1937. Produced Cowgirl series for Grand National 1938. Directed for International Roadshows. Presently producing and directing "Reg'lar Fellers" based on Gene Byrnes cartoon strip, for Producers Releasing Corporation. Married, and has two children, Nancy and David, whom he teaches in tap and eccentric dancing. Likes to "hoof" now and then, with dance directing credits at Republic, Grand National and M-G-M.

Street Car, Bus Strike Hits Detroit Box Offices

Detroit—A surprise strike tied up all street cars and busses here yesterday morning, and has so far hurt show business seriously. Downtown houses were off 25 per cent or more on matinees as shoppers unanimously stayed home. Some additional patronage is appearing downtown in transient trade as hotel guests, etc. are unable to get around city and turn to shows instead.

Neighborhood matinees were reported about normal by circuit operators having shows yesterday, especially in subsequent-runs where patrons can walk to houses, while second-runs and downtowns are likely to be off 10 to 30 per cent during the strike. Doubling of auto traffic has partly offset the effect.

Pepper and Yarnell Set In "International Forum"

Sen. Claude E. Pepper, Rear Admiral Harry Yarnell, H. V. Kaltenborn and Johannes Steel will appear in Columbia Pictures' next "International Forum" it was announced yesterday by William Rowland, producer of the series.

Production, which goes before the cameras next week, will answer the question "Will Democracy Survive?"

Andy Hardy for Adults

For the first time an Andy Hardy picture has been classed as objectionable for children by the Legion of Decency. Legion has listed "Life Begins for Andy Hardy" under Class A, Section Two—unobjectionable for adults.

More Duals Despite "Anti" Campaign

(*Continued from Page* 1)

of the contract department of the Sparks circuit in Florida, said yesterday in New York that his organization was one of the few large circuits in the South to adopt duals a few years ago. Believing that the policy might be a "cure-all" for bad business at that time, the circuit found that the grosses increased for a while and then levelled off, not compensating for the increased cost. A partial attempt to go back to singles was made about 18 months ago, Rogers said, adding that the circuit heads were now considering a complete sweep to singles.

Rogers indicated that every circuit apparently was waiting for another circuit to make the first move in order to observe the results.

Three Chicago Theaters Abandon Single Features

Chicago—The Lamar Theater of the Essaness Circuit, the Piccadilly of the Schoenstadt Circuit, and the Lex Theater of the Indiana-Illinois Circuit have abandoned single features and returned to dual bills.

Skouras, Zabel to Coast To Close Product Deals

(*Continued from Page* 1)

a three-week trip. Decentralization of buying by the circuit is the prime reason for the Hollywood visit. Skouras and Zabel will assist in the closing of several product deals while on the Coast.

The National Theaters executive plans to remain in Los Angeles for about a week. He then plans to visit Seattle, Denver, Kansas City and Milwaukee where the various divisions of the circuit will hold in the respective cities their annual one-day meeting which Skouras will address.

George Davis Hospitalized

Pittsburgh—George Davis, veteran exhibitor, who operates several theaters in the Western Pennsylvania and Ohio territories, is confined to a local hospital with a serious stomach ailment.

Surprise! Surprise!

Shelby, O.—Hal D. Shreffler, owner of the Castamba Theater and veteran exhibitor, learned, to his complete surprise, that he had received 39 votes for mayor of Shelby as result of a write-in campaign. However, to make it legal, Shreffler will have to present a signed petition containing sufficient number of names to become eligible for the primaries.

"I have been asked to run for mayor of our town for the past 10 years," Shreffler commented, "but politics and show business do not mix in this day and age."

AUG 26 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 38 NEW YORK, FRIDAY, AUGUST 22, 1941 TEN CENTS

"ESCAPE" IN DECREE MAY BE UTILIZED

Crescent Defense Scores Point on Franchises

Vitagraph and "20th-Fox Sales Execs. Occupy Most Of Day At the Trial

By **P. R. ROSSELL**
FILM DAILY Staff Correspondent

Nashville — A tense courtroom yesterday heard probably the most effective testimony yet offered by the defense in the Government versus Crescent Amusement Company, anti-trust suit, when officials of Vitagraph and Twentieth Century-Fox gave the distributors' reasons for making film long-term contracts and franchises. It was the 62nd birthday

(*Continued on Page* 8)

Warners Take Two Milwaukee Houses

Warner Bros. has acquired the Tower and Oriental, two important second-run situations in Milwaukee, from Harry Mirisch who operated the houses for the Annenberg interests, THE FILM DAILY learned exclusively yesterday.

Deal strengthens the Warner cir-

(*Continued on Page* 3)

Fidler Movie Program Offered Full MBS Net

New Mutual network series featuring Jimmie Fidler, film critic, starts tonight over eight Don Lee

(*Continued on Page* 8)

22,000 See "Foxes" On Opening Day

Early last night the Radio City Music Hall was headed towards a $15,000 day with an attendance of 22,000 to record one of the biggest opening days in the house's history with the premiere of Samuel Goldwyn's "The Little Foxes," it was announced by W. G. Van Schmus, managing director.

The theater opened at 11:30 a.m. and was capacity 15 minutes later and continued at a standee pace for the rest of the day, according to the statement.

CANADIAN GIFT OFFERS TO PASS?

War Regulations May Be Extended to Place Ban on All Premiums and Giveaways

Toronto—Because there is a shutdown on coupons and other special inducements for the sale of gasoline under the new wartime restrictions imposed by Fuel Administrator Cottrelle, there is a belief that a further step may be made in Canadian war regulations which would place a ban on all premiums or giveaways in other trades.

This is in line with official discouragement on credit buying, installment sales and bargain deals. It would have the effect of tossing out gift offers for theaters, now extensively used.

Exhibitors declare they would have to offer more entertainment, if this is done, to make up for the admission increases due entirely to the new 20 per cent war tax on grosses.

New Defense Slant In Minn. Anti-5 Law

By **GEORGE E. GUISE**
FILM DAILY Staff Correspondent

Minneapolis—Policy of the state of Minnesota to protect its small, independent business men by passing laws which seek to guarantee them a fair margin of profit is cited in defense of the state's new anti-blocks-of-five law now being attacked

(*Continued on Page* 3)

Schad Theaters File $750,000 Trust Suit

Philadelphia — Application for a preliminary injunction in the $750,000 anti-trust suit filed by Harry Schad and Sallie R. Schad, trading as Schad Theaters, against 20th Century-Fox, Wilmer & Vincent Theater Co., Wilmer & Vincent Amusement Co., Berks Amusement Co., Inc., Warner Brothers Pictures, Inc.,

(*Continued on Page* 4)

Whitney Latin-American Tour Calls for 8 Lands

Miami—Latin-American tour of Jock Whitney, chairman of the Motion Picture Section of the Office of the Co-ordinator of Inter-American Affairs, will be extended to Colombia,

(*Continued on Page* 8)

Wobber, Place and Horne Meet Zanuck at Capital

Herman Wobber, general sales manager of 20th-Fox, Hermann Place, chairman of the executive committee, and Hal Horne fly to Washington today to confer with

(*Continued on Page* 3)

Non-Theatrical Cos. Organize

Four Producing Firms Set Up New Institute

Washington Bureau of THE FILM DAILY

Washington—While no formal announcement is understood to have been made as yet, it was learned here yesterday that as long as two months ago a body designated as the Institute for the Advancement of Visual Education and Vocational Training, Inc., had been formed for the purpose of creating a better un-

(*Continued on Page* 8)

War Dept. Gives Preview Of Army Training Films

Washington Bureau of THE FILM DAILY

Washington—Before a distinguished array of army officers and newspaper correspondents the War Department last night gave a preview of its training films. This was fol-

(*Continued on Page* 3)

Industry Spokesmen See Possibility of Return to Former Selling System

Utilization of the escape clause in the consent decree looms as a possibility in the opinion of some industry spokesmen. They point out, however, that if the five consenting companies are relieved of their obligation to sell pictures in packages of five next April, further confusion is likely to result in the distribution branch of the industry.

There is a feeling in industry circles that the so-called "Little Three" will not be brought to trial in the

(*Continued on Page* 8)

Hear UA-Blumenfeld Plan Frisco Circuit

Reports from San Francisco that United Artists was launching a circuit there in partnership with Joe Blumenfeld and D. J. McInerny have some basis in fact, Arthur W. Kelly, UA distribution chief admitted yesterday. Kelly said that he would explain the setup in a statement within a few days, but declined to make further comment at this time.

Reliable sources say that UA is

(*Continued on Page* 4)

Pascal Hints He May Build Own Studios at Vancouver

Ottawa—While it had been generally understood that arrangements had been completed for production at Montreal studios of Associated Screen News, Ltd., Gabriel Pascal,

(*Continued on Page* 4)

Japs Holding Paul, Eastman Executive

Rochester — James R. Paul, in charge of the Eastman Kodak Co. cine-Kodak processing station in Tokyo, is one of the Americans trapped in Japan, it has been learned here. Paul has been in Japan for more than 10 years.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Thursday, Aug. 21*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅞	9⅞	9⅞	+ ⅛
Col. Picts. vtc. (2½%)	7½	7¼	7¼	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10¼	10¼	10¼	.....
East. Kodak	....	....	....	.....
do pfd.	175	175	175	— 1
Gen. Th. Eq.	14½	14¼	14¼	— ⅛
Loew's, Inc.	36⅞	36⅜	36⅝	— ¼
do pfd.	....	....	....	.....
Paramount	15⅛	14⅝	14¾	— ⅜
Para. 1st pfd.	110	109½	109½	— ½
Para. 2nd pfd.	13⅝	13¼	13⅜	— ¼
Pathe Film	14¼	14	14⅛	+ ¼
RKO	3½	3½	3½	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¼	8	8⅛	.....
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	157	157	157	+ 2
Warner Bros.	5¼	4⅞	5	— ¼
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55.	....	....	....	.....
Para. Picts. cv. 3¼s47	97½	97½	97½	.....
Warner Bros.' dbs. 6s48	98	97½	98	+ 1¾

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Technicolor	9¼	9¼	9¼	— ¼
Trans-Lux	13-16	13-16	13-16	+1-16
Universal Corp. vtc.	8⅝	8⅛	8½	+ ¼
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63½	66½
Roxy Thea. Bldg. 4s 1st '57	59	63

SPG and Producers Reps. Huddle to Talk Contract

Negotiating Committeee of the Screen Publicists Guild and representatives of the producers met for the first time to discuss contract proposals at the Bar Building yesterday. Conferees adopted a joint statement of policy, and restricted the initial release to the bare statement that a meeting had been held.

Understood, however, that not all companies were represented at the first meeting, but may be later. Time of next huddle is still to be set.

ANPA Charges Gov't Antagonism to Advertising

With the film industry rated as the fifth largest advertiser in the U. S., there was lively trade interest manifested yesterday, particularly in New York home offices, in an American Newspaper Publishers Association bulletin, "The Government Takes a Hand More and More in Advertising Matters."

Bulletin, spotlighting the antagonism of various agencies of the Federal Government toward advertising, cites countless instances of arbitrary action to discourage or prohibit certain types of advertising in the last 10 years, and traces the rise of what, apparently, has become a policy of antagonism toward advertising in Washington.

This policy according to the bulletin, takes the form of:

"Attacks on the accuracy and truth of advertising, taxes on advertising, attacks on the ground that advertising is an economic waste, elimination of advertising by groups which are under the control of some agencies, efforts to eliminate harmless puffery in advertising language, the building up of consumer distrust of advertising and legislation to prohibit certain forms of advertising by certain groups and professions."

Principal Government agencies and individuals found consistently behind these attacks and strictures, the bulletin said, include Assistant Attorney-General Thurman Arnold, chief of the Anti-Trust Division, and, to a more limited degree. certain elements in the Federal Trade Commission.

Depinet and Smiths Fly To Studio for Confabs

Ned E. Depinet, RKO Radio vice-president in charge of distribution, A. W. Smith. Jr., sales manager, and Cresson E. Smith, Western Division sales manager, left New York yesterday by American Airlines plane for the Coast. They will be back in the home office in about 10 days.

John Day En Route from Rio For Para. H. O. Conference

Rio de Janeiro (By Air Mail)—John Day, Paramount manager for South America. is en route to New York on the S. S. Argentina for home office conferences and a vacation. He will remain in the U. S. about two months.

Eastman Exec. Among Yanks Trapped by Japs

Rochester — James R. Paul, in charge of the Eastman Kodak Co. cine-Kodak processing station in Tokyo, is one of the American trapped in Japan, it has been learned here. Paul has been in Japan for more than 10 years.

Tradeshow Arrangements Here Shifted by Metro

M-G-M has changed the screening arrangements for the tradeshowings in New York next month. Instead of showing four pictures on Sept. 11, as announced yesterday, two pictures will be shown twice on Sept. 11 and two others will be shown on Sept. 12.

"Married Bachelor" and "Smilin' Through" will be tradeshown twice on Sept. 11 and "Honky Tonk" and "Female of the Species" are to be presented twice the next day.

Tradeshows will be held in the New York exchange.

Disney to Make Animated Training Films for Canada

West Coast Bureau of THE FILM DAILY

Hollywood—The Canadian Government has commissioned Walt Disney Studios to produce animated films for training purposes. Work has started on five short films, half the films being devoted to a technical military subject, operation of a new anti-blitzkreig weapon.

Disney recently offered to make training films at cost for the United States Government, and he backed up his offer with a sample picture teaching aircraft riveting which uses a revolutionary technique.

Anti-Nazi League Would Appear at Senate Probe

Necessity of legislation barring the large influx of Nazi films in this country was emphasized by Prof. James H. Sheldon, head of the Anti-Nazi League, who has wired the Wheeler-Nye Senate sub-committee investigating propaganda films asking for permission to appear before the committee at hearings starting Sept. 3. The league has indicated it will seek to round up prominent persons outside of the industry to support Sheldon before the committee.

Mayer and Burstyn Will Fight Steinbeck Pic Ban

Mayer & Burstyn will file an immediate appeal against the decision of the New York State motion picture censor board banning "Forgotten Village," the John Steinbeck documentary film. The picture was scheduled to open for a two-a-day run at the Belmont Sept. 16. The board objected to almost a full reel dealing with a birth scene, it is understood.

Aubrey Schenck Joining Skouras, Zabel on Coast

Aubrey Schenck, National Theaters' film buyer, leaves for Los Angeles, tonight to join Spyros Skouras and Eddie Zabel. The home office group will assist FWC in closing deals on the first blocks distributed by "Big Five."

COMING and GOING

HERMAN WOBBER, HERMANN PLACE and **HAL HORNE** fly to Washington today to confer with **DARRYL F. ZANUCK.**

NED E. DEPINET, A. W. SMITH and **CRESSON SMITH,** RKO sales heads, left yesterday for the Coast for a 10-day visit.

BRIAN AHERNE, flying his own plane from Hollywood, landed yesterday at Roosevelt Field with his wife, **JOAN FONTAINE.**

MAUREEN O'SULLIVAN arrived yesterday from the Coast for a brief vacation.

SPYROS SKOURAS stopped off in Washington for a few hours yesterday before continuing to Los Angeles by plane.

AUBREY SCHENCK, of National Theaters, leaves for the Coast tonight.

INGRID BERGMAN arrives in New York Monday.

WILLIAM A. SCULLY, Universal general sales manager, and **FREDDIE MEYERS,** Eastern sales manager, are in Boston.

JACK SCHWARTZ of the West End, Bridgeport, has returned from a Southern tour.

BILL BENSON, Universal New Haven salesman, is vacationing with his family at Saratoga Lake.

RUSSELL MORIARTY, former assistant at the Plaza, Worcester, is now at Nova Scotia on defense work.

ROBERT KANE and **R. C. SHERIFF** leave for New York en route to London in a fortnight.

TYRONE POWER and **ANNABELLA** wind up their summer stock appearance Aug. 30 and fly to Hollywood the following day.

PHILLIP MERIVALE arrives in Hollywood today to start work in Paramount's "Midnight Angel."

ALBERTO VILA has cancelled his South American trip and instead will remain to star in Paramount's "The Gentleman from Buenos Aires."

AL WEISS, manager of the Olympia, Miami, has left for New York and Chicago to line up talent for future stage shows.

LAWRENCE STALLINGS leaves next week for Hollywood to do the screen play for 20th-Fox's "A Tommy in the U. S. A."

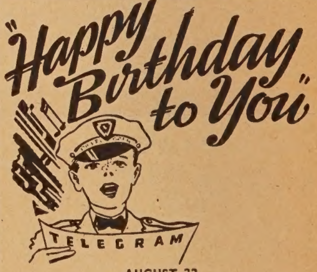
ELMER RICE arrives in New York Monday having finished his treatment of Irving Berlin's "Holiday Inn" which will star Fred Astaire and Bing Crosby.

VELMA McCLURE, secretary to Jake Watkins, National Theater Supply manager at Oklahoma City, is vacationing in Chicago and New York.

W. P. "BILL" MORAN, former secretary-treasurer of the Southwestern Theaters, Inc., circuit of Oklahoma City, Okla., has returned to Oklahoma City from an extended vacation trip to Canada and California.

B & K Tourney Sept. 9

Chicago—B & K employes will hold their annual golf tournament at Lincolnshire Golf Club on Sept. 9. Joe Stout, shorts booker, is chairman of the committee.



AUGUST 22
Samuel Goldwyn Charles Garrett
AUGUST 23
Max Fleischer Gareth Hughes
AUGUST 24
Victor Halperin Mary Howard
H. J. Yates

New Defense Slant In Minn. Anti-5 Law

(Continued from Page 1)

in the courts here. State Senator E. J. Neumeier of Stillwater, Minn., added this statement to the 60-page briefs filed yesterday in Ramsey County District Court by Allied Theater Owners of the Northwest, acting for the county officials named as defendants in actions begun by the five major motion picture distributors which have signed the New York consent decree.

The majors attacked the law seeking injunctions to restrain officials from enforcing the act and Northwest Allied intervened in defense of the law which it sponsored and lobbied through the legislature.

The plaintiffs now have 10 days in which to reply to statements contained in the lengthy brief of the theatermen. Neumeier outlined the state's policy to protect small, independent business men and cited the Minnesota fair trade practices act, passed in 1937, and the Minnesota trade diversion law, passed in 1941, which prohibits employes, both public and private, from purchasing goods at wholesale through purchasing agents of private business firms, cities, towns or the state.

The Senator also called attention of the court to the fact that the State Supreme Court already has upheld the authority of the legislature to enact laws which carry out this often-stated policy and declared the anti-five law such an act. The balance of the brief, prepared by Fred Strom, executive secretary of Northwest Allied, and Clarence Holton, the organization's attorney, is made up of the various arguments advanced in favor of the measure at the time it was being considered by the legislature.

Judge Hugo O. Hanft is not expected to file a decision unitl late in September or early in October and already it has been intimated an appeal to the higher court will be filed, no matter which way the case goes.

Western Mass. Theaters Approves Blocks-of-5

Greenfield, Mass.—The third and final day of the Western Massachusetts Theaters convention took place yesterday with the main discussion centering around a new junior admission plan. Under this new plan, theaters would allow all youngsters up to the age of 17 years into the theaters at one price. It was stated that many youngsters over the age of 12 could not afford to pay adult prices and therefore were looking elsewhere for their amusement. Enlisting the aid of civic organizations, the plan will be put into effect shortly. The "revolutionary" block-selling in blocks of five was again discussed and met with general approval.

Canada to License "Jukes" for Revenue

Toronto—The Dominion Government has discovered there is such an instrument as a "juke box" and that it might be something which can be taxed as a war measure. The authorities apparently do not classify the playing of the slot machines as a form of amusement because an intimation indicates that the tax will be different, in the form of at an annual license. Move might be called the first break of the war for the theaters.

War Dept. Gives Preview Of Army Training Films

(Continued from Page 1)

lowed by sound effects of a modern battlefield.

The training films will be used to give the soldiers expert training in the various phases of army activities. The sound effects will be employed to condition their nerves to the noise of battle.

The films shown last night were selected from the 100 reels of training films already completed for the army in Hollywood by the Research Council in conjunction with the Signal Corps. Approximately 40 more reels of training films are now in production in Hollywood, while another 250 reels are being produced by the Signal Corps laboratories at Ft. Monmouth and Wright Field.

Officials pointed out that the training films are valuable in that they will enable them to school vast numbers of men at the same time in correct procedure, and also to standardize procedure.

"The training film enables the men not only to learn how to operate the weapon, but also to know its history, to understand its care, and to appreciate its tactical employment," it was pointed out.

The Army officials, who were headed by Gen. A. A. Surles, director of public relations, highly praised the motion picture industry for its whole-hearted and unselfish co-operation with the Army, pointing out that the industry was deriving no profit from this work.

Wobber, Place and Horne Meet Zanuck at Capital

(Continued from Page 1)

Darryl F. Zanuck. The 20th-Fox production boss is in Washington in his official Army capacity.

Wobber and Place will go over sales policy with Zanuck while Horne, it was understood, will discuss exploitation plans on "Belle Starr" and "Yank in RAF." All plan to return to New York the same night.

Zanuck, it was reported, will also get a first-hand account of record breaking business of "Charley's Aunt." Film is company's biggest grosser since "Alexander's Ragtime Band," and liable to top the latter's box-office record, it was indicated.

FPC to Stress Paramount, Warner and RKO Product

Toronto — Famous Players Canadian is making preliminary announcements regarding the product which will open its units for the new season under revised policies as to first-run and priorities and otherwise. "Aloma of the South Seas" will open the Hamilton Tivoli under the new set-up while "The Bride Came C.O.D." will play the Century Theater, Hamilton. There is an intimation that "Citizen Kane" will play Shea's Theater, Toronto, when it starts as a de luxe house in place of the Uptown which has reverted to Loew's. These indications show that FPC will specialize with Paramount, Warner Bros. and RKO pictures.

The Uptown Theater, Toronto, will open under new Loew direction on Sept. 1 with the British film, "Come On, George," released through Empire-Universal, which is a Nathanson exchange. Loew's Downtown Theater will continue with M-G-M and United Artists and it is understood that the Capitol and Palace Theaters, Hamilton, will book this product. There is a rumor that Nicholas M. Schenck and Loew's, Inc., have an interest in the two Hamilton first-run situations.

Warners Take Two Milwaukee Houses

(Continued from Page 1)

cuit in the Milwaukee field. The move, it was said, was made to bolster the circuit against Fox Wisconsin which will acquire a number of Saxe Wisconsin houses after Sept. 1.

It was also reported yesterday that Fox Wisconsin may reconsider on deal calling for the acquisition of 12 of the Saxe houses and take over only six.

New Eng. Senators Back Probe of Gas Shortage

Washington Bureau of THE FILM DAILY

Washington—With New England Senators pressing for a Congressional investigation of the gasoline shortage on the Eastern seaboard and reports current that compulsory rationing was fast approaching, Chairman J. W. Bailey, D., N. C., of the Senate Interstate Commerce Committee yesterday promised an early hearing on the Maloney resolution proposing a formal inquiry.

According to Ralph K. Davies, acting Petroleum Co-ordinator, there is only approximately a 10-day supply of gasoline now in storage in the East.

Billy CONN

BABS: You realize that you're asking me to go against my father, don't you? I'd be taking an awful chance.

PAT: You've taken them before. A man was just killed on your account; another man falsely accused of murder.

The PITTSBURGH KID

JEAN PARKER

Dick Purcell · Alan Baxter · Veda Ann Borg · Jonathan Hale

And These Sports Celebrities · Arthur Donovan · Henry Armstrong · Freddie Steele

Jack Roper · Sam Balter · Dan Tobey · Directed by Jack Townley

Screen Play by Earl Felton & Houston Branch • From the novel "Kid Tinsel" by Octavus Roy Cohen

A REPUBLIC PICTURE

Hear UA-Blumenfeld Plan Frisco Circuit

(Continued from Page 1)

negotiating to buy the United Artists Theater from Herman Cohen. This might be the first step in the company's proposed expansion into the circuit field.

Pascal Hints He May Build Own Studios at Vancouver

(Continued from Page 1)

here for conferences, indicated to interviewers that he was considering the erection of studios at Vancouver. Pascal said he would prefer a studio in Montreal but if he had to build his own studio he would erect it at Vancouver.

Producer stated he expected to have his plans pretty well crystallized within the next two weeks when he plans to return to Ottawa from New York.

Pascal said George Bernard Shaw, whom he saw in England, was "crazy about my Canadian program and told me he would visit Canada next Spring if I located on the Pacific Coast."

Pascal declared "Snow Goose," by Paul Gallico, his first Dominion effort, will take in portions of the Hudson Bay region, swinging to Cornwall in England and end at Dunkerque. He said Paul Muni, Robert Newton and Deborah Kerr of "Little Fisherfolk" will be in the cast, according to tentative arrangements. Jack Miner, Canadian naturalist, would be technical advisor. "I plan also a big documentary picture of the life and work of Miner," Pascal said. His plans call for a third Canadian picture but he declined to say what it would be about, although saying some exterior shots would be made in Quebec.

Early Decision Indicated In Midwest vs. Co-Op Suit

Detroit—Federal Judge Frank A. Picard has asked for citation of additional authorities in the important suit which he hard several months ago, brought by Midwest Theaters against Co-Operative Theaters of Michigan, attacking the nature of Co-Op's organization. Preparation of briefs and answers has accounted for the long period between hearing and the preparation of a decision, but it is indicated that a decision may be forthcoming in the near future.

WEDDING BELLS

Framingham, Mass.—Joseph P. Callahan, Jr., assistant manager of the Paramount Theater in Newton, was married recently to Virginia McNally.

ALONG THE
RIALTO
WITH
Phil M. Daly

● ● ● THERE'S quite a long series......of definitions in Mister Webster's chronically best-seller......when you look up the word "leader"......but the first one is good enough......to tag on an ambitious local exhibitor......W. G. Van Schmus......managing director of the Radio City Music Hall......The definition is simply this:......"one who leads"......Mr. Van......as he is known to his intimates along Film Row......was recently cloaked with authority......to guide the local campaign......which formally breaks the barrier......on Labor Day......to raise funds in theaters hereabouts......for United Service Organizations......under the national chairmanship of Warners' Joseph Bernhard......

▼ ▼ ▼

● ● ● *THAT good poet......John Milton......once penned: ......"Let my lamp at midnight hour......be seen in some high, lonely tower"......Well, this fellow Van Schmus took it literally lately......and contemplated how he could set a good example ......to his fellow USO committeemen......and make pic fans of New York......more USO-conscious......In his executive den at the Music Hall......he did a mite o' musing......long into the night......The results you will see currently......at that theater.....and when we say results.....we mean RESULTS.....*

▼ ▼ ▼

● ● ● ALONG with "The Little Foxes"......at the Van Schmus stand......is a complete and marvelous stage show......dedicated to USO......and with those letters......prominently displayed behind the footlights......The presentation is titled "Follow the Fleet"...... Production is by Leon Leonidoff......settings by Bruno Maine...... costumes designed by Willa Van and executed by H. Rogge......and if the billing were complete......you'd find under the heading of technical advisors......some of Uncle Sam's Navy solons......for we understand that they were called in on matters of detail......Eugene Braun handled the stage lighting......and Albert Stillman the special lyrics......The show's titled components are "Blue Hawaiian Waters," "Tonight on Leave," "At Ease" and "All Hands on Deck"......The latter is just about as spectacular an affair......as has ever bobbed-up in the Music Hall......It thrilled the thousands of patrons who packed the house yesterday......

▼ ▼ ▼

● ● ● *AFOREMENTIONED finale.....has the forward deck of a battleship......as its setting......along with the 16-inch guns......and their mighty turrets......The Rockettes are in the white uniforms of the U.S.N.......plus the entire company ......Even the officers are at posts......in effective dramatic license......The climax fairly lifts the patrons......out of their seats......for the turrets swing to the port quarter......and then......believe it or not......the great guns pour forth a salvo......flame, sound, smoke and all!......*

▼ ▼ ▼

● ● ● IN the theater's program......the Go-Getting Van Schmus ......has had inserted a descriptive note......which tells the patrons about the aims and merits......of the USO cause......which, by-the-by, is a cue to all theaters......to ditto in some way or another prior to and during the forthcoming drive......The most astonishing part of the Music Hall's remarkable stage show to this corner......is a little happening......not an integral part of it at all......It's that Mr. Van......saw the rehearsal yester morn......and just as though he had really done nothing at all......shrugged his shoulders......and said one word:......'So!"......Brother, if there's anything bigger than the Music Hall......it's the Van Schmus modesty......and nonchalance!......

Schad Theaters File $750,000 Trust Suit

(Continued from Page 1)

Warner Brothers Circuit Management Corp., Warner Brothers Theater, Inc., Stanley Company of America, and Vitagraph, Inc., will be heard by Federal Court Judge J. Cullen Ganey on Sept. 8.

The anti-trust suit, filed on Aug. 20, asks for triple damages under the Clayton Act, amounting to $750,000, and results from what is charged to be illegal acts in the operation of certain theaters in Reading, Pa.

The complaint charges among other things that Warner and Wilmer & Vincent caused the defendant, the Berks Amusement Co., Inc., to sublet the State, Reading, Pa., to Warner and that the theater was renamed the Warner, showing all Vitagraph product. It also charges that Warner then subleased the Arcadia to Wilmer & Vincent, renaming it the Ritz.

The defendants conspired, it is said, to relegate the Astor to a secondary position, damage its reputation and deny it the right and ability to bargain for film.

In addition, it is charged that Warner compelled 20th Century-Fox to enter into an agreement with Warner to terminate the franchise enjoyed by the Astor for one-half of 20th Century-Fox product, and compelled the company to license it to Wilmer & Vincent for the Embassy and Ritz.

When the Warner lease on the Astor expired, it was not renewed, and as a result, the complaint charges, the plaintiffs cannot bargain for film, the reputation of the house has been damaged to the extent of $250,000.

The plaintiffs ask that the alleged combination be declared illegal, and steps be taken to keep "a free, open and untrammeled market" in Reading. Since the Astor reverted to Schad from Warners early this year, it has been a part of a pool involving the Park and the Astor, operated by Jay Emanuel, who has no part in the present action, which is based entirely on events leading up to Schad's taking back the theater. State Sen. Harry Shapiro and William Rudenko are attorneys for Schad.

Churchill Likes Her

London (By Cable)—Back from his historic conference with President Roosevelt, Prime Minister Churchill disclosed he had seen Korda's "That Hamilton Woman" for a fifth time aboard HMS the Prince of Wales.

STORKS!

West Coast Bureau of THE FILM DAILY

Hollywood—Mrs. Sam Rosen, wife of Sam Rosen, cameraman at Columbia Studios, gave birth to a baby girl, weighing five pounds-ten ounces. The girl will be named Joyce.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Belle Starr"

with Randolph Scott, Gene Tierney, Dana Andrews, John Shepperd

20th-Fox 87 Mins.

TOP-FLIGHT ATTRACTION WHOSE ROMANTIC STORY AND RED-BLOODED EPISODES MAKE IT AN AUDIENCE "NATURAL."

In this tense and exciting story of Missouri's bandit queen, Belle (nee Shirley) Starr, 20th-Fox has an impressive entry in the new 1941-42 season "derby" which gets off shortly round the land. The production is beautifully mounted in Technicolor to set off a tale of bristling action and romance which has to do with the post Civil War reconstruction period in the "Show Me" State.

In the title role in comely Gene Tierney,—her first starring part earned solidly via her performance in the celluloid version of "Tobacco Road." It is an exacting part, for the simple reason that it calls upon her to play scene after scene in wrought-up emotion resulting from her bitterness at the loss of the conflict by the Confederacy; the killing of her father by renegade bands whom she views as being under the Union banner; and the burning of her ancestral home because she and her brother, John Shepperd, have harbored the wounded Randolph Scott.

The latter is interpreter of the role of Captain Starr who, despite the fact that hostilities have ended, raids with his marauders the forces of the North which are attempting to bring law and order to Missouri in the wake of the carpetbaggers' invasion. His views that the war 'twixt the States cannot, in justice, be terminated by any such small factor as the surrender of General Lee, are shared by Gene Tierney.

When her mansion is put to the torch by the dutiful Dana Andrews, a Union army captain, the act drives her to the hills and arms of Randolph Scott. After their marriage, she shares partnership with him in guerilla assaults upon Government transportations, and the driving of the carpet-baggers from Missouri. But there is a rift in the marriage when he refuses to purge the pure outlaw element among his followers. Closing sequences pack a great deal of emotion, springing from her tragic death, and Scott's dramatic surrender to the law.

Technically, the picture is finely fashioned. Irving Cummings' direction is tender and red-blooded as the script demands. Directors of Photography Ernest Palmer and Ray Rennahan turn in a splendid job. Location shots are at time eye-filling and the general tempo of the picture is swift. Perhaps this reviewer may be hindsighted, but it seems that considerably more could have been achieved in the way of the spectacular and audience impression had the Starr band been augmented by a larger number of horsemen.

Notwithstanding, the film is big in stature, dramatics and action, and studded with good performance from the lead players down to the minor character roles. Scott is an ideal choice for his part. Gene Tierney takes a long step in Hollywood and public ranking by her contribution. Other standout performances are turned in by Louise Beavers, Chill Wills, Elizabeth Patterson, Dana Andrews and John Shepperd.

Houses of all size and location can go to town with this one. It's rugged fan fare and highly exploitable.

CAST: Randolph Scott, Gene Tierney, Dana Andrews, John Shepperd, Elizabeth Patterson, Chill Wills, Louis Beavers, Olin Howland, Paul Burns, Joseph Sawyer, Joseph Downing, Howard Hickman, Charles Trowbridge, James Flavin, Charles Middleton.

CREDITS: Director, Irving Cummings; Associate Producer, Kenneth Macgowan; Screenplay, Lamar Trotti; Authors, Niven Busch, Cameron Rogers; Directors of Photography, Ernest Palmer, Ray Rennahan; Technicolor Director, Natalie Kalmus; Music, Alfred Newman; Art Direction, Richard Day, Nathan Juran; Set Decorations, Thomas Little; Film Editor, Robert Simpson; Costumes, Travis Banton; Sound, E. Clayton Ward, Roger Heman.

DIRECTION, Expert. PHOTOGRAPHY, Excellent.

"Charlie Chan in Rio"

with Sidney Toler, Mary Beth Hughes, Cobina Wright, Jr., Ted North, Victor Jory

20th-Fox 60 Mins.

FAIR MURDER THRILLER WHOSE PLOT AND ACTION WILL PROBABLY PLEASE THE MANY CHAN FANS.

This latest saga in the investigating career of the fiction-beloved Oriental detective runs about on a par with his former adventures as far as story, action and thrills are concerned.

The locale of this one is Brazil's colorful metropolis, and there the analytical sleuth is aided by a local police official in solving a killing, although, of course, Mr. Chan needs little outside assistance. The title role is, as usual, enacted by Sidney Toler. The key victim,—there are two in all before the finale,— is Jacqueline Dalya, who plays the part of a night club singer who is engaged to marry a wealthy lad, Ted North.

But before the couple can sprint by air to the U. S. to take their marriage vows, the prospective bride is found done to death by a sharp weapon in her back. After Chan gets busy with his questioning of prospects and subsequent deductions, he concludes rightly that the murderer is the person whose shoe-sole contains the pin portion of a jeweled brooch which the murdered girl had received as a gift from her wealthy fiance.

The assignment of Chan's second son is carried by Sen Yung, whose crush on a little Oriental housemaid leads both to comedy relief and some of the more actionful development before the windup. Casting of the film provides considerable femme pulchritude, including the up-and-coming Cobina Wright, Jr. All in all, the Rio case appears geared to please the Chan fans.

Harry Lachman's direction is spirited and Joseph P. MacDonald's photography okay.

CAST: Sidney Toler, Mary Beth Hughes, Cobina Wright, Jr., Ted North, Victor Jory, Harold Huber, Sen Yung, Richard Derr, Jacqueline Dalya, Kay Linaker, Truman Bradley, Hamilton MacFadden, Leslie Denison, Iris Wong, Eugene Borden, Ann Codee.

CREDITS: Executive Producer, Sol M. Wurtzel; Director, Harry Lachman; Screenplay, Samuel G. Engel, Lester Ziffren; Lyrics and Music, Mack Gordon and Harry Warren; Director of Photography, Joseph P. MacDonald; Art Direction, Richard Day, Lewis Creber; Set Decorations, Thomas Little; Film Editor, Alexander Troffey; Sound, Alfred Bruzlin, Harry M. Leonard; Musical Direction, Emil Newman.

DIRECTION, Spirited. PHOTOGRAPHY, Solid.

☆ SERIAL ☆

"The Iron Claw"

Columbia About 18 mins. a Chapter

Everything Goes

Opening chapter in this new 15-chapter serial reveals almost everything in the way of melodrama and suspense is included. Seems the Benson family, with the exception of attractive Joyce Bryant, is a group of thieves. A buried treasure somewhere on the premises brings the Iron Claw into action. Mystery character is the guy who kills off all others after the treasure. Charles Quigley is the newspaperman who sets out after the story and naturally falls in love with Miss Bryant. Enough excitement to have the matinee trade hopping off their seats. Forrest Taylor heads the list of villains. Larry Darmour produced and James W. Horne directed.

"Desert Station" to Metro

Hollywood—"Desert Station," by Ernest Haycox, has been bought by M-G-M. It's a story of desert travelers trapped in an Indian stockade.

☆ SHORTS ☆

"Exploring Space"

Columbia 9 mins.

Visually Poor

Made with the co-operation of the Hayden Planetarium of the American Museum of Natural History, subject proves an interesting lecture on astronomy. From a camera standpoint, reel is not effective with illustrations failing to register.

"Community Sing, No. 1"

Columbia 9 mins.

A Songbird Special

First reel of the new series featuring Don Baker at the organ. The Town Criers lead the audience in singing a group of patriotic songs. They are: "Sing America Sing," "The Yanke Doodle Boy," "My Old American Home," "You're a Grand Old Flag" and "He's My Uncle."

From "Gobs" to "Sailor"

West Coast Bureau of THE FILM DAILY

Hollywood—"Gobs in Blue," Republic picture, has been changed to "Sailor Be Good."

OLE OLSEN CHIC JOHNSON

stars of "HELLZ A POPPIN"

4 SENSATIONALLY SUCCESSFUL YEARS ON BROADWAY

ALL OVER TOWN

A RE-ISSUE

A REPUBLIC PICTURE

JOHNSON: Well, I'm the dummy.
OLSEN: Well, no one is disputing that.

The Film Daily's Calendar

A list of English-speaking features released since April 22, 1941, by companies. Arrange
of FILM DAILY review. Names are the principal players in the cast. Complete casts and p

COLUMBIA

Penny Serenade, 125 mins........4-24-41
FD: 4-16-41. Irene Dunne, Cary Grant, Edgar Buchanan

They Dare Not Love, 76 mins.....5-30-41
FD: 5-16-41. George Brent, Martha Scott, Paul Lukas

Big Boss, The, 70 mins...........4-28-41
FD: 5-20-41. Otto Kruger, Gloria Dickson, John Litel

She Knew All the Answers, 85 mins. 5-15-41
FD: 5-20-41. Joan Bennett, Franchot Tone, John Hubbard

Under Age, 60 mins..............4-24-41
FD: 5-21-41. Nan Grey, Tom Neal, Mary Anderson

The Voice in the Night, The, 83 mins. 5-20-41
FD: 5-29-41. Clive Brook, Diana Wynyard, Derek Farr

Adventure in Washington, 84 mins..5-30-41
FD: 5-29-41. Herbert Marshall, Virginia Bruce, Gene Reynolds

Time Out for Rhythm, 74 mins.....6-12-41
FD: 6-2-41. Ann Miller, Rudy Vallee, Rosemary Lane

Naval Academy, 67 mins..........5-22-41
FD: 6-5-41. Freddie Bartholomew, Jimmy Lydon, Billy Cook

Her First Beau, 78 mins.........5-8-41
FD: 6-11-41. Jane Withers, Jackie Cooper, Edith Fellows

Sweetheart of the Campus, 67 mins. 6-26-41
FD: 6-30-41. Ruby Keller, Ozzie Nelson, Harriet Hilliard

Ellery Queen and the Perfect Crime, 68 mins.....8-7-41
FD: 7-10-41. Ralph Bellamy, Margaret Lindsay, Charley Grapewin

Here Comes Mr. Jordan, 93 mins..8-21-41
FD: 7-30-41. Robert Montgomery, Claude Raines, Evelyn Keyes

I Was a Prisoner on Devil's Island, 71 mins.....6-30-41
FD: 8-4-41. Sally Silers, Donald Wood, Edward Cianelli.

Medico of Painted Springs, The, 58 mins. 6-26-41
FD: 8-8-41. Charles Starrett, Terry Walker, Charles Hamilton

Tillie the Toiler, 67 mins..........8-7-41
FD: 8-13-41. Kay Harris, William Tracy, Daphne Pollard

Mystery Ship, 65 mins............9-4-41
FD: 8-18-41. Paul Kelly, Lola Lane, Larry Parks

Our Wife, 95 mins.....................
FD: 8-19-41. Ruth Hussey, Melvyn Douglas, Ellen Drew

WALT DISNEY

*Fantasia, 120 mins.....................
FD: 11-14-40. Stokowski and the Philadelphia Orchestra

M-G-M

Ziegfeld Girl, 131 mins..........4-25-41
FD: 4-16-41. Judy Garland, James Stewart, Hedy Lamarr, Lana Turner

People vs. Dr. Kildare, The, 78 mins..5-2-41
FD: 5-8-41. Lew Ayres, Lionel Barrymore, Laraine Day

A Woman's Face, 105 mins.........5-9-41
FD: 5-12-41. Joan Crawford, Melvyn Douglas, Conrad Veidt

I'll Wait for You, 71 mins.........5-16-41
FD: 5-14-41. Robert Sterling, Marsha Hunt, Virginia Weidler

Love Crazy, 100 mins.............5-23-41
FD: 5-16-41. William Powell, Myrna Loy, Gail Patrick, Jack Carson

Billy the Kid, 95 mins...........5-30-41
FD: 5-29-41. Robert Taylor, Brian Donlevy, Mary Howard

Getaway, The, 89 mins..........6-13-41
FD: 6-17-41. Robert Sterling, Charles Winninger, Donna Reed

Big Store, The, 80 mins..........6-20-41
FD: 6-18-41. Marx Bros., Tony Martin, Virginia Grey

*Blossoms in the Dust, 100 mins..8-15-41
FD: 6-23-41. Greer Garson, Walter Pidgeon, Felix Bressart

They Met in Bombay, 86 mins...6-27-41
FD: 6-24-41. Clark Gable, Rosalind Russell, Peter Lorre

Barnacle Bill, 92 mins............7-4-41
FD: 7-2-41. Wallace Beery, Marjorie Main, Virginia Weidler

Stars Look Down, The, 100 mins...7-18-41
FD: 7-9-41. Michael Redgrave, Margaret Lockwood, Emlyn Williams

Dr. Jekyll and Mr. Hyde, 127 mins.......
FD: 7-22-41. Spencer Tracy, Ingrid Bergman, Lana Turner

Ringside Maisie, 96 mins...........8-1-41
FD: 7-23-41. Ann Sothern, George Murphy, Robert Sterling

Down in San Diego, 70 mins............
FD: 7-30-41. Bonita Granville, Ray McDonald, Dan Dailey, Jr.

Whistling in the Dark, 77 mins.....8-8-41
FD: 8-4-41. Red Skelton, Conrad Veidt, Ann Rutherford

Life Begins for Andy Hardy, 100 mins. 8-15-41
FD: 8-13-41. Lewis Stone, Mickey Rooney, Judy Garland

Dr. Kildare's Wedding Day, 82 mins. 8-8-41
FD: 8-19-41. Lew Ayres, Lionel Barrymore, Laraine Day

MISCELLANEOUS

Murder at the Baskervilles (Astor Pictures), 66 mins.
FD: 6-18-41. Arthur Wontner, Ian Fleming, Lyn Harding

Ku Kan (Adventures Epics, Inc.), 97 mins.
FD: 6-21-41. Documentary Film of Chinese war

Terror, The (Alliance Film), 62 mins......
FD: 8-5-41. Wilfrid Lawson, Linden Travers, Bernard Lee

Forty Thousand Horsemen (Goodwill) 85 mins.
FD: 8-13-41. Grant Taylor, Betty Bryant

Mystery of Room 13 (Alliance), 71 mins..
FD: 8-21-41. Gibb McLaughlin, Sara Seegar, Peter Murray-Hill

MONOGRAM

Invisible Ghost, The, 64 mins.......4-25-41
FD: 4-17-41. Bela Lugosi, Polly Ann Young

Roar of the Press, 72 mins........4-30-41
FD: 4-28-41. Jean Parker, Wallace Ford, Jed Prouty

King of the Zombies, 67 mins......5-14-41
FD: 5-9-41. Dick Purcell, Mantan Moreland, Joan Woodbury

House of Mystery, 62 mins.........5-7-41
FD: 6-4-41. Keneth Kent, Judy Kelly, Peter Murray Hill

Gang's All Here, The, 61 mins...6-11-41
FD: 6-24-41. Frankie Darro, Marcia Mae Jones, Jackie Moran

Pioneers, The, 58 mins...........5-10-41
FD: 6-24-41. Tex Ritter, Arkansas "Slim" Andrews

Red Head, 64 mins..............5-21-41
FD: 6-30-41. June Lang, Johnny Downs, Eric Blore

Murder by Invitation, 67 mins....6-30-41
FD: 6-30-41. Wallace Ford, Sarah Padden, Marian Marsh

Arizona Bound, 57 mins..........7-19-41
FD: 7-18-41. Buck Jones, Tim McCoy, Raymond Hatton

Wrangler's Roost, 57 mins........6-4-41
FD: 7-18-41. Ray Corrigan, John King, Max Terhune

Father Steps Out, 63 mins.......7-12-41
FD: 7-30-41. Frank Albertson, Jed Prouty, Lorna Gray

Deadly Game, The, 65 mins.......7-26-41
FD: 8-5-41. Charles Farrell, June Lang, John Miljan.

PARAMOUNT

I Wanted Wings, 131 mins.......7-18-41
FD: 3-27-41. Ray Milland, William Holden, Wayne Morris, Brian Donlevy

Reaching for the Sun, 90 mins.......5-2-41
FD: 5-9-41. Joel McCrea, Ellen Drew, Eddie Bracken

One Night in Lisbon, 97 mins.....5-16-41
FD: 5-14-41. Fred MacMurray, Madeleine Carroll, Patricia Morison

Pirates on Horseback, 69 mins.....5-23-41
FD: 5-20-41. William Boyd, Russell Hayden, Eleanor Stewart

Caught in the Draft, 82 mins............
FD: 5-29-41. Bob Hope, Dorothy Lamour, Lynne Overman

Power Dive, 71 mins..............4-25-41
FD: 6-4-41. Richard Arlen, Jean Parker, Roger Pryor

West Point Widow, 63 mins......6-20-41
FD: 6-11-41. Anne Shirley, Richard Carlson, Richard Denning

*Shepherd of the Hills, The, 98 mins. 8-15-41
FD: 6-18-41. John Wayne, Betty Field, Harry Carey

Parson of Panamint, The, 84 mins..6-27-41
FD: 6-19-41. Charlie Ruggles, Ellen Drew, Phillip Terry

Kiss the Boys Goodbye, 85 mins...8-1-41
FD: 6-23-41. Mary Martin, Don Ameche, Oscar Levant

Forced Landing, 67 mins.........7-18-41
FD: 7-3-41. Richard Arlen, Eva Gabor, J. Carroll Naish

Nothing But the Truth, 90 mins.........
FD: 7-29-41. Bob Hope, Paulette Goddard, Edward Arnold

Henry Aldrich for President, 75 mins.....
FD: 7-30-41. James Lydon, Charles Smith, June Preisser

New York Town, 94 mins................
FD: 7-30-41. Fred MacMurray, Mary Martin, Robert Preston

Wide-Open Town, 77½ mins.......8-8-41
FD: 7-30-41. William Boyd, Russell Hayden, Evelyn Brent

Buy Me That Town, 70 mins...........
FD: 7-31-41. Lloyd Nolan, Constance Moore, Albert Dekker

Hold Back the Dawn, 115 mins..........
FD: 7-31-41. Charles Boyer, Olivia de Havilland, Paulette Goddard

Flying Blind, 70 mins............8-29-41
FD: 8-20-41. Richard Arlen, Jean Parker, Nils Asther

World Premiere, 70 mins.........8-23-41
FD: 8-21-41. John Barrymore, Frances Farmer, Eugene Pallette

PRODUCERS RELEASING CORP.

Lone Rider in Ghost Town, The, 64 mins. 5-16-41
FD: 5-9-41. George Houston, Al St. John

Paper Bullets, 69 mins...........5-30-41
FD: 6-11-41. Joan Woodbury, Linda Ware, Jack LaRue

Texas Marshal, 58 mins..........6-13-41
FD: 6-18-41. Tim McCoy, Art Davis, Kay Leslie

Emergency Landing, 70 mins.......5-23-41
FD: 7-10-41. Forrest Tucker, Carlo Evelyn Brent

RKO RADIO

It Happened to One Man, 82 mins.........
FD: 2-26-41. Wilfred Lawson, Nora Swinburne, Marta Labarr

Citizen Kane, 120 mins...........9-5-41
FD: 4-11-41. Orson Welles, Dorothy Comingore, Joseph Totten

They Met in Argentina, 77 mins....4-25-41
FD: 5-14-41. Maureen O'Hara, James Ellison, Alberto Vila

Scattergood Pulls the Strings, 69 mins. 5-23-41
FD: 5-14-41. Guy Kibbee, Bobs Watson, Susan Peters

Sunny, 98 mins...................5-30-41
FD: 5-20-41. Anna Neagle, Ray Bolger, John Carroll

Reluctant Dragon, The, 72 mins..........
FD: 6-6-41. Robert Benchley, Frances Gifford, Walt Disney, Disney staff.

Saint's Vacation, The, 60 mins.....5-30-41
FD: 6-18-41. Hugh Sinclair, Sally Gray, Arthur McRae

Hurry, Charlie, Hurry, 65 mins....7-25-41
FD: 7-10-41. Leon Errol, Mildred Coles, Kenneth Howell

# of Current Feature Releases

cording to date of review. Dates after titles are distributor release dates: FD: indicates date
*ction credits are included with FILM DAILY reviews. *Indicates Technicolor production.*

Tom, Dick and Harry, 86 mins.....7-4-41 FD: 7-14-41. Ginger Rogers, Geo. Murphy, Alan Marshal, Burgess Meredith

My Life With Caroline, 81 mins...8-1-41 FD: 7-16-41. Ronald Colman, Anna Lee, Charles Winninger

Here Is a Man, 112 mins.........10-17-41 FD: 7-16-41. Edward Arnold, Walter Huston, James Craig, Anne Shirley

Father Takes a Wife, 79 mins....10-3-41 FD: 7-17-41. Adolph Menjou, Gloria Swenson, John Howard

Lady Scarface, 69 mins.........9-26-41 FD: 7-22-41. Dennis O'Keefe, Judith Anderson, Frances Neal

Little Foxes, The (Samuel Goldwyn), 116 mins.....8-29-41 FD: 8-12-41. Bette Davis, Herbert Marshall, Patricia Collinge

Story of the Vatican, The, 54 mins....... FD: 8-20-41.

REPUBLIC

In Old Cheyenne, 58 mins.........6-31-41 FD: 4-4-41. Roy Rogers, George "Gabby" Hayes, Sally Payne

Lady from Louisiana, 82 mins.......4-22-41 FD: 4-30-41. John Wayne, Ona Munson, Ray Middleton

Singing Hill, The, 75 mins.........4-26-41 FD. 5-2-41. Gene Autry, Smiley Burnette, Virginia Dale

Sheriff of Tombstone, 56 mins.......5-7-41 FD: 5-8-41. Roy Rogers, George "Gabby" Hayes, Elyse Knox

Country Fair, 74 mins.............5-5-41 FD: 5-9-41. Eddie Foy, Jr., June Clyde, Guinn Williams

Great Train Robbery, The, 61 mins..3-28-41 FD: 5-14-41. Bob Steele, Claire Carleton, Milburn Stone

Gay Vagabond, The, 66 mins.......5-12-41 FD: 5-19-41. Roscoe Karns, Ruth Donnelly, Ernest Truex

Desert Bandit, 56 mins...........5-24-41 FD: 5-29-41. Don "Red" Barry, Lynn Merrick

Angels With Broken Wings, 72 mins...... 8-11-41 FD: 6-3-41. Binnie Barnes Gilbert Roland, Mary Lee

addlemates, 56 mins............5-24-41 FD: 6-11-41. Robert Livingston, Bob Steele, Rufe Davis

Nevada City, 58 mins.............6-20-41 FD: 6-18-41. Roy Rogers, George "Gabby" Hayes, Sally Payne

Kansas Cyclone, 56 mins.........6-24-41 FD: 6-19-41. Don "Red" Barry, Lynn Merrick

Puddin' Head, 80 mins...........6-25-41 FD: 6-26-41. Judy Canova, Francis Lederer, Raymond Walburn

Poison Pen, 66 mins...............6-30-4 FD: 6-30-4. Flora Robson, Robert Newton, Ann Toff

Gangs of Sonora, 56 mins.........7-10-41 FD: 7-11-41. Robert Livingston, Bob Steele, Rufe Davis

Mountain Moonlight, 68 mins.....7-12-41 FD: 7-18-41. Leon, June and Frank Weaver

Hurricane Smith, 69 mins.........7-20-41 FD: 7-18-41. Ray Middleton, Jane Wyatt, Harry Davenport

Sunset in Wyoming, 65 mins.....7-15-41 FD: 7-25-41. Gene Autry, Smiley Burnette, Maris Wrixon

Citadel of Crime, 58 mins........7-24-41 FD: 8-4-41. Robert Armstrong, Frank Albertson, Linda Hayes

Rags to Riches, 57 mins...........7-31-41 FD: 8-8-41. Alan Baxter, Mary Carlisle, Jerome Cowan

Ice-Capades, 88 mins.................. FD: 8-20-41. Dorothy Lewis, James Ellison, Jerry Colonna

20th CENTURY-FOX

Cowboy and the Blonde, The, 68 mins. 5-16-41 FD: 4-23-41. Mary Beth Hughes, George Montgomery

Very Young Lady, A, 75 mins.......6-27-41 FD: 4-28-41. Jane Withers, Nancy Kelly, John Sutton

Great American Broadcast, The, 92 mins. 5-9-41 FD: 4-29-41. Alice Faye, John Payne, Jack Oakie.

*Blood and Sand, 123 mins.........5-30-41 FD: 5-22-41. Tyrone Power, Linda Darnell, Rita Hayworth

Bride Wore Crutches, The, 55 mins..6-13-41 FD: 5-29-41. Lynne Roberts, Ted North, Edgar Kennedy

Man Hunt, 105 mins...........6-20-41 FD: 6-13-41. Walter Pidgeon, Joan Bennett, George Sanders

Moon Over Miami, 91 mins.......7-4-41 FD: 6-20-41. Don Ameche, Betty Grable, Robert Cummings

For Beauty's Sake, 62 mins.......6-6-41 FD: 6-26-41. Ned Sparks, Marjorie Weaver, Ted North

Accent on Love, 61 mins.........7-11-41 FD: 7-9-41. George Montgomery, Oso Massen, J. Carroll Naish

Dance Hall, 68 mins.............7-18-41 FD: 7-9-41. Carole Landis, Cesar Romero

Mail Train, 87 mins.............4-25-41 FD: 7-9-41. Gordon Harker, Alastiar Sim, Phyllis Calvert

Charley's Aunt, 81 mins..........8-1-41 FD: 7-23-41. Jack Benny, Kay Francis, James Ellison

Sun Valley Serenade, 86 mins.....8-29-41 FD: 7-24-41. Sonja Henie, John Payne, Glenn Miller

Wild Geese Calling, 77 mins.......8-15-41 FD: 7-25-41. Henry Fonda, Joan Bennett, Warren William

Dressed to Kill, 72 mins..........8-8-41 FD: 7-25-41. Lloyd Nolan, Mary Beth Hughes, William Demarest

Private Nurse, 60 mins............8-22-41 FD: 7-25-41. Jane Darwell, Brenda Joyce, Sheldon Leonard.

*Belle Starr, 87 mins.................. FD: 8-22-41. Randolph Scott, Gene Tierney, Dana Andrews

Charley Chan in Rio, 60 mins............ FD: 8-22-41. Sidney Toler, Mary Beth Hughes, Victor Jory

UNITED ARTISTS

That Hamilton Woman, 128 mins..4-30-41 FD: 3-20-41. Vivien Leigh, Laurence Olivier, Alan Mowbray

Major Barbara, 115 mins..........9-12-41 FD: 5-5-41. Wendy Hiller, Rex Harrison, Robert Morley

Broadway Limited (Hal Roach), 75 mins. 6-13-41 FD: 6-18-41. Victor McLaglen, Dennis O'Keefe, Marjorie Woodworth

New Wine (Gloria Pictures), 84 mins. 8-8-41 FD: 7-31-41. Illona Massey, Alan Curtis, Binnie Barnes

Tanks a Million (Hal Roach), 50 mins.... FD: 8-8-41. William Tracy, Janet Gleason, Elyse Knox

Lydia (Korda), 144 mins................ FD: 8-21-41. Merle Oberon, Alan Marshal, Edna May Oliver

UNIVERSAL

Model Wife, 78 mins.............4-25-41 FD: 4-17-41. Joan Blondell, Dick Powell, Lee Bowman

Flame of New Orleans, The, 78 mins. 4-28-41 FD: 4-24-41. Marlene Dietrich, Bruce Cabot, Roland Young

Black Cat, The, 70 mins..........5-2-41 FD: 4-28-41. Basil Rathbone, Hugh Herbert, Broderick Crawford

Mutiny in the Arctic, 61 mins......4-18-41 FD: 5-8-41. Richard Arlen, Andy Devine, Anne Nagel

Men of the Timberland, 61 mins.....6-6-41 FD: 5-29-41. Richard Arlen, Andy Devine, Linda Hayes

In the Navy 85 mins.............5-30-41 FD: 6-2-41. Abbott & Costello, Dick Powell, Claire Dodd

Tight Shoes, 67½ mins.........6-13-41 FD: 6-11-41. John Howard, Broderick Crawford, Binnie Barnes

San Antonio Rose, 63 mins.......6-20-41 FD: 6-24-41. Jane Frazee, Robert Paige, Lon Chaney, Jr.

Bachelor Daddy, 61 mins.........7-4-41 FD: 7-3-41. Baby Sandy, Edward Everett Horton, Donald Woods

Hit the Road, 61 mins...........6-27-41 FD: 7-3-41. Gladys George, Barton MacLane.

Hello Sucker, 61½ mins.........7-11-41 FD: 7-3-41. Hugh Herbert, Tom Brown, Peggy Moran

Law of the Range, 59 mins.......6-20-41 FD: 7-11-41. Johnny Mack Brown, Fuzzy Knight, Nell O'Day

Hold That Ghost, 86 mins.........8-8-41 FD: 7-30-41. Abbott and Costello, Joan Davis

WARNER BROS.

Meet John Doe, 123 mins.........4-28-41 FD: 3-13-41. Gary Cooper, Barbara Stanwyck, Edward Arnold, Walter Brennan

Wagons Roll at Night, The, 84 mins. 4-26-41 FD: 4-25-41. Humphrey Bogart, Sylvia Sidney, Eddie Albert

Affectionately Yours, 90 mins.....5-10-41 FD: 5-9-41. Merle Oberon, Dennis Morgan, Rita Hayworth

Singapore Woman, 64 mins........5-17-41 FD: 5-14-41. Brenda Marshall, David Bruce, Virginia Field

Shining Victory, 80 mins...........6-7-41 FD: 5-22-41. James Stephenson, Geraldine Fitzgerald, Donald Crisp

Thieves Fall Out, 72 mins.........5-3-41 FD: 6-3-41. Eddie Albert, Joan Leslie, Jane Darwell

Out of the Fog, 93 mins.........6-14-41 FD: 6-11-41. Ida Lupino, John Garfield, Thomas Mitchell

Nurse's Secret, The, 65 mins.......5-24-41 FD: 6-11-41. Lee Patrick, Regis Toomey

Underground, 95 mins...........6-28-41 FD: 6-18-41. Jeffrey Lynn, Philip Dorn, Kaaren Verne

Bride Came C.O.D., The, 86 mins..7-12-41 FD: 7-2-41. James Cagney, Bette Davis, Jack Carson

Sergeant York, 134 mins.........9-27-41 ,FD: 7-3-41. Gary Cooper, Walter Brennan, Joan Leslie

Manpower, 105 mins............7-12-41 FD: 7-7-41. Edward G. Robinson, Marlene Dietrich, George Raft

Kisses for Breakfast, 82 mins.......7-5-41 FD: 7-18-41. Dennis Morgan, Jane Wyatt

Bullets for O'Hara, 50 mins.......7-19-41 FD: 8-1-41. Joan Perry, Roger Pryor, Anthony Quinn

Navy Blues, 108 mins.................... FD: 8-13-41. Ann Sheridan, Jack Oakie, Martha Raye

International Squadron, 87 mins........... FD: 8-13-41. Ronald Reagan, Olympe Bradna, James Stephenson

Smiling Ghost, The, 71 mins............. FD: 8-13-41. Wayne Morris, Brenda Marshall, Alan Hale

Highway West, 63 mins...........8-23-41 FD: 8-14-41. Brenda Marshall, Arthur Kennedy, Olympe Bradna

Dive Bomber, 133 mins..........8-30-41 FD: 8-15-41. Errol Flynn, Fred MacMurray, Ralph Bellamy

Bad Men of Missouri, 74 mins....7-26-41 FD: 8-18-41. Dennis Morgan, Jane Wyman, Wayne Morris

Crescent Co. Scores Point on Franchises

(Continued from Page 1)

of Tony Sudekum, chief defendant to the suit, and the testimony of the day bore out his contention from the beginning of the trial that he hasn't "done anybody any wrong about anything."

Benjamin Kalmenson, Mt. Vernon, N. Y. Vitagraph's Western and Southwestern division sales manager, tossed a bombshell into the Government's case when he denied that Tony Sudekum ever told him that if he didn't make a deal with Crescent and Rockwood, that he could not sell to Muscle Shoals and to certain other Crescent affiliates during negotiations here in Nashville in November, 1939, with Sudekum and K. C. Stengel for a three-year franchise for Warner pictures.

Granted Entitled Clearance Only

George H. Armistead, Jr., chief defense counsel, read a letter into the records from Kalmenson to R. L. McCoy, Vitagraph exchange manager at Atlanta, after the Nashville negotiations, in which the witness instructed McCoy to allow Crescent clearances on films to which they, in his opinion, were entitled but no more. Kalmenson denied certain implications, based on a letter to the witness from McCoy on Dec. 4, 1939, suggested by Government Counsel Robert L. Wright, concerning the making of a franchise with Sudekum and Stengel for Crescent and with Rosenbaum for Muscle Shoals.

Defense counsel and disinterested court observers declared that Kalmenson in his testimony completely cleared up the vital issue of second-runs and re-runs in connection with Crescent contracts in competitive situations. The reaction of Judge Elmer D. Davies to his statements concerning this issue were visibly favorable.

W. J. Kupper a Witness

Following the Vitagraph official to the stand was W. J. Kupper, New York City, Western division sales manager for Twentieth Century-Fox since 1932. Kupper began by testifying that he had never met Sudekum or any other of the defendants, had never had any direct correspondence or communication of any kind with them, had never been a party to any agreement or understanding with the defendants in any way leading to any monopolistic control of pictures in restraint of interstate commerce. He denied with equal emphasis that he had the final say on any contract or franchise although each instrument had to bear the signature of General Sales Manager. Herman Wobber.

He discussed the making of the present Twentieth Century-Fox franchise with Crescent which was submitted for his approval by A. T. Balance, Atlanta exchange manager. He described the franchise as "economically sound and good business, a means of getting the most revenue out of any and all given situations and we consider it definitely to our advantage to make every franchise we can."

Judge Davies and even Government counsel were visibly impressed by Kupper's statement that in the Southern district (Atlanta exchange) alone Twentieth Century-Fox has 400 franchises in force out of 2.000 to 2,200 accounts—a lot of illegality according to contentions of the Government—these being with independents and individual exhibitors as well as with circuits.

Competition an Advantage

Another telling statement by Kupper was: "It is very definitely to our advantage to have competition in every situation."

In an argument over an objection by Wright, William Waller, defense counsel. referred to film revenue from Crescent circuits as "only a drop in the bucket" to distributors. Judge Davies picked this up with the amused remark that " it may be just a drop in the bucket. but everybody seems to be mighty anxious to get that drop."

Defense Counsel Armistead says that he will complete his case by next Wednesday, which may mean a decision and an end to the hearing by September 1.

Non-Theatrical Cos. Organize

Four Producing Firms Set Up New Institute

(Continued from Page 1)

derstanding of the functions of visual education and vocational training through the medium of films; to standardize activities in these fields with respect to equipment; and to supply information on skilled and responsible sources of supply to channels seeking commercial, instructional and industrial film productions.

The new group, which is headed by Herbert Houston, who was reported to have been in this city yesterday from New York, is declared to include several film organizations, some of whom, it is reported, are Jam Handy Productions, Detroit; Ray-Bell Films, Minneapolis; Loucks & Norling Studios, New York City; and Caravel Films, Inc., also of New York.

According to present plans, the Institute, whose general organizational objectives are described as generally similar to those of such groups as film theater operators have set up within filmland,—such as the MPTOA,—plan to have offices both here and in New York, with the latter as headquarters.

It is also understood that any firm active in the so-called industrial and educational film category is eligible to join under certain conditions specified by the Institute, and a number of applications for membership have been received, it is claimed.

Government circles here are eyeing with interest the expressed attitude of certain sources that there is need in official Washington for the centralization of activities having to do with the supply to the Government of film productions, and it is a matter of local speculation as to whether the newly-formed Institute can or will bid on Government films and prints.

Ted Collins to Conduct Alexander Korda Survey

Ted Collins, radio producer, will collaborate with Alexander Korda to determine the popularity of Rudvard Kipling's, "The Jungle Book." Story is under consideration by Alexander Korda for film production and the results of the survey conducted by Collins will determine whether the UA producer will go ahead with his plans.

Actual details on how survey will be conducted will be mapped out when Collins confers with Korda who will arrive here early next week from Hollywood.

Whitney Latin-American Tour Calls for 8 Lands

(Continued from Page 1)

Ecuador, Venezuela and Uruguay upon the confirmation of arrangements now being made. Whitney's definite itinerary calls for visits to Argentina, Brazil, Chile and Peru, the entire trip to span two months.

Prior to his departure by Clipper here, Whitney said he planned to talk with the diplomatic missions, local officials whose special interest is films, local American representatives and South American exhibitors and acquaint them with the particulars and the objectives of the Section's program.

"Every effort will be made," he said, "to enlist their active assistance. Any comments they make will be welcome. We are also interested in finding out all we can about the local motion picture industry, the facilities for exhibition, the character and technique of local productions. The more familiar we are with their methods of operation, the closer we can work together.

"In addition," Mr. Whitney continued, "I'm going to take every opportunity to observe the audience reaction to pictures made in the United States."

Whitney singled out the nontheatrical phase of the Co-ordinator's film program for particular mention. Exchange of this type material would be of "great mutual benefit," he said, adding, "but before embarking on a large-scale program, an analysis of facilities will be necessary. I hope to come back with a clear conception of the requirements."

RKO South American Sales Parley to Open Today in Rio

Rio de Janeiro (By Air Mail)—With Disney's "Fantasia" slated to open at the Cinema Pathe here and the Cinema Rosario in Sao Paulo tomorrow, two local newsreel houses are advertising an "All - Disney Week." booking in Disney shorts.

RKO sales convention opens here today, with Phil Reisman, company's foreign head. here for the sessions Arriving with Reisman was Joc Whitney. They were preceded b Ben Y. Cammack. RKO's Argentin manager. Walt Disney and part are also here for the premiere and convention.

"Escape" in Decree May Be Utilized

(Continued from Page 1)

New York equity suit if the Government loses the Crescent anti-trust case. If that should happen, the five companies assenting to the decree would not be required to continue their new selling method nine months after the decree becomes effective on Sept. 1, although arbitration would continue for three years.

Even though there is nothing yet to indicate that the Government will not press its suit against Universal, United Artists and Columbia, executives already are beginning to consider how they will sell product if the three companies are not brought into the fold and the consent decree provisions are dismissed.

Exhibitor leaders are of the opinion that the distributors will not go back to straight block-booking but will offer entire programs with liberal cancellation clauses. It is likely that a compromise with the Government on the selling issue would be effected if the decree is ousted.

The MPTOA long has championed a straight 20 per cent cancellation privilege, while Allied, at various times, has asked for greater cancellation plus advance synopses.

Whether blocks-of-five are eliminated or continued, major company spokesmen yesterday frankly admitted that "peace in the distribution ranks of this business is a long way off."

Fidler Movie Program Offered Full MBS Net

(Continued from Page 1)

stations, with Tayton, Inc., cosmetics, sponsoring. Program was withdrawn from CBS to the accompaniment of Fidler charges that Columbia was unduly harsh in its censoring, with hints that behind the censorship were certain film studios.

Effective Sept. 5, six Midwestern outlets will be added to the Fidler web on a sponsored basis while. at the same time, the program will be made available to the balance of Mutual's stations on a sustaining basis.

Broadcasts are scheduled to be heard Fridays at 10:15-10:30 p.m., except on the nights when Gillette is sponsoring prize fights, in which case the Fidler program will be heard immediately after the conclusion of the fight broadcasts.

BBD&O is the agency handling the Tayton account.

UA-Selznick Sign?: It was reported in New York over the week-end that David O. Selznick, after long-drawn-out negotiations, has signed the agreement whereby he joins United Artists as part owner and participating producer, but a dispatch to THE FILM DAILY from its West Coast bureau affirmed that no signatures had been affixed as yet although inking would take place this week.

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 39 NEW YORK, MONDAY, AUGUST 25, 1941 TEN CENTS

APPEAL BOARD UPHOLDS FRELS DECISION

Questioned "U" Deal Occupies Crescent Trial

THE WEEK IN REVIEW

New Film Probe

By L. H. MITCHELL

"WAR PROPAGANDA": An investigation of alleged "war propaganda" on the part of film producers will be undertaken by a Senate committee which has "invited" 14 industry execs. to a hearing and announces there will be some "surprise" witnesses—non-industry figures who have asked to be heard but whose identity the Senate sub-committee for the time being conceals.

* * *

CRESCENT SUIT: Defense is having its innings in the Government anti-trust suit against Crescent Amusement Co. in Nashville. Tony Sudekum, Crescent prexy, denied all the Government's charges. "Character" witnesses for the theaters in the circuit were introduced. Bitter fight was predicted on the franchise issue, with Oscar A. Morgan, division sales manager for Para., characterizing franchises as economically sound and good business.

* * *

THIS AND THAT: Spokesman for distribs. foresees possible return to block-selling under the "escape" clause in the consent decree. . . . New defense angle in fight against five majors' endeavor to have Minnesota's anti-five block law declared unconstitutional is that the state is attempting by that law to guarantee indie distribs. a fair margin of profit. . . . Majors denied reports of slow-selling. . . . Film industry escaped adverse legislation at hands of states except in Minnesota. . . . Bingo will not escape new taxes. . . . RKO 26-week net rose to $485,605. . . . Jimmy Fidler quit CBS, alleging "censorship," and goes on the MBS chain. . . . Metro will withdraw "GWTW" from circulation for six months. . . . More dual bills seen despite campaign to end them. . . . Loew-Lewin asked to be relieved of its UA contract. . . . Sharper gasoline restrictions expected in the East. . . . Sead Theaters in Philly file $750,000 anti-trust suit against 20th-Fox, Warner Bros. and subsidiaries, Wilmer & Vincent and Berks Amusement Co.

Allegation Blocking Universal's Dismissal From Suit is Denied

Nashville—Friday was "Universal" day at the Government's anti-trust hearing against Crescent Amusement Co., its affiliates and the "Little Three" with Counsel Edward H. Raftery and his associate, J. D. Mosby of Nashville, given an opportunity to clear up the Universal Film Exchange's deal with John D. Henry at Union City, in December 1938, which Judge Elmer D. Davies admitted on August 8 was the only

(*Continued on Page* 11)

U. K. Theaters Operate At 94% of Capacity

British theaters are now operating approximately 94 per cent of capacity, according to Sydney I. Bernstein, film advisor of the British Ministry of Information. Bernstein, who arrived a few days ago from England, stated that most of

(*Continued on Page* 10)

UA Producers Would Use Frozen U. K. Coin for Pix

UA producers, who have frozen funds in England, have asked Teddy Carr, co-managing director for that territory, to investigate possibility of using money for productions cost-

(*Continued on Page* 10)

INSTITUTE TO ASK U. S. BIZ

New Group to Bid on Gov't Film Work, Says Chairman

Institute for the Advancement of Visual Education and Vocational Training, Inc.,—the recently formed body whose membership currently includes Jam Handy Productions, Ray-Bell Films, Loucks & Norling Studios, and Caravel Films—, will seek to establish a new code, along with ethical standards, to govern the educational and vocational training fields, it was asserted on the week-end by Dr. Herbert S. Houston, the Institute's chairman, in the wake of his return from Washington.

Houston was at one time a director of the Motion Picture Research Coun-

(*Continued on Page* 9)

Pathe Film-du Pont Agree on Stock Deal

Pathe Film Corp. and E. I. du Pont de Nemours on Friday signed an agreement for the exchange of stock, a deal under which Pathe stockholders will receive the equivalent of more than $15 a share in du Pont stock for their Pathe shares. Robert Benjamin, attorney for Pathe,

(*Continued on Page* 9)

Senate Probe Bids Unaccepted

Administration Support for Industry Seen

Washington Bureau of THE FILM DAILY

Washington—New York and Hollywood executives "invited" to appear before the Senate subcommittee investigating charges of war propaganda in films thus far have failed to forward acceptances, it was learned at the week-end. Officials of the sub-committee said they know the letters have been received because

(*Continued on Page* 10)

Newsreels Fight Proposed 10% Levy on All Raw Stock

Walter C. Ament, managing editor of RKO Pathe News, is representing the five newsreel companies before the Senate finance committee against the proposed 10 per cent

(*Continued on Page* 9)

Arbitrator Upheld in His Dismissal of Some Run Case Filed by Texan Exhib.

Dallas—The industry's three-man Arbitration Appeal Board in New York has upheld the decision of Arbitrator L. M. Jordan dismissing the some run complaint filed by Ruben Frels' Normana Theater in El Compo against the five signatories to the New York consent decree, it was reliably reported here Sunday.

Case was filed by Frels in April last and decision of the arbitrator dismissing the complaint was made public in June, with Frels later taking an appeal. Dismissal was pre-

(*Continued on Page* 9)

Materials Shortage Making Itself Felt

National defense program demands is making it increasingly difficult for film company purchasing departments to obtain needed supplies and materials, including shipping cases and reels, it was learned at the week-end.

Situation has resulted in a letter

(*Continued on Page* 4)

Zanuck Reveals Horne's Official Status with Fox

Status of Hal Horne with 20th-Fox was made clear officially by Darryl F. Zanuck, in charge of studio production, over the long distance phone to THE FILM DAILY. Zanuck

(*Continued on Page* 11)

Fitzgibbons, Bolstad Sign 5-Yr. FPC Pact

Toronto—J. J. Fitzgibbons and R. W. Bolstad Friday signed contracts for a term of five years with Famous Players Canadian Corp. as president and vice-president, respectively, thus completing reorganization of company, following withdrawal of N. L. Nathanson.

THE NEWSPAPER OF FILMDOM
THE Film DAILY
ALL THE NEWS ALL THE TIME

Vol. 80, No. 39 Mon., Aug. 25, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(August 22)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	7½	7¼	7½	+ ¼
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	140⅛	139	139	— ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	13¾	13⅝	13⅝	— ⅝
Loew's, Inc.	36½	36¼	36⅜	— ¼
do pfd.	....	....	....	.....
Paramount	14⅞	14¾	14⅞	+ ⅛
Para. 1st pfd.	109¾	109	109¾	+ ¼
Para. 2nd pfd.	13⅜	13⅜	13⅜	.....
Pathe Film	14⅛	13⅞	14	— ⅛
RKO	3⅜	3⅜	3⅜	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8	7⅞	7⅞	— ¼
20th Century-Fox pfd.	21½	21¼	21¼	.....
Univ. Pict. pfd.	161	158	161	+ 4
Warner Bros.	5	4⅞	5	.....
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	97¾	97½	97¾	+ ¼
Warner Bros.' dbs. 6s48	96¼	96¼	96¼	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith war.	¼	¼	¼	.....
Sonotone Corp.	2	2	2	— ⅛
Technicolor	9½	9½	9½	+ ¼
Trans-Lux	¾	¾	¾	—1-16
Universal Corp. vtc.	9⅛	8⅝	9	+ ½
Universal Picts.	25¼	24½	24⅞	+ ⅞

26 Theaters Lined Up For New Canadian Co-op

St. John, N. B.—Twenty-six theaters have lined up with the new co-operative theater group recently established here. A. J. Butler, manager of the Imperial, Moncton, N. B., recently completed a tour of the provinces with A. J. Mason, president and organizer of the service, during which additional exhibitors were signed. A goal of 36 members is sought.

New service will book pictures and buy equipment for its clients.

■ The Broadway Parade ■

Picture and Distributor	Theater
Sergeant York (Warner Bros. Pictures)—8th week	Hollywood
Charley's Aunt (Twentieth Century-Fox)—4th week	Roxy
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—2nd week	Astor
Bad Men of Missouri (Warner Bros. Pictures)—2nd week	Strand
Kiss the Boys Goodbye (Paramount Pictures)—2nd week	Paramount
Life Begins for Andy Hardy (Metro-Goldwyn-Mayer Pictures)	Capitol
The Little Foxes (RKO Radio-Samuel Goldwyn)	Music Hall
World Premiere (Paramount Pictures)	Criterion
The Citadel of Crime (Republic Pictures)	Rialto
The Bride Came C.O.D. (Warner Bros. Pictures) (a-b)	Palace
Dressed to Kill (Twentieth Century-Fox) (a)	Palace
Kansas Cyclone (Republic Pictures) (a)	New York
Mystery of Room 13 (Alliance Films) (a)	New York
Forty Thousand Horsemen (Goodwill Pictures)—2nd week	Globe
KuKan (Adventure Epics, Inc.)—10th week	World
Inside Russia (J. H. Hoffberg Co.)—2nd week	5th Ave. Playhouse

◆ TWO-A-DAY RUNS ◆

Fantasia (Walt Disney Productions)—41st week	Broadway

◆ FUTURE OPENINGS . ◆

Wild Geese Calling (Twentieth Century-Fox)—Aug. 29	Roxy
Aloma of the South Seas (Paramount Pictures)—Aug. 27	Paramount
Unfinished Business (Universal Pictures)—Sept. 1	Rivoli
Whistling in the Dark (Metro-Goldwyn-Mayer Pictures)—Aug. 28	Criterion
Dive Bomber (Warner Bros. Pictures)—Aug. 29	Strand
Parachute Battalion (RKO Radio Pictures)—Aug. 28	Rialto
No Greater Sin (University Pictures)—Aug. 28	Globe
When Ladies Meet (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
Lydia (United Artists-Korda) (c)	Music Hall
Tom, Dick and Harry (RKO Radio Pictures)—Aug. 28 (a-b)	Palace
Private Nurse (Warner Bros. Pictures)—Aug. 28 (a)	Palace
Sign of the Wolf (Monogram Pictures)—Aug. 26 (a)	New York
Wide-Open Town (Paramount Pictures)—Aug. 26 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

20th-Fox to Screen Next Block-of-Five Sept. 8-10

Twentieth Century-Fox has set its next block-of-five and will screen the features Sept. 8, 9 and 10. Block includes "Yank in the RAF" with Tyrone Power; the Technicolor musical, "Week-end in Havana," "Great Guns," "Man at Large," and "We Go Fast."

Schedule calls for "Yank in the RAF," and "We Go Fast," being screened on Sept. 8, the "Man at Large" and "Great Guns," on Sept. 9, and "Week-end in Havana," on Sept. 10.

In addition, two Zane Grey stories, "Last of the Duanes," and "Riders of the Purple Sage," will also be screened on Sept. 9 and 10.

Company is the first to show as many as seven features at one series of tradeshowings.

Wilding Prod. Expanding In Chicago and Detroit

Detroit—Wilding Picture Productions is expanding in two cities, N. E. Wilding, president, told THE FILM DAILY. The firm is leasing the old Essanay Studios in Chicago, covering 200,000 square feet of floor space and five acres of land on the central North Side.

In Detroit, home center of Wilding, the 1345 Argyle Corp., an affiliate, has purchased the new studio built for Industrial Pictures, recently dissolved, on Cadieux Road.

Wilding will move headquarters from the present location which it has occupied for about 10 years, to the new Cadieux Road studios on Oct. 1.

Hal Burrows Hospitalized

Hal Burrows, Metro art director, is ailing in Nassau Hospital, Mineola.

J. C. Yorkney Rites Held

Fort Lee, N. J.—Funeral services for John C. Yorkney, 70, actor, were held here yesterday. Yorkney was an actor in the old silent films produced at Fort Lee by D. W. Griffiths, when the industry was in its infancy. Surviving is a brother.

COMING and GOING

ALEXANDER KORDA arrived Saturday from the Coast.

EMERSON YORKE, shorts producer, was in Washington over the week-end in connection with his Government contract for Defense training films.

HENRY KRECKE, of the Loew foreign department, returns today from a seaside vacation.

HARRY BLAIR left Saturday for the Coast.

MATTY FOX has returned to the Universal Studios.

SAM N. BURGER, Loew's home office foreign department representative, leaves Wednesday for Rio de Janeiro.

IRVING RAPPER, Warner Bros. director, has gone to Mexico for a month's vacation.

OLE OLSON and **CHIC JOHNSON** arrive this morning from Hollywood where they completed the screen version of "Hellzapoppin."

JUDY CLARK, who was singer for Ray Heatherton's band, has been signed by Republic and leaves today for Hollywood.

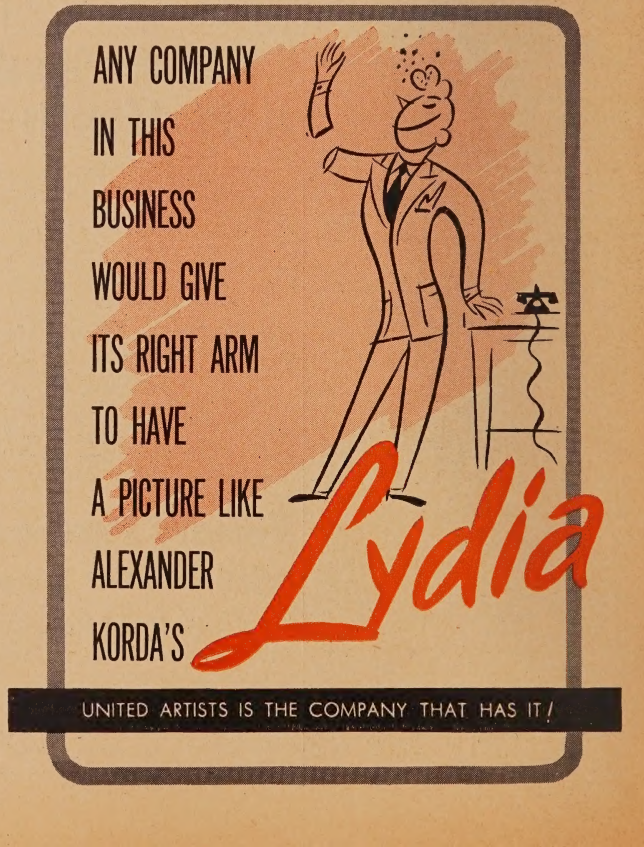
JACK KIRSCH, Chicago exhibitor, is vacationing with his son in Eagle River, Wisconsin.

WILSON THEDFORD, 20th-Fox booker at Oklahoma City, has returned from a Kansas vacation trip.

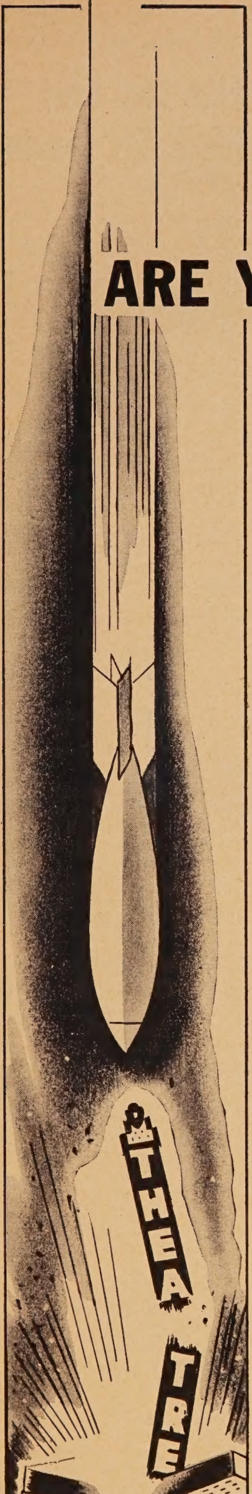
HERMAN BEIERSDORF, 20th-Fox branch manager at Dallas, was in Oklahoma City, last week to close deals with the Griffith circuit.

Bob Williams to Coast

Bob Williams, of the Warner home office publicity department, leaves today for the Coast for a spot with the studio publicity department. He will take over Irving Fine's duties as picture contact.



ARE YOU DROPPING YOUR BOMBS ON YOUR OWN THEATRE?



Buying power is the exhibitor's most precious ammunition. He can use it for the good of all — or he can fire it at imaginary enemies and commit suicide by mistake.

Are you dropping your bombs on your own theatre?

When a film buyer drives a bargain that's so sharp that the producer is cut to ribbons, he isn't defending himself — he's annihilating himself.

When an exhibitor follows up a policy of under-buying the producer with a policy of under-selling the public, he has sent down a second deadly bomb on his own property. He may destroy the producer but he himself will be destroyed in the same wreckage.

It is the high-priced films that pay the high dividends. Anything bought cheaply is cheaply valued. If you pay a good price for a great picture, you'll add to its greatness by a great campaign . . . you'll build up the gross to a point where it's adequate to include a sizeable film rental and a profit to your theatre.

You won't skimp on advertising. You'll go after bigger newspaper space. You'll double the scope of your exploitation. You won't just let the picture live or die on a title or on the star names you put on your marquee. You'll do something to increase and expand the appeal the producer put in the picture before you got it.

Constructive tactics let great pictures earn what they deserve. Destructive tactics kill you by killing good pictures first.

Use your buying power constructively. Don't drop your bombs on your own theatre!

UNITED ARTISTS

THE AVENUE
OF QUALITY

This advertisement, while dealing with a subject of industry-wide concern, is paid for by United Artists.

Sees USO Campaign Establishing Record

Joseph Bernhard, chairman of USO Theater Week, reported at the week-end that enrollments to date indicate the drive will be the most successffiul campaign in the industry's history. Bernhard stated that although the drive does not start until Labor Day, 8,369 theaters have already been enrolled.

Highlights of the campaign include participation by every theater on Broadway and by every circuit in the New York exchange area, without a single exception. The co-chairmen co-operating with Bernhard in the 31 exchange centers throughout the country have reported to him that every important circuit—affiliated and non-affiliated—in their respective territories, will have been enrolled before Labor Day.

The USO trailer, made by Metro is being supplied gratis to all theaters by National Screen Service.

Bernhard announced that while USO Theater Week starts officially on Labor Day, those theaters which usually change programs on Thursdays, Fridays, etc., may if they wish, start their campaign accordingly on Thursday, Friday, etc., of this week.

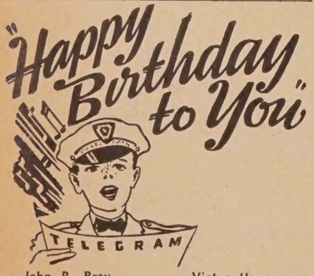
WB Said Selling Three Pix As First Group in Chicago

Chicago—Warners, disassociating itself from block-selling as a rigid policy, is selling 1941-42 product either singly or in groups as films are shown to the trade at previews, it was reported here in the wake of the visit last week of Grad Sears, company's distribution chief.

The local branch is understood making initial deals for three pictures, but this does not mean, it was said, that the same proposition will be made elsewhere.

West Coast Bureau of THE FILM DAILY

Hollywood—Questioned regarding report that while Warners has disassociated itself from selling specified blocks, its Chicago exchange is offering first three films shown in block, Gradwell Sears refused to make any comment. He also declined to make any statement on policy.



John R. Bray
Ruby Keeler

Victor Heerman
John Zanft

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● CONVERSATION TOPICS......Probable naming of W. F. Rodgers to a vice-presidency of M-G-M . . . ● Guessing game as to who the next president of United Artists will be . . . ● Possibility of Charles McCarthy and Maurice Bergman remaining with 20th-Fox . . . ● Whispers of possible changes in the RKO and 20th-Fox sales set-ups . . . ● Rumors of a rift between national Allied and one of its units . . . ● The RKO board meeting at which a number of "names" were considered for an important spot in the theater department . . . ● Spyros Skouras' rumored toying with the idea of giving up the New York headquarters of National Theaters and moving the outfit to the Coast. . . ● Report out of Washington that Jock Whitney is being groomed for the post of Federal Film Co-ordinator in the OPM......

▼ ▼ ▼

● ● ● HERE AND THERE......Norman Barnett, son of William Barnett and a recent NYU graduate, has joined his father in Massce, Barnett & Co., the film forwarders . . . ● Steve Broidy says George Hirliman's Florida production deal with Monogram is for one picture with options for more......Stories will have a natural Florida locale . . . ● Speaking of Monogram ......Madeleine White, for years secretary to Prexy Ray Johnston, has been recuperating from an illness in the East......and had to leave her new California abode . . . ● Bill Levy, now with UA in Chicago and formerly of the foreign staffs of UA and Universal, will be married Sunday to a Hartford girl. . . ● Everything must be rosey in Seattle and Indianapolis......the only two cities in which no demands for arbitration have been filed . . . ● Rise in the price of paper is having its effect on the fan magazines and consolidations are in the wind......Among the first is the merger of Fawcett's Screen Life and Motion Picture...... effective with the January issue......

▼ ▼ ▼

● ● ● GOSSIP AND STUFF......What's this about a new clearance arrangement between regular theaters and the army theaters? ......may cause fireworks. . . ● Florence Fineman, Rutgers Neilson's secretary at RKO, was married yesterday and leaves for a California honeymoon today......Gals at the home office tossed her a luncheon Wednesday . . . ● The boys in Lindys gave Teddy Carr a ribbing when they sent Sid Gary to give the UA British exec. a dose of double talk......Teddy was bewildered for a minute but enjoyed it as much as the others . . . ● May Kelly, veteran fan magazine editor, has left the Ideal Publishing Co. . . . ● Songwriters Al Lewis and Charles Tobias are hoping the Ascap squabble is settled quickly because it is all arranged for Eddie Cantor to do their new click waltz, "Rose O'Day" . . . ● The only Seidelman not in the film biz is Max, a Milwaukee attorney, who is visiting in New York . . . ● Gesture gallant or something: Jim Mulvey screened "The Little Foxes" Thursday at UA for his former associates there . . . ● Unlike the offices of other executives, the white walls of Hermann Place's office at 20th-Fox are unadorned with pictures ......also probably the only office with fluorescent lighting . . . ● Don Gillette did a swell job editing the Warner convention issue......

▼ ▼ ▼

● ● ● TRIVIA......The New Yorker Magazine debunks the belief that gin rummy originated in Hollywood......and that it's a new game......Mag points out that it was invented in 1885 or 1895 in Brooklyn . . . ● Story making the rounds that a major company sold the same feature to two first-run theaters in Buenos Aires......and now one house is threatening all kinds of legal action against the other......

▼ ▼ ▼

Film Cos. Feel Materials Shortage

(*Continued from Page* 1)

going to all 20th-Fox branches calling for careful handling of cases and reels and requesting that carriers be asked to guard against damage. Letter, signed by Jack Sichelman, assistant to Herman Wobber, said in part:

"From now on, there will be a shortage in view of the fact that if we should order 100 shipping cases, we will probably get 20 per cent of that quantity and in due time our stock will be depleted. Therefore, we cannot stress too much the fact that steps must be taken to conserve every shipping reel and case, condition permitting, and as you accumulate a surplus of shipping cases and reels, let us know so that we can transfer them to other branches whose supply may be exhausted."

Vendors of cases and reels have advised 20th-Fox that the Government's priority orders makes it compulsory that the Government approve orders before manufacturers can go ahead with them.

Defense program demands are said to have sent prices of needed materials skyward, while some cannot be obtained.

Considerable difficulty is being encountered in having orders filled for chemicals, almost all types of metal, book papers in odd lots and electrical appliances.

Neither is it possible to match color stocks due to shortage of chlorine.

20th-Fox Closes 1,200 Block Contracts in Week

More than 1,200 situations were closed on the first block of 20th-Fox pictures in the week just passed, statistics compiled by the home office contract department showed.

Tele Guild Meets Thursday

Television Guild, meeting at the Aberdeen Hotel here Thursday, will discuss the art and practice of outside tele pickups. Speaking list is headed by Harold P. See.

Modern Lee Arises To Defend "Dixie"

Joe Lee, mogul of the Fabian theater poll in Brooklyn, never misses a trick on the promotional front. He's launched a popularity contest for the Brooklyn Dodgers at the Paramount there. The poll to date shows Dixie Walker way out ahead. So is Joe Lee in grosses for the house as result of filmgoers' eagerness to ballot. The sports writers have played up the poll in contrast with the selection by Larry MacPhail of the Dodgers' six most valuable players, among whom Walker was not named.

September 5th
is
CITIZEN KANE DAY

1941
SEPTEMBER
MON
WED
THU
FRI
SAT
3
4
5
6
2
10
12
13
9
19
20
25
26
27
Last Quarter 13th
New Moon 20th
First Quarte 27th

NOW AVAILABL
AFTER BRILLIA

THE MOST TALKED ABOUT PICTURE IN YEARS!

★

ORSON WELLES
CITIZEN KANE

The Mercury Actors

JOSEPH COTTEN
EVERETT SLOANE
GEORGE COULOURIS
PAUL STEWART
ERSKINE SANFORD

DOROTHY COMINGORE
RAY COLLINS
AGNES MOOREHEAD
RUTH WARRICK
WILLIAM ALLAND

"The greatest motion picture since 'Birth of a Nation.'"
—*Screenland Magazine*

E FOR POPULAR-PRICE SHOWING
NT ROAD-SHOW ENGAGEMENTS!

KANE WILL MAKE A BOX-OFFICE KILLING

because

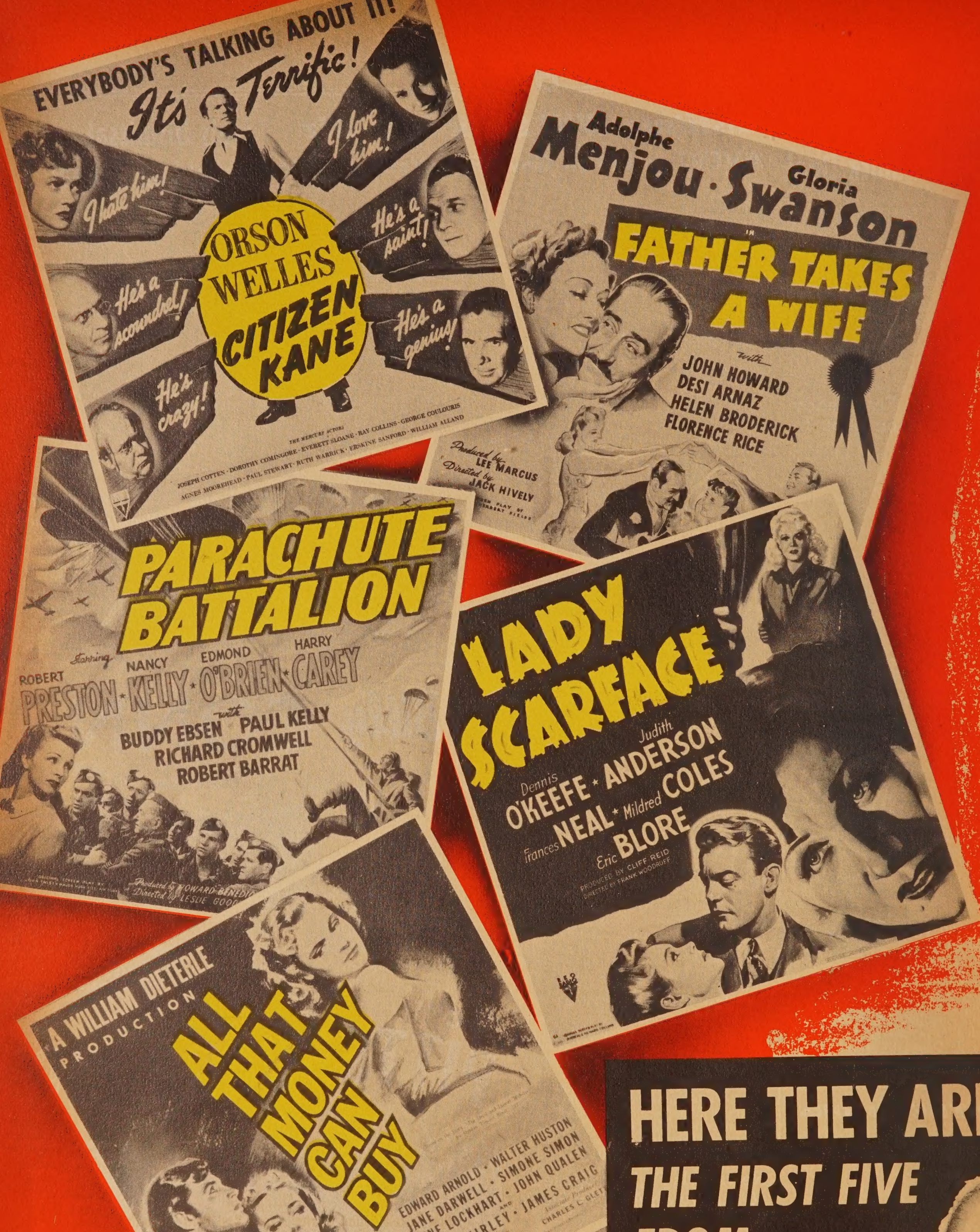
It is one of the most highly praised and widely publicized productions in the history of motion pictures . . .

It is astonishingly NEW, and carries the ticket-selling insurance that accompanies every great WOMAN'S PICTURE . . .

Road show runs at advanced prices have proved its pulling power . . .

Because you, yourself, now KNOW "It's Terrific!"

ONE OF THE FIRST FIVE
FROM RKO...



EVERYBODY'S TALKING ABOUT IT!

It's Terrific!

I hate him! · I love him! · He's a scoundrel! · He's a saint! · He's crazy! · He's a genius!

ORSON WELLES

CITIZEN KANE

THE MERCURY ACTORS

JOSEPH COTTEN · DOROTHY COMINGORE · EVERETT SLOANE · RAY COLLINS · GEORGE COULOURIS

AGNES MOOREHEAD · PAUL STEWART · RUTH WARRICK · ERSKINE SANFORD · WILLIAM ALLAND

Adolphe **Menjou** · Gloria **Swanson**

in

FATHER TAKES A WIFE

with

JOHN HOWARD

DESI ARNAZ

HELEN BRODERICK

FLORENCE RICE

Produced by LEE MARCUS

Directed by JACK HIVELY

EEN PLAY BY

ERBERT FIELDS

PARACHUTE BATTALION

starring ROBERT PRESTON · NANCY KELLY · EDMOND O'BRIEN · HARRY CAREY

with BUDDY EBSEN · PAUL KELLY

RICHARD CROMWELL

ROBERT BARRAT

Produced by HOWARD BENEDIC

Directed by LESLIE GOOD

LADY SCARFACE

Dennis O'KEEFE · Judith ANDERSON

Frances NEAL · Mildred COLES

Eric BLORE

PRODUCED BY CLIFF REID

DIRECTED BY FRANK WOODRUFF

A WILLIAM DIETERLE PRODUCTION

ALL THAT MONEY CAN BUY

EDWARD ARNOLD · WALTER HUSTON

JANE DARWELL · SIMONE SIMON

GENE LOCKHART · JOHN QUALEN

AND ANNE SHIRLEY · JAMES CRAIG

Produced and Directed by WILLIAM DIETERLE

Associate Producer CHARLES L. GLET

HERE THEY ARE...

THE FIRST FIVE FROM RKO RADIO

RKO RADIO PICTURES

Pathe Film-du Pont Agree on Stock Deal

(Continued from Page 1)

said that the price was based on the present market value.

Benjamin also said the Pathe stockholders would meet about Sept. 23 for the purpose of approving the plan and to vote on the dissolution of Pathe Film Corp.

Although not confirmed, it is understood that the deal involves $10,000,000 in stock and cash. Proxy statements will be mailed out this week.

PRC to Have Five Ready For Delivery on Sept. 1

Kansas City—Producers Releasing Corp. has eight production units lined up and geared to meet the expanded operations of the company, Arthur Greenblatt, general sales manager, told the regional sales meeting here Saturday. The PRC producers, Greenblatt said, were John T. Coyle, B. B. Ray, T. H. Richmond, Merrick-Alexander, Dreifuss-Eudemiller, Martin Mooney-William Beaudine,, Kozinsky Bros. and Sigmund Neufeld.

Five pictures now in work will be ready for delivery Sept. 1, Greenblatt said, adding that increased budgets will be in effect all down the line.

Attending the sessions, which ended last night, were R. H. Patt, William Lee Norris, John Muchmore, L. O. Ringler and J. Reynolds, Kansas City; Bernie Newman and J. H. Ashby, Denver; Don Tibbs, Salt Lake City; Noah Bloomer, John Walsh and Jack Braft, St. Louis; Meyer Stern, Sam Stern and Joe Foley, Omaha, and Charles Weiner, Minneapolis.

Next PRC regional meeting will be held in Los Angeles on Aug. 30-31, with franchise holders, managers and salesmen from Los Angeles, San Francisco, Seattle and Portland attending.

K-A-O Will Pay $1.75 Div.

A dividend of $1.75 per share on the 7 per cent cumulative convertible preferred stock was declared by the K-A-O board of directors on Friday. Dividend, which was declared out of operating surplus, was for the quarter ended Sept. 30, 1941, and will be payable Oct. 1 to stockholders of record on Sept. 15.

TO THE COLORS!

Oklahoma City — Lieut. Johnny King, assistant booker for the Metro exchange has been called for duty at Fort Sill.

Dallas—Edgar Stimson, Dal-Sec Theater usher, who joined the Marines, is now stationed in Iceland, according to a letter just received by Manager John Alterman.

Institute Will Seek U. S. Biz

AVEVT to Bid on Gov't Film Work--Houston

(Continued from Page 1)

cil, and identified with the newspaper business, having served as city editor of the Sioux City Journal, and later with the Chicago Tribune. He also was founder and president of Cosmos Newspaper Syndicate and president of Cosmos Broadcasting Co. In 1918, according to industry records, he authored a book titled, "Blocking New Wars."

Responding to the question as to whether the Institute would bid on the Government film work which is scheduled to be awarded on Wednesday, Houston said it would. Articles or services covered in the Procurement Division of the Treasury Department's invitation to bid include developing and printing of motion picture films from negatives furnished by the Office of Education of the Federal Works Agency.

12,000 Prints Involved

The prints are in connection with some 40 Government productions, about 20 of which are said to be already completed. While no official word has come out of Washington as to how many prints will be involved, estimates of industry channels place the aggregate at around 12,000, or about 300 prints for each production. Government sources say that 90 per cent of the prints will be in 16 mm. and the balance in 35 mm.

It is understood that in any contingency the new Institute will not bid on the production of motion pictures.

Clarification of the Institute's aims, with respect to actively bidding on the contract in light of its general objectives to weld together the non-theatrical field through accepting into membership an eligible firm in that field which duly made application and met the Institute's requirements, was sought because, so far as can be determined, there are only four companies allegedly holding such membership.

The reason given for the small current membership, although the Institute has been in existence for several months, is that those who established it want to find out how the organization will physically operate.

Institute Reaction Varied

Checkup of channels close to non-member companies brought forth on the week-end expressions of opinion which were widely at variance. Some asserted that the organization of a central body to aid in co-ordinating the so-called non-theatrical field and bringing about a code of standards and practices for mutual advancement is a highly constructive step. Others expressed doubt that the Institute is "getting off on the right foot" as far as the non-theatrical field generally is concerned. Spokesman of one company in the West declared that the membership of four firms indicated to him that the Institute is "a closed game of bridge."

Considerable disappointment has issued recently from West Coast non-theatrical interests as well as some directly associated with the theatrical field because of their failure to obtain Government film work. One Coast report recently averred that the complaining companies intended dispatching messages to their representatives in Congress, asking that the latter investigate.

Under the provisions of the approaching print award by the Treasury Department's Procurement Division, "the bidder, at the time the bid is submitted, may plan to sublet portions of the services and products that may be required in the fulfillment of any contract that may result from this invitation to bid." This amendment to the original provision is obviously necessary, trade channels point out, because the contract is to be awarded not only on the basis of developing and printing the films, but on distribution and attending promotion.

Newsreels Fight Proposed 10% Levy on All Raw Stock

(Continued from Page 1)

levy in the tax bill on all raw stock. Tax, it is estimated, will add approximately $200,000 a year in production cost to the newsreels.

Frels Dismissal Upheld on Appeal

(Continued from Page 1)

dicated on the fact that some run had been offered to the Normana, with the Arbitrator holding that therefore he was without authority to award a specific run.

Decision split the costs of the action between Frels and the "Big Five."

Frels decision was the second to be handed down by the Appeal Board here. First, that in the Ken (Chicago) case, also saw the arbitrator's findings in favor of the distribs. upheld. Eight other cases are pending on appeal.

Atlanta, Tex., Operator Wants Texarkana Clearance Stopped

A demand for arbitration has been filed by B. R. McLendon, owner of the Texan and State Theaters, Atlanta, Tex., naming M-G-M, 20th Centurv-Fox, RKO and Warner Bros. as defendants. Claiming that the Paramount and Strand Theaters, Texarkan, have 30-60 days clearance over his theaters, McLendon asks that all clearance be eliminated.

Billy CONN

STAFFORD: You might sell Billy's contract. I'm not in the fight business, but I hear the boy's coming along. If you're interested . . .

PAT: I'm not. Just file it away.

The PITTSBURGH KID

JEAN PARKER

Dick Purcell · Alan Baxter · Veda Ann Borg · Jonathan Hale

And These Sports Celebrities · Arthur Donovan · Henry Armstrong · Freddie Steele

Jack Roper · Sam Balter · Dan Tobey · Directed by Jack Townley

Screen Play by Earl Felton & Houston Branch · From the novel "Kid Tinsel" by Octavus Roy Cohen

A REPUBLIC PICTURE

U. K. Theaters Operate At 94% of Capacity

(Continued from Page 1)

the damaged houses have been repaired and many are in the process of being rebuilt.

The British official is the former operator of the Granada circuit in England which consisted of 35 theaters. Bernstein last year gave up his theater interests for the important job as film advisor for the Ministry of Information.

Main task of Bernstein is to see the films made by the Government which are of an educational character are distributed to all theaters. He said it takes seven weeks to have these reels of approximately 650 feet in length played in every house in England.

Bernstein admitted he had a long discussion with John Hay Whitney before the latter departed for South America. He would not say whether the topic of the conversation had to do with Anglo-American collaboration against Nazi films in Latin-America.

The British government, Bernstein revealed, had produced a five-reel subject "Target for Tonight" which is one of the best documentaries of the war. He said a few of the distributors here are interested in the film.

While very reticent on his mission, Bernstein did say he was very anxious to obtain as many non-theatrical films as he could. He declared at this time they were very important.

Among the recent productions made by British producers for theatrical distribution, Bernstein touted "Love on the Dole" as "a really fine work."

Operating a theater during wartime presents a number of problems to British exhibitors, Bernstein declared. He pointed out each theater had to have five air raid observers stationed on the roof while shortage of male personnel caused a number of innovations since theater staffs had to be virtually replenished by women.

Bernstein said he planned to return to London later this week.

"York" Sets New Dayton And Louisville Records

"Sergeant York" openings in both Louisville and Dayton set new house records for the Mary Anderson and Victory Theaters, respectively, Warners home office was advised at the week-end. In Louisville, the pic also beat the "John Doe" opening 200 per cent; in Dayton, it went 20 per cent ahead of the previous high water mark.

WEDDING BELLS

Oklahoma City—Mary Nell Erickson, Paramount switchboard operator, was married here to Jimmy Wilson.

Senate Probe Bids Unaccepted

Administration Support for Industry Seen

(Continued from Page 1)

the missives were sent by registered mail.

This could mean either that the executives plan to ignore the invitation pending further developments, or that each is waiting to learn what the others do before accepting. Chairman D. Worth Clark, D., Idaho, has indicated they might be suppoenaed if necessary.

In the meantime, Senator Champ Clark, D., Mo., co-author of the probe measure, intimated he knew the identity of the "mystery" witnesses who have been requested to appear, but declined to reveal their identity.

Clark said he didn't think a lot of witnesses would be necessary. He said that of course, he would appear, but that he thought it "perfectly obvious" that the movies have been indulging in propaganda designed to lead the country into war.

"It's obvious to me," he said.

Senator Nye's secretary expressed surprise that anyone should think the Senator would know about anyone other than himself who desired to appear in favor of the bill, or that the Senator was doing anything other than preparation of his own testimony, in behalf of the measure.

In the meantime, Senator Nye has produced a powerful ally for the movie industry, in the form of the national Administration itself. In speeches, Senator Nye has indicated belief that some of the "war propaganda" might have been forced upon the industry by orders direct from Washington.

The Committee itself is stacked with non-interventionists, but the power of the Administration is far flung, and before the final gong has sounded, might bring its influence to bear in favor of the industry if the isolationists go too far with "baiting activities."

UA Producers Would Use Frozen U. K. Coin for Pix

(Continued from Page 1)

ing in the neighborhood of $500,000.

Productions would be of sufficient stature, Carr declared in a press interview, to be successful in the American markets. Through such an investment, Carr said UA producers hoped to recoup some of the money frozen in England. Producers and corporation have about $5.-000,000 frozen in England, Carr stated.

First of the films, "Ships with Wings," produced by the Ealing studios in the deal with UA is ready and will be here shortly, he said. The British studio is now working on "Siege," which features all the leading British players. The Ealing deal allows UA to select for U. S. distribution three of the eight pictures made.

According to Carr, there is a strong likelihood that negotiations with Moscow for UA pictures will be carried on from London. He cited "The Great Dictator," "Foreign Correspondent," "That Hamilton Woman," and "So Ends Our Night" as the films in which the Russians are interested.

Carr said from reports from England more optimistic British morale has reflected itself in increased theater attendance. Cessation of the "Blitz" and entry of Russia into the war are responsible for uplift, Carr declared.

He stated his associate, George Archinbald, will join the Royal Air Force in an administrative capacity when he returns. Carr leaves with his wife Tuesday on the Clipper for London.

Mrs. Lohrenz Recovering

Chicago—Mrs. Rud Lohrenz, wife of Warners district manager, is confined at St. Luke's hospital, recovering from a serious operation.

UA Institutional Ad Copy to Run 4 Weeks

United Artists' institutional trade paper advertising campaign is under way, calling attention to the fact that the company plans to spend nearly $2,000,000 in advertising its 1941-42 program of 18 to 20 pictures. Of this amount, approximately $1,500,000 will be concentrated on newspaper advertising in key cities.

Arthur W. Kelly, vice-president and general manager in charge of distribution, in a statement Friday, declared that all branches of the business should work together in harmony, pointing out that it was essential that exhibitors assume their rightful responsibility while Hollywood was preparing the product.

"We are openly asking," Kelly said, "all companies to step up their newspaper advertising and exploit all films courageously and intelligently so that good pictures will play the maximum number of days in theaters everywhere."

The trade paper institutional campaign will run four weeks, after which UA will embark on its biggest advertising drive.

Corcoran Rites Held

Funeral services were held last week in New Orleans for Edward M. Corcoran, former executive of Paramount Pictures, who died in Miami. Corcoran, at the time of his death, was an official of the Paramount-Richards Corp. and was vacationing in Florida.

Surviving are his wife, a daughter, three sons, two sisters and a brother.

"Dive Bomber" Held Over

Boston — Metropolitan here is holding over Warners' "Dive Bomber"; pix Thursday moves over to the Paramount and Fenway, first-runs.

Two Gas Rationing Plans Taking Shape

In the face of statements by execs. of leading oil companies that there was sufficient gas and fuel oil reserves on the Eastern seaboard for immediate requirements, it was reported at the week-end that two gas rationing plans were taking shape in Washington.

One would jump the 10 per cent cut to 20 or 30 per cent if necessary, leaving it up to the oil companies to work out a system of doling it out to motorists.

In this connection, it was said a proposal to cut gasoline consumption 40 per cent in the coming two weeks has been recommended by the Eastern Petroleum Marketing Board as a result of two days' deliberation in New York.

The other is the card rationing system whereby drivers would be allotted certain amounts depending on how "essential" their cars are deemed.

The figures quoted by the oil company execs. here directly contradicted the recent statement of Acting Petroleum Co-ordinator Davies, who assailed those who said the gasoline crisis was phony and insisted that the impending shortage in the East was an actuality, with only 10 days' supply on hand.

At Hyde Park Friday, President Roosevelt indicated he had no objections to a proposed Congressional probe of the Eastern gas-oil shortage, stipulating, however, that no war data be revealed.

National Theaters Renews With RCA for Sixth Year

National Theaters has renewed its RCA sound service contract for the sixth consecutive year. Deal includes over 300 theaters of the FWC, Evergreen State Amusement, Fox Intermountain and Fox Wisconsin circuits.

Negotiations were handled by Spyros P. Skouras and Frank Irby for the chain, and E. C. Cahill, Photophone division manager; Ralph B. Austrian, assistant vice-president, and W. L. Jones, national service manager for RCA.

Para. Releasing U. S. Short

Paramount will release "Guardians of the Wilds," a one-reel subject produced with the co-operation of the Forest Service of the U. S. Department of Agriculture. Release date is Aug. 29.

STORKS!

Chicago — George Topper, manager of the Haymarket Theater announces the birth of a son, named Michael J. Topper.

Yakima, Wash. — Martin Brown, local exhib., has a new son.

Questioned 'U' Deal Up At Crescent Trial

(*Continued from Page* 1)

reason Universal was not dismissed as a defendant on that date.

It is admitted that in December 1938, John D. Henry applied for a contract for Universal first-run products for 1938-39. This application was sent to the Memphis exchange for approval of J. A. Prichard, then exchange manager, and to be forwarded to the Universal office in New York. Prichard testified Friday that the application was forwarded to New York but with his recommendation to reject because this season's product was already pledged to Crescent Amusement Company, then and before a Universal customer in Union City.

Contradictory Testimony

In his testimony as a witness for the plaintiff, Henry stated that Prichard told him that his application had been approved and he further testified that 10 days later he went to Memphis and to the Universal exchange and there was told by the office secretary that Prichard was out of town but that his contract had been approved and was on his desk at the time, but that she couldn't release it to him.

On the stand Friday, Mrs. L. D. Miller, the "office secretary," testified that to her knowledge Henry's application was never approved and that she did not at any time tell him that it had been. She stated that she handled all incoming and outgoing mail and would know positively about the acceptance or rejection of any application or contract. All statements made by Mrs. Miller, who had been in this position for seven years until March of this year, had previously been made by Prichard as exchange manager.

Court Questions Exchange Secretary

The importance of this testimony to the court was revealed when Judge Davies himself asked Mrs. Miller several questions from which he obtained the information that there was no other one in the Memphis exchange office from whom Henry might have gotten the information to which he testified. He also himself drew from her an emphatic negative to the question: "Did you tell Mr. Henry that his contract had been approved and was on Mr. Prichard's desk?"

According to the testimony given Friday, and on direct testimony by Henry as a witness for the plaintiff, the Union City theater operator on December 30, 1938 made application for a second-run contract for Universal pictures and then, as late as January 13, 1939, telephoned Harry Graham, manager of the Universal exchange at Atlanta, Ga., about the rejection of his application for first-run contract for 1938-39. Henry did contract with Universal for second-run for this season but played only four pictures out of 22 according to play-off sheets.

20th-Fox Manager on Stand

Late Friday afternoon Paul S. Wilson, branch manager for Twentieth Century-Fox, was on the stand and questioned about a franchise made by this distributor with Crescent Amusement Company, Muscle Shoals Theaters, Inc., and Rockwood Amusement Company for three years, 1939-1942. His attention was called to a memorandum taken from the Crescent files and introduced as an exhibitor by the Government on July 31, in which he wrote about the three franchises as if they were related. Wilson explained that this memorandum was made up for his own use and that the three franchises were "wholly separate deals."

Under cross-examination by Robert L. Wright, with letters relating to the deal being introduced, William Waller, Crescent counsel, arose to admit that the witness was in error and that an original contract was submitted which included Crescent and Rockwood. but that this contract was returned by K. C. Stengel with the request that they be separated. This fact was stipulated by defense counsel.

Defense still promised to complete its case by Wednesday, August 27.

Polio Outbreak Hits Biz In Miss. Towns

Yazoo City, Miss.—An outbreak of polio in Yazoo County, has caused a letdown in theater attendance in several towns, particularly here where four conventions scheduled for this week were postponed. State health officers requested the postponements and publicly advised residents against attending large gatherings "until the polio has been checked."

Boys, D'ya Wanna Hear a Fowl Story. . . .

Ryan, Okla.—Mrs. Claud Thorp, operator of the local Gem Theater, was rewarded for perseverance when she recently lost a $100 diamond from her ring. She watched her chickens closely, believing the sparkler had found its way out of the house via the kitchen refuse. Three weeks after the loss, she killed eight chickens for a picnic. In the craw of the eighth fowl . . . . she found her diamond. (Who's that bird they call Charlie Chan?).

Para., RKO Seek Ruggles On One-Picture Deals

West Coast Bureau of THE FILM DAILY

Hollywood—Charlie Ruggles completed his assignment in "Go West Young Lady" with Penny Singleton for Columbia last week. Both Paramount and RKO are seeking Ruggles for one-picture deals. Ruggles himself has for some time been buying screen rights to published stories which would serve as a foundation for a series of co-starring domestic comedies for him, the story properties to be offered as part of the deal by Ruggles. Success was achieved in such a series a couple of years ago by Ruggles co-starring with Mary Boland at Paramount.

20th-Fox Australian Lineup

Sydney (By Cable)—Twentieth-Fox will distribute 40 Hollywood productions, its British program and the output of GB-Dominion here next season, the company's Australian sales convention was informed last week.

Night Single Bill Policy Clicks in Columbus House

Columbus, O.—Return to a single feature policy at night has brought a sharp upward trend at the box-office of the Palace Theater, RKO City Manager C. Harry Schreiber reported today, six weeks after the experimental plan was inaugurated.

Under the policy, twin bills are shown during the afternoon only, with a single feature and short subject on the evening program.

So successful has the move been that it has been made a permanent policy at the Palace and when RKO's Grand Theater re-opens here shortly, the single feature program will be offered exclusively.

A firm supporter of the single bill, Samuel T. Wilson, motion picture editor of the Columbus Dispatch, sent a photographer to make a poll for The Dispatch and to get candid shots of some of the voters. Not a single person who preferred the double feature was found at the night performance.

Zanuck Reveals Hal Horne's Status

(*Continued from Page* 1)

declared that Horne had signed a contract with the company to handle exploitation on all "A" pictures.

In answer to a query whether he had discussed with Herman Wobber and Hermann Place a successor to Charles E. McCarthy, resigned head of the advertising and publicity department, Zanuck stated, "I did not discuss Mr. McCarthy or his successor at all."

Zanuck said he screened "A Yank in the RAF" for the home office executives who conferred with him in Washington on Friday.

Zanuck Ordered On Army Duty for Five Days

Washington Bureau of THE FILM DAILY

Washington—Lieut. Col. Darryl F. Zanuck has been ordered to active duty for a period of five days, the War Department announced Friday.

Zanuck came to Washington to confer with Army officials concerning the making of Army training films. He also took part in the special preview of such films before a selected audience of Army officers and newspapermen Thursday night.

DOCTORS DON'T TELL
A REPUBLIC PICTURE

DUFF: And because you are a doctor you will be expected to do all these things faithfully and cheerfully. People will expect miracles. And when you can deliver them, you will become the final thing for you to be—a good doctor.

JOHN BEAL • FLORENCE RICE
EDWARD NORRIS · WARD BOND
JACQUES TOURNEUR · *Director*
SCREEN PLAY BY THEODORE REEVES *and* ISABEL DAWN · ORIGINAL STORY *by* THEODORE REEVES
TITLE FROM LIBERTY MAGAZINE STORY
Associate Producer · ALBERT J. COHEN

"Sun Valley Serenade"

S. R. O.

"SUN VALLEY SERENADE" WORLD PREMIERE SALT
LAKE CITY SRO AND HUNDREDS TURNED AWAY.
HAVE NEVER SEEN SUCH TERRIFIC
AUDIENCE REACTION. PICTURE IS DESTINED
TO MAKE BOXOFFICE HISTORY EVERYWHERE.
I WANT HONESTLY ASSURE YOU EVEN HOLLYWOOD
PRESS AGENTS UNABLE TO FIND WORDS
ADEQUATE TO DO IT JUSTICE.
RAY HENDRY, MANAGER
CENTRE THEATRE

Terrific!

Boxoffice!

Atlantic City reports:

Bigger than "Blood and Sand," bigger than "Moon Over Miami"— bigger than everything in the last three years!

20th CENTURY FOX

SEP 2 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 40 NEW YORK, TUESDAY, AUGUST 26, 1941 TEN CENTS

ERPI TO HALT COAST STUDIO OPERATION

Lower Tax Exemptions Causing Exhibitor Worries

Senate Finance Committee Action Viewed as Potential Threat to Box Office

Action of the Senate Finance Committee in Washington yesterday in voting to reduce Federal income tax exemptions from $2,000 to $1,500 for married persons and from $800 to $750 for single persons was seen by showmen as a potential threat to the nation's box offices.

It was pointed out that, should the Senate's action stand when the bill goes to conference, it would bring an additional 6,000,000 persons under the income tax structure, with

(Continued on Page 7)

Mexican Film Union Halts Columbia Pic

By MARCO-AURELIO GALINDO
FILM DAILY Staff Correspondent

Mexico City — Situation between the distributors and Motion Picture Workers Union grew darker this week when the trade union for the second time in the past few months halted the release of Columbia's "He Stayed For Breakfast," on the

(Continued on Page 6)

Capital Doubts Whitney To Be Film Co-ordinator

Washington Bureau of THE FILM DAILY

Washington—Reports that John Hay "Jock" Whitney is to be given a new post as Federal Film Co-ordinator were discounted here yesterday, Whitney, it was pointed out,

(Continued on Page 6)

B & K Demonstrates Television Sept. 8

Chicago—First public demonstrations of television sponsored by B & K will be inaugurated on the mezzanine floor of the Chicago Theater on Sept. 8 with the public invited to be "televised." While it will be a practical demonstration, actual programs will not originate at the theater, the show being signed as a novelty attraction with b.o. appeal. Lieut. W. C. Eddy, B & K tele director, will supervise.

U. S. Exhibs. Vote Good Films More Important To the Box Offices Than Big Name Stars

U. S. exhibs. by a two to one vote rated good pix more important to the box office than big name stars in Look Magazine's poll, results of which appear in the Sept. 9th issue published today. The exhibs. also rate "GWTW" 1941's ace b.o. pic with "Buck Privates" second; named slapstick comedy as the nation's favorite film fare, animated cartoons as the most popular shorts; said the war had made newsreels more important; voted against duals policy by a three to one vote; asserted Fall and Winter product would be better entertainment. Mickey Rooney and Bette Davis were voted top b.o. players.

Denies Crescent Tried To Kill Competition

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville — Kermit C. Stengel, president of Rockwood Amusement Co., an official in two other of the Crescent affiliates, and chief film buyer for the Crescent group, was on the witness stand during the entire day yesterday. Questioned by William Waller, defense counsel, on every bit of evidence introduced by the Government pertaining to contracting for or buying of films, Stengel completely denied that there

(Continued on Page 2)

Pix Banned for Children As Polio Spreads in Tenn.

Chattanooga, Tenn. — With 41 cases of poliomyelitis in Hamilton County, all children under 12 years of age have been barred from local movie theaters until conditions improve.

With about 150 cases of the dis-

(Continued on Page 6)

Mere Offer of Some Run Not Sufficient

While the motion picture appeal board upheld the verdict of the arbitrator in the Rubin Frels case, dismissing the some run complaint, the board, in its findings, pointed out several phases of the case that are regarded interesting in the trade. In the original hearings, Frels admitted that he had been offered pictures by 20th Century-Fox (defendants) but that he had refused the offer.

In this regard, the board, in its

(Continued on Page 7)

Grierson to England To Form Army Film Unit

Montreal—John Grierson, National Film Commissioner, goes to England shortly to establish a military film unit which will be attached to the Canadian Military Headquarters. Its chief purpose will be to portray the activities of the Canadian troops "wherever they may go in the line

(Continued on Page 2)

Kick On Number of % Pictures

Too Many Offered, New Jersey Allied View

Too many percentage pictures are being offered by the distributors in the opinion of New Jersey Allied. At a meeting held last week in Eatontown, the opinion was expressed that the large number of percentage pictures would result in a higher average price per picture than formerly was paid and that exhibitors were being pressed for preferred playing time. Members declared that it would

(Continued on Page 7)

AAA Asks Gasoline Probe; Draft N. Y. Rationing Plan

With the American Automobile Association demanding a Congressional inquiry into the Eastern seaboard gasoline situation and asking that machinery be set up to ration motor fuel in "orderly" fashion and with "due regard for the rights of

(Continued on Page 7)

Effective With Expiration of Existing Pacts Mar. 31; No More Erpi Pic Financing

Erpi operation of General Service Studios, Inc., in Hollywood will terminate with the expiration of existing commitments on March 31 next, it was disclosed here last night by T. Kennedy Stevenson, Erpi prexy.

T. K. STEVENSON

Unaffected by closing decision, however, are Erpi's portable sound recording facilities by

(Continued on Page 6)

CIO's Ushers Union Quits Detroit Field

Detroit—Threatened conflict over union jurisdiction of theater employes has been settled by withdrawal of charter granted by the CIO from Washington and turning over of all members to IATSE Local B

(Continued on Page 6)

Civilian Training, Morale Films to Be Made by OCD

Fort Monmouth, N. J. — Private Garson Kanin has returned to his duties with the Film Lab here after a two-day confab with officers of the

(Continued on Page 7)

Kelly Gets New UA 2-Year Pact

The United Artists board of directors has voted Arthur W. Kelly a new two-year contract as vice-president of the company, it was learned here yesterday.

Action was taken last week on the Coast.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, Aug. 25)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat				
Col. Picts. vtc (2½%)	7½	7½	7½	
Columbia Picts. pfd.				
Con. Fm. Ind.	⅞	¾	¾	
Con. Fm. Ind. pfd.	10¼	10¼	10¼	
East. Kodak	139¼	139¼	139¼	— ¾
do pfd.				
Gen. Th. Eq.	14	14	14	+ ⅜
Loew's, Inc.	36½	36¼	36⅜	+ ⅛
do pfd.				
Paramount	14¾	14¾	14¾	+ ⅛
Para. 1st pfd.	109¼	109¼	109¼	— ½
Para. 2nd pfd.	13⅜	13¼	13⅜	
Pathe Film	14⅛	14	14⅛	
RKO				
RKO $6 pfd.				
20th Century-Fox	7⅞	7⅞	7⅞	— ⅛
20th Century-Fox pfd.	21¾	21¾	21¾	+ ½
Univ. Pict. pfd.	159	159	159	— 2
Warner Bros.	5¼	5⅛	5¼	+ ¼
do pfd.				

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46.				
Loew's deb. 3½s46.				
Para. B'way 3s55				
Para. Picts. cv. 3¼s47	98⅛	97¾	97¾	
Warner Bros.' dbs. 6s48	96½	96½	96½	+ ½

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	¼	7-32	¼	
Radio-Keith cvs.				
Sonotone Corp.				
Technicolor	9½	9½	9½	
Trans-Lux				
Universal Corp. vtc.	9¼	9⅛	9⅛	
Universal Picts.	24½	24½	24½	— ⅜

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	63½	66
Roxy Thea. Bldg. 4s 1st '57	59½	63½

"One Foot In Heaven" Will be Sold Singly

Warner Bros. will not include "One Foot in Heaven," co-starring Fredric March and Martha Scott, in any blocks and will sell the picture singly. Decision was reached at studio conference where Gradwell L. Sears, Charles Einfeld, H. M. and Jack Warner are discussing forthcoming releases.

One Propaganda Probe Bid Accepted

Washington Bur., THE FILM DAILY

Washington—A single acceptance of the "invitation" to appear before the committee on probing alleged war propaganda by the films was received over the week-end. However, Chairman Clark refused to divulge the identity of the person accepting, preferring to wait a few days until more will have had opportunity to reply.

Grierson to England To Form Army Film Unit

(Continued from Page 1)

of duty." Men composing the film unit will be on an active service basis. The Film Commissioner pointed out that the Germans are noted for their use of photographers on active service.

Grierson said that the British Ministry of Information has asked Canada to produce several joint films, showing Empire troops in the Old Country. In addition, two Canadian feature films on the war will be produced in England, at the invitaton of the British Government and will be shown throughout the United Kingdom. The films to be taken from a purely Canadian standpoint will be used as part of the "Canada Carries On" series.

Grierson will spend two or three weeks in England.

Warner Zone Managers To Meet Here Tomorrow

Warner theater zone managers will meet tomorrow with Joseph Bernhard, president of the circuit, at the home office. Among the zone managers attending will be the following: James Coston, Chicago; Nat Wolf, Cleveland; I. J. Hoffman, New Haven; Don Jacocks, Newark; Moe Silver, Albany; Ted Schlanger, Philadelphia; Harry Kalmine, Pittsburgh; and J. J. Payette, Washington.

Goldwyn's "Little Foxes" To Go Four at Music Hall

With "The Little Foxes," playing to 101,037 persons the first four days at the Radio City Music Hall, film looks like one of the few that will hit the $110,000 mark for the opening week. On first week's figures, picture is set for four weeks.

2,500 Block-of-Three Deals Closed by Metro

Metro since Aug. 1 has closed 2.500 deals for its first block of three pix, it was reported yesterday. This is exclusive of circuits with which the distrib. has term franchises.

David Robbins Dead

Youngstown, O.—David Robbins, local Warner Bros. theater manager, died yesterday following an operation. Robbins widow is the former Anna Warner, sister of Harry and Jack Warner.

Denies Crescent Tried To Kill Competition

(Continued from Page 1)

had ever been any agreement or understanding between any distributor or his agents and Crescent Amusement Co., or its affiliates, that could be used in any way to keep pictures away from a competitor.

Stengel denied that any film salesman for any producer had ever revealed to him the terms or conditions of any film deal about to be made to any other exhibitor or that any salesman had ever consulted his wants or wishes before closing a deal with a competitor. He asserted that in the approximately five years that he has been buying films for Crescent, only one picture has been bought and not played—"Dreamy Lips"—which Crescent officials decided "lacked entertainment value."

When Robert L. Wright, special assistant to the Attorney General, attempted to prevent introduction of photos of new Crescent theaters as evidence, claiming that the "camera was crowded close to make the theater front appear larger than it really is," defense attorneys immediately began submitting two photos for each theater, a close up and a more distant shot. Judge Elmer D. Davies over-ruled Wright's objection to the photos.

COMING and GOING

ALEXANDER KORDA flew back to Hollywood last night.

HAL ROACH returns to the Coast tonight by plane.

ABE MONTAGUE, Columbia's general sales manager, arrived yesterday from studio conferences.

CHARLES ROBERTS, Columbia home office supervisor from Latin-America, arrived over the week-end from Mexico City.

TEDDY CARR, UA's co-managing director in England, and his wife, leave by Clipper today for Lisbon.

HERMAN WOBBER, 20th-Fox general sales manager, returns from the Coast Sept. 2.

DOROTHY COMINGORE, RKO feature player, arrives this morning by plane from Atlanta, Ga.

ANN CORIO, who has been signed by PRC to appear in "Swamp Woman," leaves for Hollywood Sept. 10 for her screen debut.

HARRY D. BUCKLEY, UA vice-president, planed out to San Francisco aboard the Stratoliner last night.

ROBERT RISKIN, who wrote the script and co-produced "Meet John Doe," arrived in London Friday.

RUTGERS NEILSON, RKO publicity manager, is back from an Atlantic City vacation.

BRYAN FOY, Warner Bros. associate producer, and his family leave Chicago this week for Long Branch where they will be the guest of Mayor and Mrs. Frank Hague at the Hague Summer home.

BILL PINE, Paramount associate producer, is in town.

HERMAN CAPLAN, manager, Century Theater, Petersburg, Va., is vacationing in Atlantic City.

Billy CONN

BILLY: I'm liable to be pretty busy—road work, keeping fit. There won't be much time for fun. It's just that I take fighting seriously—you see what I mean?

BABS: Yes—I think I do. You can skip the rest.

The PITTSBURGH KID

JEAN PARKER

Dick Purcell · Alan Baxter · Veda Ann Borg · Jonathan Hale

And These Sports Celebrities · Arthur Donovan · Henry Armstrong · Freddie Steele

Jack Roper · Sam Balter · Dan Tobey · Directed by Jack Townley

Screen Play by Earl Felton & Houston Branch • From the novel "Kid Tinsel" by Octavus Roy Cohen

A REPUBLIC PICTURE

ERROL
FLYNN ★ FRED
MacMURRAY

FLYING 'EM HIGH AND HANDSOME...

IN THE HIT THE U.S. NAVY WROTE...

"DIVE BOMBER"

IN TECHNICOLOR

FLASH COMMUNIQUE

Terrific direct hits
scored on San Diego,
Rochester, Houston,
San Antonio, Minneapolis,
St. Paul, San Francisco,
Boston!

Warners made it with
RALPH BELLAMY · ALEXIS SMITH
Robt. Armstrong · Regis Toomey · Allen Jenkins
Directed by MICHAEL CURTIZ
Screen Play by Frank Wead & Robert Buckner • Music by Max Steiner
From a Story by Frank Wead • A Warner Bros.-First Nat'l Picture

Terrific
Everywhere!

BACK AGAIN.. LEADS AGAIN!

SAMUEL GOLDWYN

returns to production with the finest and greatest production of his memorable career!

Liberty Magazine says—

"After a year and a half of deliberate inactivity, Producer Sam Goldwyn explodes with a violence that should shake several glittering Oscars from the Academy Awards' shelves . . . 'The Little Foxes' is well-nigh perfect."

Variety says—

"Rates among the best vehicles to come out of Hollywood in recent years—a film as great in prestige as it will be at the box-office . . . Director William Wyler has handled every detail with an acutely dramatic touch."

Motion Picture Herald says—

"Samuel Goldwyn's first picture in 18 months is . . . a performance picture, a prestige picture, a woman's picture, an artistic triumph and...a box office picture."

Box Office says—

"A far above the ordinary attraction, beautifully performed and directed."

Film Daily says—

"Should pile up impressive grosses everywhere."

Motion Picture Daily says—

"Ranks with Goldwyn's best."

Hollywood Reporter says—

"Moviegoers will be quick to hail it as a magnificently enacted offering. A superb work."

Kate Cameron, N.Y. Daily News, says—

"One of the most important pictures made in Hollywood this year . . . Places its director, William Wyler, among the five top ranking directors of the screen."

Howard Barnes, N.Y. Herald-Tribune, says—

"It shakes one's heart in no uncertain manner . . . an outstanding motion picture."

H. B., N.Y. Sun, says—

"It is a drama to set your hair on fire."

Bosley Crowther, N.Y. Times, says—

"A very exciting picture."

Archer Winsten, N.Y. Post, says—

"Will certainly stand out as one of the memorable tragedies of the year."

G. E. Blackford, N.Y. Journal-American, says—

"Candidates for the best picture of the year had better make way for this one."

William Boehnel, N.Y. World-Telegram, says—

"Undoubtedly one of the great dramas of the year . . . No better acted or gripping film has appeared in months."

Lee Mortimer, N.Y. Daily Mirror, says—

"Triply pleasing because of its distinguished direction, production and acting."

John Chapman, N.Y. Daily News, says—

"Magnificent picture . . . Better than the stage version."

John T. McManus, PM, says—

"The most provocative movie of the season."

Leo Mishkin, N.Y. Morning Telegraph, says—

"A magnificent and immeasurably powerful picture."

"WILL NOT BE SURPRISED IF THIS IS PROCLAIMED GOLDWYN'S BEST"

—Damon Runyon, in N. Y. Daily Mirror and King Features Syndicate.

Hedda Hopper, Des Moines Register & Tribune, says—

"An amazing human document... This picture is so much better than the play . . . After seeing it you will walk about in a daze."

James Francis Crow, Hollywood Citizen News, and Look Magazine, says—

"Powerful, passionate and fascinating. Goldwyn's newest production is typical of his work. He simply insisted on the best."

Edwin Schallert, L.A. Times, says—

"Will probably be entitled to Academy Awards right and left."

Jimmy Starr, L.A. Herald & Express, says—

"Once again giving an emotional performance that puts her in line for Academy honors, Bette Davis, surrounded by a brilliant cast, scores in 'The Little Foxes'."

Virginia Wright, L.A. News, says—

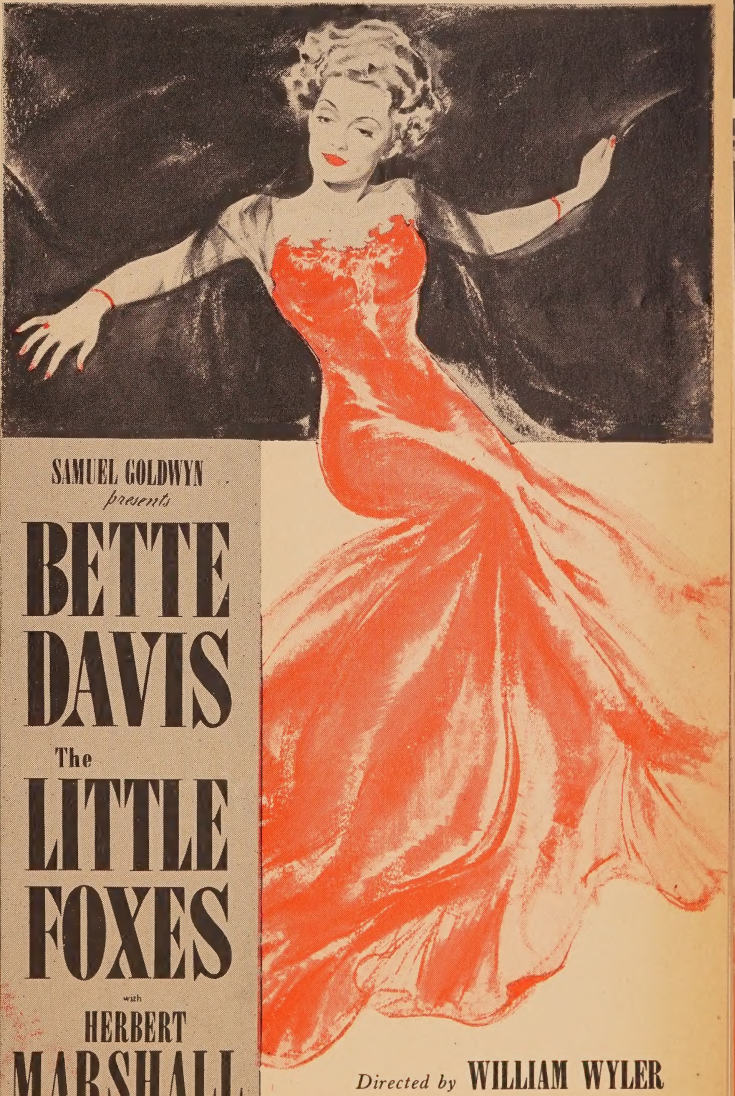
"The most perfectly produced, the most skillfully played drama to come out of Hollywood in a great many months."

Louella Parsons, L.A. Examiner, says—

"Mr. Goldwyn deserves our thanks for bringing so many new faces to the screen, and all of them interesting and with talent . . . To William Wyler goes great praise for a finely directed film."

Mayme Ober Peak, Boston Globe and NANA Service, says—

"Goldwyn has done it again . . . Here is an Academy Award winner for 1941 . . . Samuel Goldwyn brings a great stage play to the screen and produces an even greater motion picture."



SAMUEL GOLDWYN
presents

BETTE DAVIS

The LITTLE FOXES

with

HERBERT
MARSHALL

TERESA RICHARD
WRIGHT·CARLSON

Directed by **WILLIAM WYLER**
From the Stage Success by **Lillian Hellman**
Distributed by RKO RADIO Pictures, Inc.

Mexican Film Union Halts Columbia Pic

(*Continued from Page* 1)

grounds the film was derogatory to the Communistic system.

After film was authorized for showing at Teatro Alemeda, Mexico's chief de luxe house, by proper authorities, the union rushed its members to picket the theater. At the last moment, the Minister of Interior advised the censorship department the film could be exhibited "but not for commercial purposes."

Union's opposition in the past forced the withdrawing of M-G-M's "Ninotchka," for its satire on Communism and the Italian-made "Scipio Africanus," for being pro-Fascist. M-G-M will probably make no attempt to release "Comrade X," as a result of the union's attitude.

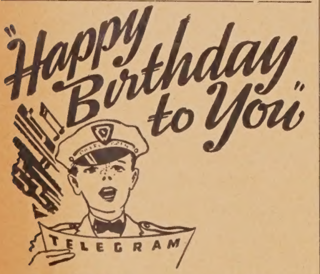
Meeting between distributors and union officials have so far been deadlocked, because distributors are staunchly opposing claims of unions that all severance pay go back to time when company opened its office in Mexico City. Which means if a man were hired and fired after a month he would be entitled to indemnities starting from the year the company went into business in Mexico.

At this writing, there is little hope among the distributors that the walkout of union employes on Sept. 2 can be averted.

225 Michigan Theaters Take First Fox Block

Detroit—Twentieth-Fox has signed deals for its first block of five films with Butterfield Circuit, Co-Operative Theaters of Michigan, and the Schulte Circuit, covering about 225 Michigan theaters, Manager Lester Sturm said yesterday. First-run release in Detroit continues to be divided between the Fox and the Adams under terms of a pre-existing franchise, which has several years to run.

Double showing of new films is being dropped by Fox, which formerly screened the same feature in the morning and again in the afternoon, with only one showing scheduled on future blocks.



Richard Wallace
Alice White
Jerry Drew

ALONG THE RIALTO
WITH
Phil M. Daly

▼ SUPPORT THE USO ▼

● ● ● **OUT of Windsor Locks, Conn.......wafts word that through the courtesy......of Manager Rudy Frank......of the State Theater, Hartford......stage shows appearing at that stand......will be produced at the Windsor Locks' Air Base......First fling was Sunday, last ......when Phil Harris and his Ork......plus other acts comprising the State's flesh program......were transplanted to the training establishment......at no expense to post officers or personnel......Good deed of theater's management......has elicited commendation......from Col. Clyde V. Finter......the Air Base C.O.......as a means of keeping up the men's morale......Each week now the State's solons will repeat the practice......**

▼ SUPPORT THE USO ▼

● ● ● *THE story is told......of the trade press mugg...... who hauled homeward two color photos of Merle Oberon...... which had been shipped to him by UA......as promotion for "Lydia"......One photo was signed, "Love from Lydia"......and the other, "More Love from Lydia"......To get a rise outa his dutiful spouse......the mugg in response to an ominous "where d'ya get those!"......replied: "Well, that's the girl I have a date with on Saturday night"......The gag backfired when the spouse shouted: ......"No, not Saturday night......any other night, yes ......but Saturday we have a gin rummy date with Marge and Dan!"......The mugg is still looking for the bits of his shattered pride. . . ● Congrats to Van Nomikos, vice-prexy of Illinois Allied, on his re-election as president of Ahepa, national Greek society. . . ● Ludwig Sussman, of the Adelphi Theater, and Marlowe Connor of the Warner Theater circuit, have been named members of the advisory committee of the Chicago Commission of National Defense by Mayor Edward J. Kelly. . . ● George Tucker, city manager of Albuquerque Theaters, Inc., has been elected general campaign chairman of Albuquerque's Community Chest, whose annual fund-raising drive starts in September......*

▼ SUPPORT THE USO ▼

CIO's Ushers Union Quits the Detroit Field

(*Continued from Page* 1)

179 chartered three months ago to cover candy girls, ushers, cashiers and doormen.

This local now has 800 members out of a possible 1,000 and negotiations were started yesterday for contract with United Detroit Theaters, Co-operative Theaters, and Allied Theaters. Negotiations are being conducted by Rogers M. Kennedy, international vice-president. Regular contract for operators which expires Sept. 1 will be negotiated after contracts for new local have been disposed of. CIO pickets at some local houses have been withdrawn.

Print Shortage Forces Bicycling in Chicago

Chicago—"Woman's Face," "Billy the Kid," "Night in Lisbon," and several other films, have been bicycled during the past few weeks owing to shortage of prints in the Chicago exchanges.

Capital Doubts Whitney To Be Film Co-ordinator

(*Continued from Page* 1)

has just left for South America for the Rockefeller Cultural Relations office with which he is presently associated and the trip is expected to take about two months.

There is a possibility that some such job might have been talked of as a part of the new organization being set up by Col. "Wild Bill" Donovan, who is co-ordinator of Intelligence Information, but Donovan's organization is not very well organized as yet, and it is unlikely that Whitney will come back from South America to accept any such post, even were it to exist, and it be offered to him, it was pointed out.

Ted Tod Joins WB Field Staff

Ted Tod, Chicago newspaperman for 15 years, was appointed a member of Warner Bros.' field staff on Friday by Mort Blumenstock. Tod left over the week-end for a two-week stay in Chicago before taking over his post in the Des Moines and Omaha territory.

Erpi to Halt Coast Studio Operation

(*Continued from Page* 1)

which indie producers utilize Western Electric recording re-recording and scoring equipment, which will continue to be offered, either directly by Erpi or through some other medium, it was said.

(In Hollywood, the Erpi decision created a marked stir. It was accepted as meaning that Erpi money no longer would be available for production financing).

Stevenson declared that while Erpi has no definite plans as to the future utilization of the Coast property, taken over in 1933, the company would be glad to enter into discussions looking to its disposition.

In a statement which spoke of Erpi's belief that its customers and Hollywood generally were entitled to an explanation, the company pointed out its "primary purpose in taking over the studio was to protect the considerable indebtedness due from the previous owners of the property."

"Since then," the statement continued, "Erpi's desire and intent has been to terminate operation at the earliest moment consistent with protection of its investment." it was added that this intention has been indicated many times and that numerous efforts have been made to dispose of the property in the past without success.

"Successful operation of the studio during the past several years, however, has sufficiently reduced Erpi's remaining investment in the property to justify the belief that it can now be disposed of at a figure which would substantially clear the company's remaining investment," the statement continued.

Under such circumstances, it was added Erpi "does not feel justified in longer delaying termination and operation of the plant."

Producers using space at the studios included Alexander Korda, Edward Small, Boris Morros, and Richard A. Rowland.

Pix Banned for Children As Polio Spreads in Tenn.

(*Continued from Page* 1)

ease in the state, conditions in Knoxville are not much better. The Tennessee Theater's "Popeye Club" has been definitely suspended.

FDR Selects Biddle As Attorney General

Washington Bur., THE FILM DAILY

Washington — Forecast by THE FILM DAILY weeks ago, President Roosevelt yesterday nominated Solicitor General Francis Biddle to be Attorney General, succeeding Robert H. Jackson, now a Supreme Court associate justice.

See Threat in Lower Tax Exemptions

(Continued from Page 1)

estimates made that this would add up to $350,000,000 to Federal revenues.

For married persons now in low tax brackets, the lowered exemptions would mean an additional tax of $49.50.

From the theater operators' viewpoint, the difficulty is this: Most of the increase would come from persons already paying income taxes, and it is reasonable to suppose that they would be required to reduce their expenditures for entertainment. Moreover, it is the so-called "white collar" workers, on low salaries, who will be added to the tax-paying roster. They, in the past, have been a substantial factor in the film audience.

Meanwhile, there was cause for further exhibitor worry over the effect of the Federal tax program on grosses in the announcement by Senator George, Senate Finance Committee chairman, that it was possible the committee might later consider proposals for boosting the tax rates for lower bracket incomes.

The bill, as now framed, retains the present 4 per cent rate and adds new surtaxes starting at 5 per cent on the first dollar of taxable income. After the first $2,000 of taxable income the surtaxes jump to 11 per cent, and are graduated upward in subsequent brackets.

The Treasury, which also advocated the lowering of exemptions, has proposed that surtaxes start at 11 per cent.

The Senate committees expected to report the bill some time this week, sending it to the floor next week.

Expect Action This Week On Admission, Excise Taxes

Washington Bureau of THE FILM DAILY

Washington—The Senate finance committee moved closer yesterday to consideration of admission and excise taxes, with indication that these questions will be put out of the way before the end of the week, and may even be taken up today.

Indications are that admission taxes will be rewritten in line with industry recommendations, and that the tax on films also will be revised. Elimination of the nine-cent exemption on admissions was viewed in reliable committee sources as being virtually certain.

Civilian Training, Morale Films to Be Made by OCD

(Continued from Page 1)

Office for Civilian Defense. He was summoned to Washington by Robert W. Horton, Director of Information for the Office of Emergency Management, to consult on the planned film program for civilian training and morale. The pictures will deal with air raids, defense of homes, the place of women in the home guard and similar problems.

Ann Corio to Star In "Swamp Woman"

Ann Corio yesterday was signed by O. Henry Briggs, PRC prexy, to star in "Swamp Woman," company's first special for 1941-42. Ace burlesque stripper who has been wooing the legit. this year leaves for the Coast Sept. 10 to start work in the PRC pic which will be produced by George Merrick and Max Alexander.

Mere Offer of Some Run Not Sufficient

(Continued from Page 1)

written decision, declared that "it is not sufficient, however, that a distributor has merely offered some run to an exhibitor; it must be a run upon terms and conditions fixed by the distributor which are not calculated to defeat the purpose of this Section (VI). The requirement that the terms must be such as 'are not calculated to defeat the purpose of this Section' could not well be expressed in more general and comprehensive language. This clause is to be broadly construed for the purpose of ensuring good faith on the part of distributors in the exercise of their right to designate runs, and the terms and conditions offered by the distributor must be fair and reasonable.

"It is the duty of arbitrators to scrutinize carefully situations of this sort and to inquire thoroughly into all the facts bearing upon the question whether the offer of a run and the terms and conditions offered to an exhibitor are calculated to defeat the purpose of Section VI. Merely offering a run on obviously impossible terms would certainly indicate an intent to defeat the purpose of the Section."

Arbitrator Asks Briefs In New Newington Case

New Haven—All parties involved in the arbitration case filed by Fred Quatrano, owner of the New Newington Theater, Newington, Conn. have been asked to file briefs which will be considered by A. A. Ribicoff, arbitrator. Hearings were completed after two days of sessions.

Harry Buckley to Frisco On Theater Deal for UA

Departure of Harry Buckley, vice-president of United Artists, for San Francisco last night on what was described as an important theater deal was regarded in trade circles as a final step in the acquisition of the United Artists Theater in the Coast city.

It was reported last week that UA was about to launch its proposed theater circuit with the San Francisco house as the initial property.

AAA Asks Gasoline Probe; Draft N. Y. Rationing Plan

(Continued from Page 1)

all users," it was learned yesterday that New York State officials are developing a rationing plan, anticipating that it will be effective about Oct. 1.

The scheme as outlined provides for issuance of monthly ration booklets with one coupon for each week entitling purchase of one unit of gasoline, the amount to be determined later. Owners of motor vehicles would have to apply to some branch of the Motor Vehicle Bureau, display their motor vehicle registration license and the plate number of the vehicle would be stamped upon the booklet and coupon ration books would be issued by registration license number only, thus making the motor vehicle and not the operator the theoretical recipient.

Mayor LaGuardia yesterday named Grover Whalen as New York City's gasoline co-ordinator and directed him to survey the situation and recommend a "sensible" conservation plan.

FPC to Pay 25c Dividend

Toronto — Directors of Famous Players Canadian, have declared a quarterly dividend of 25 cents per share on the no-par-value common, payable Sept. 27 to shareholders of record Sept. 6.

Kick on Number Of Percentage Pix

(Continued from Page 1)

be desirable to wait for more equitable terms.

The organization also went on record to support the USO drive and appointed committees to aid the drive in each county.

New Jersey Allied board of directors meets today in New York.

British Churchill-F.D.R. Newsreel Footage Rushed

British-made newsreels of the historic Roosevelt-Churchill meeting finally reached the U. S. yesterday by Clipper from Lisbon and were rushed to theaters last night by the newsreel companies which termed them "a considerable improvement" over the footage made by U. S. Navy amateurs. Material totaled 700 feet. Other British footage covering Churchill's subsequent visit to Iceland and his inspection of a convoy is reported en route.

Richardson Under Knife

Indianapolis—Harry Richardson, Twentieth-Century-Fox salesman, is confined to St. Vincent's Hospital, after an appendectomy.

DOCTORS DON'T TELL
A REPUBLIC PICTURE

SAWYER:
Good. You see you're sort of important to me. I mean being my first case and—and everything.

DIANA:
Oh, strictly professional, huh?

JOHN BEAL • FLORENCE RICE
EDWARD NORRIS · WARD BOND
JACQUES TOURNEUR · *Director*
SCREEN PLAY BY THEODORE REEVES *and* ISABEL DAWN · ORIGINAL STORY *by* THEODORE REEVES
TITLE FROM LIBERTY MAGAZINE STORY
Associate Producer · ALBERT J. COHEN

Put Some Power Behind It!

Advertising Power!

RING THAT BOX OFFICE BELL!

CHAMP
3600
3500
3400
3300
3200
3100
3000
2900
AVIATOR
2800
2700
2600
2500
W.P.A. WORKER
2400
2300
2200
2100
2000
1900
1800
1700
SEE A DOCTOR
1600
1500
1400
1300
OFFICE BOY
1200
1100
1000
900
800
700
600
500
400
300
200
100
2 SHOTS FOR 5¢

People read signs. People look in windows. People pass fences. Color attracts people. Unfurl your banners. Get some juice into your selling. Stop worrying about budgets. Spend some money to make more money.

Your pictures are news. Spread that news all over your neighborhood. Get the extras!

Posters . . . window-cards . . . heralds . . . all the dozens of Standard and Specialty Accessories that go into your theatre can help you.

Use them. Put some power behind your pictures. Advertise them. Ring that box office bell!

NATIONAL *Screen* SERVICE
PRIZE BABY OF THE INDUSTRY

STANDARD AC ES • SPECIALTY ACCESSORIES • TRAILERS

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 41 NEW YORK, WEDNESDAY, AUGUST 27, 1941 TEN CENTS

$12,299,000 FOR BUILDING IN 7 MONTHS

Showmen Now Exploiting 'B' Pix, Richey Reports

Metro Exec. Discloses New Trend in Address Before W. Va. Mgrs. Conclave

White Sulphur Springs, W. Va.—Exhibitors are beginning to give exploitation attention to "B" pictures, H. M. Richey, director of exhibitor relations for M-G-M, told delegates to the West Virginia Managers' Association convention here yesterday.

Richey said that in his recent travels around the country he found that theater owners were "digging out of their bag of tricks some of the

(*Continued on Page* 6)

Signal Corps Adopts Unit Production Plan

Fort Monmouth, N. J.—Sweeping reorganization of production set-up has been effected this week at the Army's "Little Hollywood" Film Lab here under Lt.-Col. Melvin E. Gillette.

With the arrival of Major Robert

(*Continued on Page* 3)

N. Y. Allied Unit To Map Plans for State Meeting

Albany—New York State Unit of national Allied will hold another meeting at the Ten Eyck Hotel here today to map plans for calling a

(*Continued on Page* 8)

UA May Name No New Prexy; Kelly as Top

While the trade is engaging in the game of guessing who the next president of United Artists will be, a company executive yesterday said the best guess would be that nobody would be named to head the organization, operations to continue as they are under Arthur W. Kelly, vice-president.

Strong rumors have linked David O. Selznick with the possible presidency, although Selznick yesterday refused to comment on the report when questioned by FILM DAILY'S Hollywood office.

NO ANTI-DUALS PACT—SCHENCK

Loew's Could Not Participate in Any Arrangement With Other Operators, Prexy Points Out

While he looks forward to the day "when the various exhibitors of this country will see the wisdom of a single feature policy," Nicholas M. Schenck, Loew's prexy, states that the company "could not participate in any arrangement with the operators of other theaters to accomplish this purpose" in a letter to M. B. Horwitz of the Washington Theater Circuit, Cleveland, O.

Schenck's letter was in reply to one from Horwitz calling attention to a statement attributed to the Loew prexy on duals which appeared in THE FILM DAILY Aug. 5. Schenck in reply said in part:

"The published account is not entirely accurate, but was undoubtedly an innocent misunderstanding of my views on the subject. The matter came up in a very brief interview midst some confusion on the station

(*Continued on Page* 6)

Canadian Carriers Under Gov't Control

Toronto—Appointment of W. J. Lynch as a new Transit Controller, with wide powers over all forms of transportation throughout Canada through the Federal Department of Munitions and Supply, places film carriers under the control of the

(*Continued on Page* 8)

Merchant-Sponsored Show Tax Fought in Ind. Suit

Wabash, Ind.—The Dennis Film Bureau, Bronley Sales Co., Roger Wright, Earl Scott, George Moran, of Peru, Ind., Clarence Crouch, Hugh Singer, Howard Gaunt and Russel

(*Continued on Page* 8)

Court To Speed Minn. Anti-5 Case

Minneapolis — Judge Hugo O. Hanft, of Ramsey County District Court, yesterday notified attorneys for both sides in the legal battle to nullify the Minnesota anti-blocks-of-five law he would do everything in his power to speed the cases and

(*Continued on Page* 3)

"Big Five" Washing Up Releases for 1940-41

The five major companies affected by the consent decree this week wind up their release schedules for the 1940-41 program, with the final pictures on all charts being made

(*Continued on Page* 6)

UA to Fore at Crescent Trial

No Agreement to Deprive Indies of Pix—Prince

By P. R. RUSSELL

FILM DAILY Staff Correspondent

Nashville — With the probable closing day for introducing defense testimony advanced from today until tomorrow, attention in the hearing in the Government's anti-trust suit against Crescent Amusement Co., its affiliates and two of the three "Little Three" distributors yesterday was fixed on plaintiff's

(*Continued on Page* 6)

Believe Theater Sale Ends Shapiro Anti-Trust Suit

Philadelphia—Sale of the Admiral Theater here to A. M. Ellis, who operates theaters in Pennsylvania and New Jersey, appears to mean the end of the Shapiro anti-trust case which was to have come up this Fall for trial.

Suit, filed by David Shapiro, re-

(*Continued on Page* 3)

Represents 413 Projects, Exclusive of Government's New Military Post Houses

Initiative of the exhibition field in the building of new theaters and remodeling existing ones,—the current economic situation notwithstanding,—is indicated impressively in the results of a survey announced yesterday by John and Drew Eberson, film theater architects.

Returns show that new building and alterations undertaken by circuits and indie theater interests East of the Rockies during the first seven months of 1941 amounted to $12,299,000 and involved a total of 413 projects, exclusive of theaters erected by the Government at military

(*Continued on Page* 8)

Senate Com. Orders Gas Shortage Probe

Washington Bureau of THE FILM DAILY

Washington—As Price Administrator Leon Henderson announced that the Government would act "within 48 hours" to stabilize retail gas prices on the Eastern seaboard, the Senate Commerce Committee yes-

(*Continued on Page* 8)

USO Mobile Theaters Take Films to Armies in Field

Troops engaged in field maneuvers will be provided with film shows through the medium of three mobile

(*Continued on Page* 8)

Newsreel Cameramen In Rush to Iceland

Newsreels are taking advantage of the lifting of the ban by Secretary Knox against photographing Iceland and the American troops stationed there. Neil Sullivan of RKO Pathe and Larry Kennedy of Fox Movietone News left yesterday aboard a private steamer for Iceland. Sullivan will shoot for his company, Paramount and Universal Newsreel. Kennedy will share his material with News of the Day.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 41 Wed., Aug. 27, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Tuesday, Aug. 26)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	7½	7½	7½	.....
Columbia Picts. pfd..	28	28	28	+ 1
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd..	....	....	....	.....
East. Kodak	....	....	....	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	14⅜	14	14⅛	+ ⅛
Loew's, Inc.	36¾	36½	36½	+ ⅛
do pfd.	108	108	108	— 2
Paramount	15¼	14⅞	15⅛	+ ⅜
Para. 1st pfd.	110⅛	110	110	+ ¾
Para. 2nd pfd.	13⅝	13½	13⅝	+ ¼
Pathe Film	14¼	14⅛	14⅛	.....
RKO	3⅜	3⅜	3⅜	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8⅛	8	8⅛	+ ¼
20th Century-Fox pfd.	21⅝	21⅝	21⅝	— ⅛
Univ. Pict. pfd.	159½	159	159½	+ ½
Warner Bros.	5½	5¼	5½	+ ¼
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	98	93	98	+ ¼
NEW YORK CURB MARKET				
Monogram Picts.	½	½	½	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9⅝	9½	9⅝	+ ⅛
Trans-Lux	¾	¾	¾	.....
Universal Corp. vtc.	9⅛	9	9	— ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45.	63½	66½
Roxy Thea. Bldg. 4s 1st '57	59	63

RKO's Hawkinson Sails For Parley in Havana

R. K. Hawkinson, Latin-America division manager for RKO, will preside at the company's Caribbean parleys in Havana next Monday, Tuesday and Wednesday. He sails today for the convention which will include managers from Mexico, Panama, Venezuela, Puerto Rico and Trinidad, as well as the manager and staff in Havana. Michael Hoffay, director of RKO's foreign publicity, left last week-end for Cuba.

Claim 20th-Fox Used New "Aunt" Material in Pic

Claiming that 20th Century-Fox Film Corp. had appropriated original material from the play, "Charley's Aunt," which recently showed on Broadway, Carly Wharton and Martin Gabel, producers of the play brought suit yesterday in the New York Supreme Court for an injunction and damages. Plaintiffs assert they added a number of new dramatic situations, scenes and sequences to the classic version of the play, and in addition gave it a fresh treatment.

According to the complaint, the defendant after unsuccessfully seeking permission to use this material conformed the picture to the play without the necessary consent of the plaintiffs. Plaintiffs contend 20th-Fox obtained from Brandon Thomas Co., owner of all rights, the rights to a screen version of the original play only. Application for temporary injunction will be argued before Justice Ferdinand Pecora tomorrow.

Hal Roach Will Resume Production in December

Hal Roach has completed the first five of the "streamlined" features and will start on the next group of five during the first week in December. Roach returned to the Coast last night after several days in New York.

Roach said he was convinced that his program of shorter-length features would be the answer to exhibitors' needs. First of the streamliners to be released is "Tanks a Million," which is to be booked with "Dr. Jekyll and Mr. Hyde" over the Loew circuit.

Running time on the pictures will vary with the requirements of the stories, but no footage will be kept in just to pad out a picture to 50 or 60 minutes or more.

Eastman's Blair Resigns; Will Name No Successor

Rochester—Formal announcement has been made by Eastman Kodak Co. of the retirement of George A. Blair, veteran of almost 42 years service with the company and 45 in the photographic industry.

No successor to Blair will be designated, it is learned, and his duties which have covered sales for both the domestic and export field in behalf of Kodak's Motion Picture Film Dept. will be assigned to that department and the Export Dept.

Blair was associated with Kodak, Ltd., in Great Britain from 1903 to 1908. In the latter year he returned to New York. Called to Rochester in 1911, he joined the Motion Picture Film Dept. where he has been in charge of sales in both the domestic and export fields.

Abbey Subs as Critic

Rochester—Arthur Goodman, film editor of the Times-Union here, is on vacation. His place is being taken for two weeks by C. R. Abbey.

RKO Sets First Block Contracts With Circuits

RKO yesterday announced several important circuit deals on its first block of five.

Contracts on the group have been signed by Warner Bros. Theaters in the Pittsburgh zone, covering 31 situations and 76 theaters; United Detroit Theaters involving 16 first- and subsequent-run houses; Y & W circuit covering 12 Indiana situations; Ideal Amusement Co.'s 12 situations in Pennsylvania; 13 situations of Neighborhood Theaters in Virginia, covering first runs in Richmond and Petersburg; Monarch Theaters' first-runs in Indianapolis, Akron, Youngstown, Steubenville and New Castle.

Jack Ellis and Lou Kutinsky of New York closed several important deals in Manhattan and Brooklyn.

Hal Horne Will Recruit Exploitation Staff of 30

Call for 30 exploitation men was issued by the Hal Horne organization to begin work immediately on scheduled openings of "Belle Starr," and "Yank in R.A.F." two of the 20th-Fox "A" pictures which Horne will handle.

COMING and GOING

ARTHUR W. KELLY, UA vice-president and general manager, leaves for the Coast Friday.

JERRY KEYSER, Warner foreign publicity manager, has returned to the home office after a studio visit.

JEAN PARKER and her husband **DOUGLAS DAWSON**, West Coast radio commentator, arrive from Hollywood by plane Friday.

RAY MILLAND and **VERA ZORINA** were among the Hollywood arrivals yesterday at LaGuardia Airport.

PHIL ENGEL, Warner Eastern field publicity representative, is now in upstate New York working on "Dive Bomber" campaigns.

AL DAFF, Universal's Far Eastern manager, left yesterday for the Coast en route to his territory.

CARLOS MOORE, UA's foreign manager for India, sails from San Francisco Friday on the President Monroe for his post.

R. K. HAWKINSON, RKO Latin-American manager, sails today for Havana to preside over a meeting of the company's Carribbean managers. **MIKE HOFFAY**, foreign publicity director, is en route to arrange for the meeting.

W. R. WILKERSON, Hollywood publisher, leaves today for the Coast by plane.

HAL ROACH, MAUREEN O'SULLIVAN, MRS. BUDDY EBSEN left last night for the Coast aboard the TWA stratoliner.

Detroit Strike Cost $5,000

Detroit—Local transit strike cost theaters about $5,000 in lost biz. Attendance yesterday returned to normal.

Billy CONN

PAT: Billy, don't you think we should try to be friends?
BILLY: That's your department. I'm just the little boy who slaps the other guy around so we can both make money.

The PITTSBURGH KID

JEAN PARKER
Dick Purcell · Alan Baxter · Veda Ann Borg · Jonathan Hale
And These Sports Celebrities · Arthur Donovan · Henry Armstrong · Freddie Steele
Jack Roper · Sam Balter · Dan Tobey · Directed by Jack Townley
Screen Play by Earl Felton & Houston Branch · From the novel "Kid Tinsel" by Octavus Roy Cohen
A REPUBLIC PICTURE

Signal Corps Adopts Unit Production Plan

(Continued from Page 1)

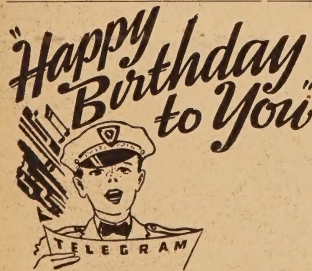
R. Presnell, writer-producer formerly with Sam Goldwyn and Universal, a system of unit-production will radically change the system of turning out the training films made by the Signal Corps.

Major Presnell heads the entire production set-up, with Captain Gordon Rigby (head of scenario), Captain Paul Wing and First Lieutenant William H. Rivers (editorial) all assigned as assistants. Many officers now assigned to the Lab will head units to cover a particular branch of the Army. These units will have a permanent personnel which will produce all of the pictures for that one arm of the service.

Captain Francis J. Murray (of Jam Handy Productions) is Officer n Charge of Camera Unit No. 8, now at Holabird Depot in Baltimore, shooting films for the Quartermaster Department. Captain Richard A. Carroll takes over the Engineer Corps Projects Unit and Captain David F. Silverstein (Columbia Pictures) has gone to Fort Knox, Kentucky, as head of the Armored Force Projects Unit, where Lieutenant Vernon E. Putnam has been heading a shooting crew for some time. First Lieut. Irving D. Hirschfield takes over the Infantry Projects Units and First Lieut. Julian C. Blaustein is officer in charge of the Coast Artillery Corps Projects Unit.

Other new posts include the appointment of Second Lieut. Frank C. Lepore (NBC) to the Post of Adjutant of the Training Film Production Laboratory, and First Lieut. Garland C. Misener to Head of the Sound Recording Division which works both in New York City and Washington, D. C. Appointment of Second Lieut. Donald McAdoo as Property Officer was also announced.

Crews out in the field at this time also include the Coast Artillery outfit at Fort Monroe, Virginia, under Captain Ralph G. Taft, with Second Lieut. Herbert H. Brodkin also assigned; Unit No. 2 at Fort Belvoir, Virginia, under Lieut. Arthur L. Gaskill; Unit No. 1 at Fort Benning, Georgia, under Major James B. Buchanan; and Unit No. 14 at Aberdeen Proving Ground in Maryland under Lieut. Vernon W. Chester.



M. S. Bergerman
Lester Elton
Bert Ennis

Jack Livingston
Frank Heath
Kay York

ALONG THE RIALTO
WITH
Phil M. Daly

▼ SUPPORT THE USO ▼

● ● ● GOLDWYN'S "The Little Foxes"......which will definitely stay four weeks at the Music Hall......was screened at the White House Monday night......for the President, Eleanor, the Duke of Kent, Sir Ronald Campbell......Lord and Lady Mountbatten, Capt. and Mrs. James Roosevelt, Nelson and Mrs. Rockefeller and Harry the Hop Hopkins. . . . ● Putting one little word after another......what ever did happen to that swell publicity practice......tried once by UA ......namely the sending of comely gals to literally sit......on the Fourth Estate laps?......Will there never be a revival? . . . ● Jack Fieman, manager of Loew's Mayfair Theater, Broadway......has retired and'll live in Miami......He has been with the Loew org. 30 years...... Marvin Schenck and Loew managers gave him......a farewell party Sunday night at the Hurricane. . . ● First of Para.'s Quiz Kid shorts will be given its world premiere at Chi.'s Chicago Theater tonight...... Event's to have all color of a feature opening......The five Quiz Kids ......who have never appeared in a theater before......except as juvenile patrons......will broadcast from the stage over a 48-station hookup of NBC's Blue network.

▼ SUPPORT THE USO ▼

● ● ● *ABOUT the colyum yarn yes'day......of the kick in the teeth the trade press mugg's pride got......No, it wasn't Phil M.......—but he has his fingers crossed......and not taking home the post card he got yes'day signed "Gene Tierney". . .* ● *By way of institutional advertising for its Dominion chain......and in a general bid for public support......Famous Players Canadian Corp. is presenting a highly attractive display......at 63rd Annual Canadian National Exhibition in Toronto for the current two weeks......Demonstration coincides with new season's launching ......and is first exhibit to be organized by a theater or any other fillum company in the Dominion......Display incorporates fillum artwork from Hollywood......illuminated signs stressing chain's ability to offer "Canada's Finest Entertainment"......and a nooze-reel projected in a miniature theater......Attendance opening day was of "crusher" variety......*

▼ SUPPORT THE USO ▼

Film Stars on Labor Day Radio Program With FDR

Hollywood personalities will participate in the special Labor Day radio program arranged by the Office for Emergency Management which features President Roosevelt, Ernest Bevin, British Labor Minister, William Green, AF of L president, James B. Carey, CIO executive secretary, and Sidney Hillman.

In the pickup from the Coast, Melvyn Douglas will act as emcee. James Cagney and Edward Arnold, representing the Screen Actors' Guild, will be in an original play written by Bernard C. Schoenfeld, chief of the radio section of the OEM.

Barbee Buys In Reydon

Reydon, Okla.—W. R. Barbee has purchased the 250-seat Rex theater here from W. G. Lorance.

David M. Robins Rites Held in Youngstown, O.

Youngstown, O.—Funeral services were held yesterday for David M. Robins, 61, manager of the Warner Theater here and a brother-in-law of Harry and Jack Warner, who died Monday following an operation.

Major Albert Warner of New York and Mrs. Rose Warner Charnas and Mrs. Phil Selznick, both of California, were here for the funeral.

Robins came here from his native Russia to this country 48 years ago and to Youngstown in 1904. He was made manager of the Warner Theater when it was opened in 1931 and was widely known among theater and film executives.

Besides his widow, Anna, he leaves five brothers and two sisters.

The Warner Theater here remained closed until 5 p.m. yesterday as a tribute to Robins.

Court To Speed Minn. Anti-5 Case

(Continued from Page 1)

would file his decision as early as possible so as not to tie up sales in the state any longer than necessary.

At the same time, David Shearer, Minneapolis attorney for the five majors opposing enforcement of the act, said he would file his answer to the brief of Allied Theater Owners of the Northwest, filed last week, by Sept. 3, as a means of aiding Judge Hanft to give an early consideration to the various documents on file.

Believe Theater Sale Ends Shapiro Anti-Trust Suit

(Continued from Page 1)

volved about the Admiral and trade circles here believe some sort of a settlement must have been made.

Advance Issues Catalog Of Films for Television

To meet television's demand for films, both features and shorts, for programs, Advance Television Picture Service, Inc., has opened offices at 729 Seventh Ave., with Robert Matthews in charge. First catalog, published as of Sept. 1, lists 500 features, 1,000 shorts, thousands of feet of music track and over 10,000,000 feet of stock shots. Service is setting up a production department to produce for advertisers who plan to use television commercially.

Since the first catalog went to press, it was said yesterday that the Service has annexed more than 300 additional features and shorts, plus approximately 1,000 titles of silent films of from one to five reels in length.

STORKS!

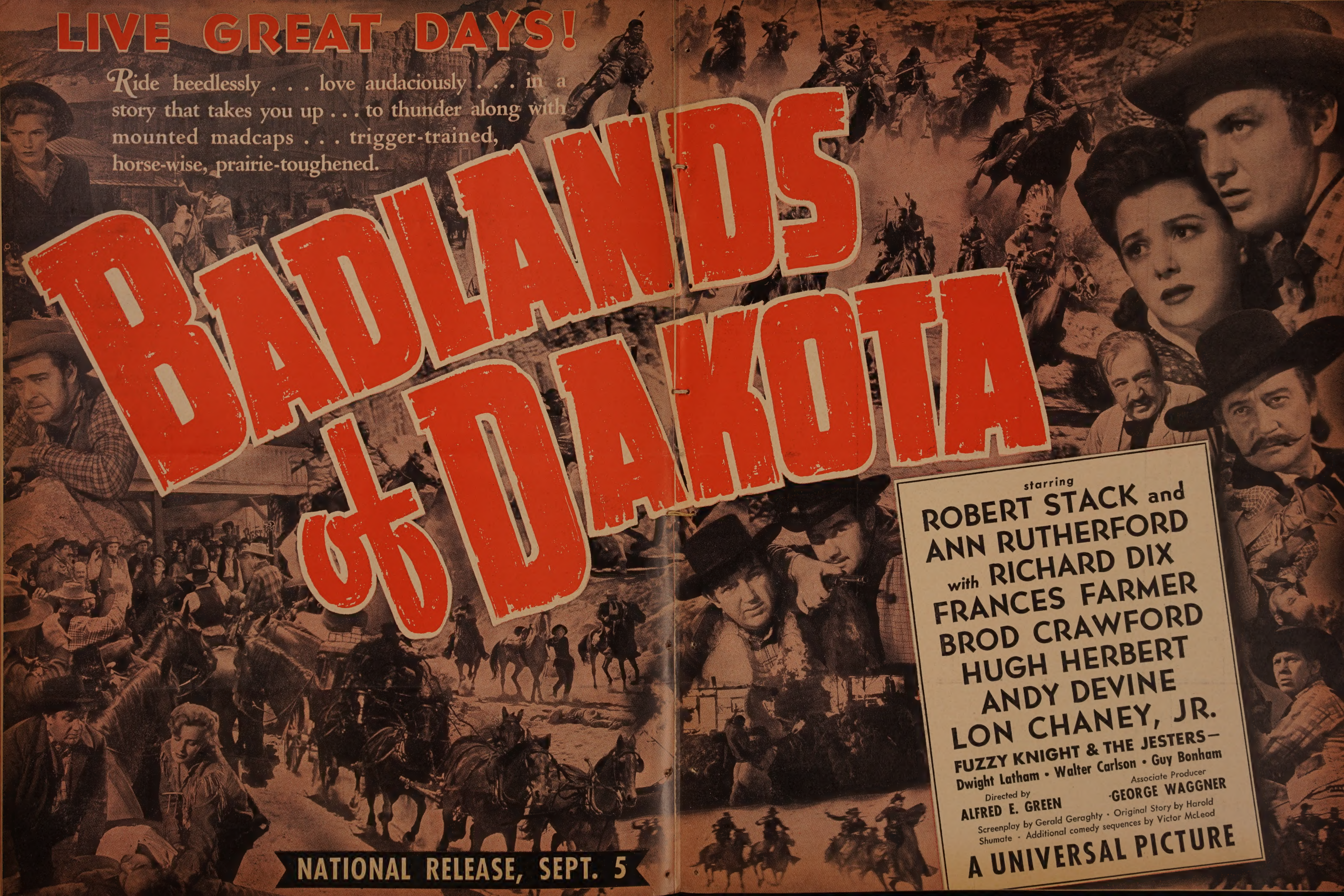
West Coast Bureau of THE FILM DAILY

Hollywood—It's a girl for Veronica Lake and her hubby, John Detlie, studio art director.

Cresson, Pa.—It's a seven-and-a-half-pound baby boy for the Raymond Allisons, Jr. The grandfather is head of the Rivoli Theater Circuit.

The A-Mike Vogels have a new son. Youngster's debut took place at Woman's Hospital.

Phil Williams, Jr., of the promotional forces of The March of Time, and Mrs. Williams are celebrating the arrival of a 6½ pound baby daughter born to the couple on Sunday, last, in Physicians Hospital, Jackson Heights. The new arrival will be christened Rose Mary.



LIVE GREAT DAYS!

Ride heedlessly . . . love audaciously . . . in a story that takes you up . . . to thunder along with mounted madcaps . . . trigger-trained, horse-wise, prairie-toughened.

BADLANDS of DAKOTA

starring
ROBERT STACK and
ANN RUTHERFORD
with RICHARD DIX
FRANCES FARMER
BROD CRAWFORD
HUGH HERBERT
ANDY DEVINE
LON CHANEY, JR.
FUZZY KNIGHT & THE JESTERS—
Dwight Latham • Walter Carlson • Guy Bonham

Directed by
ALFRED E. GREEN

Associate Producer
GEORGE WAGGNER

Screenplay by Gerald Geraghty • Original Story by Harold Shumate • Additional comedy sequences by Victor McLeod

A UNIVERSAL PICTURE

NATIONAL RELEASE, SEPT. 5

UA Witness Heard At Crescent Trial

(Continued from Page 1)

evidence in the records against United Artists.

Principal witness was F. David Prince, Southern district manager for RKO-Radio, Atlanta, formerly branch manager and later district manager in the same territory for United Artists.

Asked the same question put to every other distributor's representative placed on the stand, Prince declared that he knew of no agreement, expressed or implied with any exhibitor to keep any pictures away from any independents in any situation with which he had been connected. The objection of Robert L. Wright, D of J attorney, to this question was overruled by Judge Elmer D. Davies.

Questioned on Miller Deal

Prince was questioned at length about negotiations in May and June, 1938, with W. P. Miller, independent exhibitor operating the Palace Theater, Rogersville, Tenn. Miller wanted four pictures at $12.50 and was willing to take two others but objected to a rental of $22.50 each. He finally bought the block of six paying $17.50 and $20 respectively on the top pictures. However, he failed to play off two of the six. A ream of correspondence was sifted thoroughly to show that the deal was made in a perfectly legal manner.

Questioned about the other United Artists situation at Athens, Ala., Prince testified that Max Buchanan, an independent exhibitor, attempted to contract for UA product for 1937-38 even before he had been able to lease a theater. Later Buchanan presented a lease and proposed a deal. Prince stated that at the exhibitor's request he submitted an approximate list of film rental prices. Buchanan, according to the witness, then stated that these prices were entirely too high and submitted to P. N. Lazarus, United Artists, New York, and immediately rejected. Prince admitted that at this time United Artists was negotiating with Louis Rosenbaum, head of Muscle Shoals, Inc., for a contract covering Athens and four other towns for this season's products, adding, however, that Rosenbaum's circuit was then and had for some time been a consistent customer of United Artists, playing out all contracts, and paying all bills.

$1,385,541 in Theater Improvements

Completing his testimony on Monday, K. C. Stengel, official of Crescent, Rockwood, and other circuits, revealed that during the period between June 30, 1935 and June 30, 1941, Crescent Amusement Co. expended $1,385,451 in equipping, constructing and remodeling theaters in towns in which it operates outside of Nashville.

Frank W. Salley, Atlanta, Ga., RKO film salesman out of the Atlanta exchange, following Stengel, was questioned in detail about this distributor's dealings with W. F. Roth at Gallatin, Tenn., bringing out the fact that plenty of good feature pictures were available to him and that nothing was done to keep them from him.

It is believed that Judge Davies may attempt to get the hearing completed even if a Saturday session is necessary. He would then have until Tuesday, Sept. 2 in which to formulate his decision. He has said that his decision would be ready within 24 hours after the close of arguments.

B'klyn Strand Starts Stage Policy on Fri.

Brooklyn Strand on Friday will begin a new stage and screen policy which will feature name bands and vaudeville acts.

House will have a weekday matinee price of 28 cents. Strand, which is operated by Fabian interests, will be only downtown Brooklyn house with regular stage policy. Vaughn Monroe and his orchestra will be the opening stage attraction and "World Premiere" will be the screen feature.

"Big Five" Washing Up Releases for 1940-41

(Continued from Page 1)

available. New season for the five companies starts officially on Monday.

Twentieth Century-Fox went into the last week with all pictures produced and delivered, having announced 52 for the 1940-41 program.

M-G-M announced between 44 and 52 and delivered 48, the windup feature being "When Ladies Meet," release date of which is Friday.

RKO announced 53 and delivered 47, the last of the group being Goldwyn's "The Little Foxes," an added feature to the original lineup. Picture is being released nationally today.

Two pictures are yet to be released on Paramount's program of 44 for the season currently ending. Both will be released Friday; they are "Flying Blind" and "Aloma of the South Seas."

"Dive Bomber" is to be released Saturday by Warner Bros., thus winding up a program of 48 pictures, two re-issues and one special, "Meet John Doe."

Loew's Unable to Join in Anti-Duals Pact—Schenck

(Continued from Page 1)

platform on my return from the Coast. What I did state was that I would be very glad to see exhibitors generally return to single features—one expression of a wish I have always harbored.

"As you know, Loew's, Inc., did not initiate the practice of double features, but to protect its business followed the lead of other theaters. I still cherish the hope that the day may come when the various exhibitors of this country will see the wisdom of a single feature policy, but you will readily understand that Loew's, Inc., could not participate in any arrangement with the operators of other theaters to accomplish this purpose."

Showmen Exploiting "B" Pix, Says Richey

(Continued from Page 1)

much tried-and-true formulae that worked in the past and, naturally, as there is really nothing new under the sun, giving them a new twist and finding that they still work."

In stressing his point, Richey quoted a manager of a large circuit who said that it didn't take much of a showman to put over a "Boom Town" or a "Sergeant York," but the "test of the value of a theater manager lies in his ability to put over pictures below this bracket—not necessarily the 'C's'—but particularly the 'B's' that have excellent value and need only selling to make them successful." This, Richey said, exhibitors are beginning to do.

In pointing out M-G-M's drive to capture the pubic's good will, Richey said that all but two of the company's managers belong to civic clubs and take active interest in their activities. More than 1,000 of the M-G-M personnel are identified with 600 civic, national and fraternal organizations, Richey said, adding that each of the company members is aware of the necessity of speaking "well of our business."

Richey said that the industry had a defense job of its own to do. He referred to the defense of the industry from those on the outside "who seem to utilize every excuse to dig our business." There is something sinister in the realization, Richey said, that now the business is to be investigated because of its patriotism—the fact that "the motion picture business hates Hitler, stands for national defense and has co-operated with the Government in carrying the message to the American people of defense activities is now the subject of investigation in Congress."

The West Virginia group last night ended a two-day conference of general business problems and conditions.

Attendance at the convention was 95.

The following officers were elected for the coming year: president, Sol Hyman; vice-presidents, J. C. Shanklin and five others; secretary and Treasurer, W. H. Holt.

Shanklin was also elected to a directorship in the national convention representing the West Virginia organization.

A resolution was passed commending William F. Rodgers, Loew's general sales manager, for the splendid work he has done for the motion picture industry and naming him one of the industry's outstanding leaders.

Ed Kuykendall, MPTOA prexy, addressed the meeting, reporting on the national convention and discussing the consent decree. He said that while many may not like it, they should go along and make the best of it.

Claude Lee of the Paramount home office was among the guests. The convention closed last night with a banquet and dance.

« REVIEWS »

"Unfinished Business"

with Irene Dunne, Robert Montgomery, Preston Foster
(HOLLYWOOD PREVIEW)

Universal 95½ Mins.

SOPHISTICATED STORY WITH UNUSUALLY WIDE AUDIENCE APPEAL SHOULD CLICK IN ALL LOCALITIES.

"Unfinished Business," Gregory La Cava's first picture since "The Primrose Path," is another great production to the credit of this master craftsman. Mr. La Cava's expert direction is evident in the entire production—and it can be truly said that Irene Dunne never performs better than when under his guidance.

The screenplay, by Eugene Thackery, besides offering something solid in plot material, intermingles some socko laugh lines with good, human, dramatic situations—accenting the sort of situation that happens to all of us at times.

Robert Montgomery, with the successes he has been making during the past year, is difficult to comment on, so let's be repetitious and say he is excellent in this. Preston Foster and Eugene Pallette, in roles entirely different from what they usually play, do such a grand job that their stars should rise considerably for some time, from their work here.

Irene Dunne, a small town singer, who has mothered her younger sister from childhood, realizes her life-long ambition when she takes a train for New York the day after her sister's wedding. On the train she meets the first "fast worker" she has ever met in her life, (Preston Foster) and after a two-hour courtship falls madly in love with him.

Upon her arrival in New York she realizes she was just a toy as far as Foster was concerned—so after a hasty elopement she marries his younger brother (Robert Montgomery) while they are both tight.

Montgomery falls in love with her, but she can't forget his brother and when she is discovered kissing him at thir first reception for their friends, they separate.

After a year, during which Montgomery joins the army to forget, they find each other and after a bit of unfinished business is wound up they get together again with a sound little reason why they should stay together.

As is his custom La Cava delves a little deeper into the lives of his characters than most movie-makers and he uncovers many little things which are responsible for his pictures having a wider audience appeal than most sophisticated films of this type. "Unfinished Business" is no exception. It will be liked by young and old, and will prove a profitable booking in all localities.

Joe Valentine's camera work is particularly realistic although the sets by Universal's Jack Otterson, because they are so beautifully, believably executed are probably one of the main reasons for the standout backgrounds.

CAST: Irene Dunne, Robert Montgomery, Preston Foster, Eugene Pallette, Dick Foran, Esther Dale, Walter Catlett, Richard Davies, Kathryn Adams, Samuel S. Hinds, June Clyde, Phyllis Barry.

CREDITS: Producer-Director, Gregory La Cava; Screenplay, Eugene Thackery; Cameraman, Joseph Valentine, ASC; Art Director, Jack Otterson; Musical Director, Franz Waxman.

DIRECTION. Superb. PHOTOGRAPHY, First-rate.

GREATEST ICE SPECTACLE OF THE YEAR!

Now on the screen with a magnificent production background of stars, comedians, girls, music, ballets . . . and the world's foremost skating champions!

Ice-Capades

JAMES ELLISON
JERRY COLONNA
DOROTHY LEWIS
BARBARA JO ALLEN (VERA VAGUE)
ALAN MOWBRAY • PHIL SILVERS
featuring
THE ICE-CAPADES COMPANY
with internationally known skating stars including
BELITA • LOIS DWORSHAK
MEGAN TAYLOR • VERA HRUBA
JOSEPH SANTLEY—DIRECTOR
Screen play by Jack Townley, Robert Harari, Olive Cooper • Original story by Isabel Dawn and Boyce De Gaw • Additional dialogue by Shavelson and Josefsberg

A REPUBLIC PICTURE

Senate Com. Orders Gas Shortage Probe

(Continued from Page 1)

terday ordered a probe of the gas shortage in that territory, with hearings due to open tomorrow.

The inquiry will be conducted by a sub-committee. Should the Senate itself adopt the pending Maloney resolution creating a special investigation committee, the sub-committee will step aside and turn over the probe to it. The resolution calls for a five-man committee.

Henderson advised the American Automobile Association that there was "willful profiteering" by some filling station operators.

Appointment of Clarence H. Low of New York City as assistant state oil conservator, announced yesterday, was accompanied by a warning that the state faces gas rationing unless consumption is cut one-third. Local defense councils in the state were asked to appoint six-member local committees on gas conservation by State Conservator Carroll E. Mealey.

Merchant-Sponsored Show Tax Fought in Ind. Suit

(Continued from Page 1)

Hughes have filed a suit in the Circuit Court here to test the ruling of the Attorney General collecting $1 fee for merchant-sponsored shows throughout the state.

Leroy Dennis, well-known distributor of 16 mm. films, and the men associated with him, contend the ruling is illegal.

WEDDING BELLS

Mary Fappiano, of the Metro staff, New Haven was married to William Worstell, artist for Poli and other houses.

Chicago—Joe Mack, son of Irving Mack, general sales manager of Filmack Trailer Co., married Edythe Schechter, in Evanston. The couple are on a three weeks' honeymoon in Canada.

Cincinnati—Metro's Vera Herland resigned to marry Julian Moscowitz. Her place will be filled by Louise Brown.

Cleveland—Sid Cohen, head booker for Co-operative Theaters of Ohio until he answered a call for service, will be married Saturday to Kitty Phillips of this city at Fort Riley, Kans.

Dora Barrett, daughter of Cyrus Barrett, Warner New Haven district manager, was married to S. Thomas of Hamden on Sunday.

Nazi Drive Against U. S. Pix Intensified In Unoccupied France, Says J. H. Westreich

Nazi drive against American films in the Unoccupied zone of France is becoming more intensified, according to J. H. Westreich, formerly assistant to Robert Schless of Warner Bros. in Europe. Westreich, who served with the French Army and was demobilized in February, said theaters were forced to tear down photos of American stars. He stated there was a general apathy by the population toward German films.

USO Mobile Theaters Take Films to Armies in Field

(Continued from Page 1)

outdoor theater units which the USO has dispatched from Detroit. Specially constructed streamlined buses are already en route to Louisiana where the Second and Third Armies are participating in war games.

Regular full length shows will be provided by each unit which is manned by professional operators and sound technicians. Center of each bus is so constructed that it may be elevated to present a screen easily viewed by an outdoor audience of several thousand soldiers.

Mobile theaters will furnish relief to soldiers on maneuvers who are usually too far from a theater or when they get to a town house it is far too small with only small percentage of troops afforded opportunity to attend.

N. Y. Allied Unit To Map Plans for State Meeting

(Continued from Page 1)

state meeting probably in conjunction with the national convention at Philadelphia in September.

Temporary Committee consisting of Max Cohen, New York, Robert Goldblatt, Tarrytown, H. P. Wallace, Auburn; Albert Francis, Buffalo; Abe Stone, Albany, and Leonard Rosenthal, Troy attorney, will meet in Albany.

State meeting will elect permanent officers and institute by-laws.

Twelve Elected to Ascap's Board of Directors

Gene Buck, Ascap president, yesterday announced the results of the election of 12 members to the Ascap board of directors, after receiving certification of elections from the society's election committee.

Following are the board members elected:

Writer members: Deems Taylor, Otto A. Harbach, Richard Rodgers, and L. Wolfe Gilbert for a three-year term; Oley Speaks for a two-year term; Geoffrey O'Hara for a one-year term.

Publisher members: Walter S. Fischer, J. J. Robbins, R. F. Murray and J. J. Bregman for a three-year term; Gustave Schirmer for a two-year term; A. Walter Kramer, for a one-year term.

The election committee was composed of the following members: Jacques Wolfe, chairman; Al Lewis, Jerry Livingston, John Redmond, John F. Sengstack, George Simon and Larry Spier.

Canadian Film Carriers Under Government Control

(Continued from Page 1)

Government and developments are awaited.

The Transit Controller has been given authority to issue or revoke transport licenses for delivery systems, transport services and express shipments, to establish rate schedules and time tables as well as employment, to arrange for hours of work in all industries and even to regulate vehicle parking in order to relieve congestion.

The plan is to govern all shipping facilities under license. Film deliveries by transport or express are included, all in the cause of war conservation.

FPC Field Day Friday

Toronto—FPC has scheduled its annual field day for Friday, for the head office staff and exchange representatives, the sports to take place at Rouge Hills Golf Club.

7 Months Building Totals $12,299,000

(Continued from Page 1)

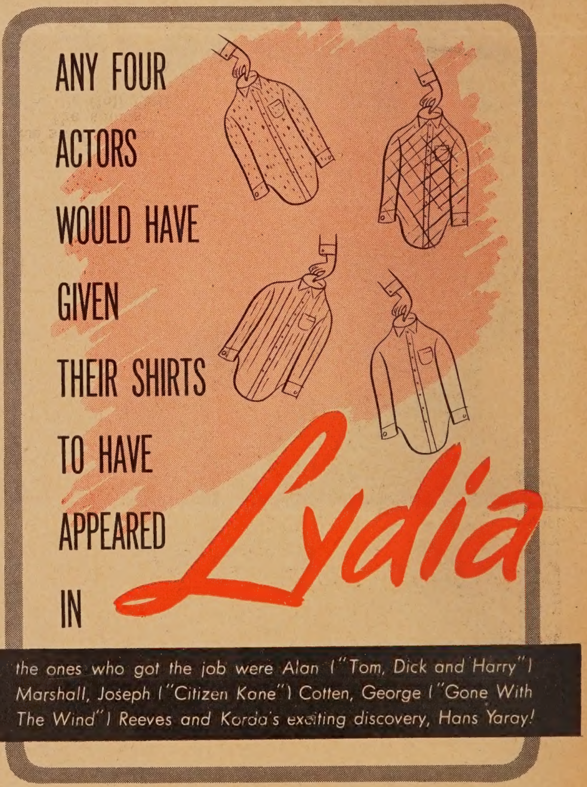
posts. Latter's expenditure ran well into the hundreds of thousands.

Figures furnish a barometer, too, of the large sales effected by manufacturers and dealers in film equipment from the first of the current year to Aug. 1. Such sales have kept up well, it has been noted, with the 413 projects augmenting orders calling for theater supplies ordered where no new building or alteration was involved.

The seven-months statistics for this year, the Ebersons point out, are not very much at variance with the corresponding span of 1940. In that year's first seven months there were 467 projects recorded East of the Rockies, entailing an expenditure of $12,845,000, approximately.

Warners Tradeshow Two Features Next Tuesday

"Nine Lives Are Not Enough" and "Law of the Tropics" will be tradescreened throughout the country Sept. 2 by Warners. "Nine Lives Are Not Enough," will be nationally released Sept. 20 and "Law of the Tropics," Oct. 4.



the ones who got the job were Alan ("Tom, Dick and Harry") Marshall, Joseph ("Citizen Kane") Cotten, George ("Gone With The Wind") Reeves and Korda's exciting discovery, Hans Yaray!

SEP 2 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 42 NEW YORK, THURSDAY, AUGUST 28, 1941 TEN CENTS

WILL SPEED FILMS TO ARMY'S THEATERS

9¢ Tax Exemption on Admissions Gets Death Blow

Senate Com. Provides for Junior Admission Charge; Service Men Also Benefit

Washington Bureau of THE FILM DAILY

Washington—The Senate Finance Committee voted yesterday to remove the 9 cent exemptions on admissions, with the exception of admissions to children under 12 where the charge is 10 cents or less, and provided for a special junior admission charge, by voting that the tax for admissions between 12 and 17 (under 17) should be on the amount charged rather than on the top price.

This provision also applies to ser-

(*Continued on Page 7*)

Ga. Radio Station To Lucas-Jenkins

Atlanta—Lucas & Jenkins, Georgia theater circuit operators, yesterday signed a contract with the State of Georgia to operate the state-owned Columbia outlet radio station, WGST. guaranteeing the state an income of $50,000 annually from the station.

The station is owned by the Uni-

(*Continued on Page 4*)

Screen Actors Guild Renominates Officers

West Coast Bureau of THE FILM DAILY

Hollywood—Screen Actors Guild's incumbent officers, President Edward Arnold, Vice-President George Mur-

(*Continued on Page 5*)

Support USO, Myers Bids Allied Heads

Abram F. Myers, Allied general counsel and board chairman, in a special bulletin to all Allied leaders yesterday called for unanimous support of the USO campaign next week. Myers asserted that "no drive in which the theaters have been privileged to participate has had a more worthy object," and asked that Allied leaders give it "every ounce of your enthusiasm and energy."

Moral: Play Fish?

Ketchikan, Alaska (By Air Mail)—With canners faced with a record salmon pack and cases piling up faster than they can be shipped South, local film theater has been taken over as emergency storage quarters. Seats have been removed temporarily, with replacement scheduled as soon as the huge salmon shipment is cleared for the States. Theater operator's salmon "engagement" is reported netting several times the normal return when pix, not fish, are in the can.

UMPTO Authorizes Non-Delivery Suits

Philadelphia—Suits against 20th Century-Fox, RKO and Paramount for alleged non-delivery of promised product will be instituted here shortly by the United Motion Picture Theater Owners of Eastern Pennsylvania, Southern New Jersey and Delaware, the organization announc-

(*Continued on Page 6*)

Report A F of L Will Drop Browne as Officer

George E. Browne, IATSE prexy, will step down as vice-president of the A F of L and as a member of its Executive Council at the annual Federation convention in Seattle, open-

(*Continued on Page 4*)

New Clearance Agreement Effective After Sept. 1; Permits Pictures to Play in Camps Immediately on Conclusion of Runs in Privately Owned Pix Houses

New clearance agreement between privately owned theaters and Army post theaters will become effective after Sept. 1. Theaters that formerly had long protection over neighboring Army post houses will waive their clearance and allow pictures to follow immediately at the camps.

New set-up is said to be voluntary, following requests by the War Department. Huddles have been held on the issue by the distributors who were willing to cut the period of availability provided the theaters would agree.

It is reported that most of the large circuits and many independent operators have made no protests against the proposal, although some

(*Continued on Page 5*)

Scores Point for UA At Crescent Trial

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—Perhaps more than at any previous day of the Government-vs.-Crescent hearing, yesterday's testimony and proceedings revealed the vital importance of this case to the entire movie industry, exhibitors and distributors. A few days ago Robert L. Wright, special assistant to the Attorney General, challenged Edward H. Raftery, counsel for United Artists .and Universal, to show where United Artists had ever

(*Continued on Page 5*)

Pascal Defers "Goose"; "Arms and Man" is Next

Gabriel Pascal leaves for the Coast tomorrow to confer on financing for his next two productions for UA release with Arthur W. Kelly and company stockholders. Producer said his next would be George Bernard Shaw's, "Arms and the Man."

Production plans for "The Snow Goose" have been shelved tempora-

(*Continued on Page 7*)

Lift Ban on Anti-Nazi Pix?

May Be Effective With Argentine Trade Pact

Buenos Aires (By Cable)—Lifting of the censors' ban that has prevented the general exhibition in Argentina of such pictures as "The Great Dictator" (UA), "Pastor Hall" (UA) and "Confessions of a Nazi Spy" (Warners) is expected in connection with successful U. S.-Argentina trade treaty negotiations, it was learned semi-officially here yesterday.

The American pictures named,

(*Continued on Page 7*)

RKO to Tradeshow Second Block of Five Sept. 15-17

Tradeshowings of RKO's second block of five pictures will be held Sept. 15-17 in the company's 32 exchanges. Titles of the features in the second package and their date of screenings follow:

Sept. 15, "The Gay Falcon" at 11

(*Continued on Page 5*)

McCarthy Staying On Temporarily at Fox

Charles E. McCarthy, whose resignation as advertising and publicity head of 20th-Fox, was to have taken effect Sept. 1 remains on temporarily. Situation will be settled upon return of S. R. Kent, president, late next week.

It is likely according to reports,

(*Continued on Page 7*)

FWC Closes First Deal Under Decree With RKO

RKO's first group of five pictures has been bought by Fox West Coast Theaters in a deal closed yesterday in Hollywood. First block includes

(*Continued on Page 5*)

Sub Argentine Pix For U. S. in Spain

Buenos Aires (By Air Mail) — Argentine producers hope to profit from the nationalist Hispanidad movement in Spain favoring cultural interchange with "Spanish"-America. Five additional Argentine films have been shipped to a Barcelona distributor in order to "replace" U. S. films in Spain.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 42 Thur., Aug. 28, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, Aug. 27)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅝	9⅝	9⅝	— ¼
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	140¼	140¼	140¼	+ 1
do pfd.	175	175	175	.....
Gen. Th. Eq.	14	14	14	— ⅛
Loew's, Inc.	37⅛	36⅝	37⅛	+ ⅝
do pfd.	....	....	....	.....
Paramount	15¼	15	15	— ⅛
Para. 1st pfd.	110¼	110¼	110¼	+ ¼
Para. 2nd pfd.	13¾	13⅝	13¾	+ ⅛
Pathe Film	14	13⅞	13⅞	— ¼
RKO	3½	3⅜	3½	+ ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¼	8⅛	8¼	+ ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	160	160	160	+ ½
do pfd.	72	71¾	72	+ 1
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46.	....	....	....	.....
Para. B'way 3s55	54½	54½	54½	.....
Para. Picts. cv. 3¼s47	98¼	98	98¼	+ ¼
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	¼	¼	¼	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9½	9½	9½	— ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	9	8⅞	9	+ ¼
Universal Picts.	....	....	....	.....

Sosna Hearing on Sept. 4; Memphis Files vs. Metro

St. Louis—The some run complaint of Louis Sosna, owner of the Sosna Theater, Mexico, Mo., against M-G-M will be heard on Sept. 4 before Fred A. Armstrong, arbitrator. Hearing originally was scheduled for last Tuesday but was postponed at the request of Sosna.

Memphis—A some run complaint has been filed here by the Petit Jean Theater against M-G-M. Admitting that M-G-M had offered the theater second-run product, complainant charges that the prices asked tend to defeat the purpose of Section VI of the consent decree.

Nazi-Fascist Clash Near, De Whol-Pathe Prediction

First issue of Pathe News to include predictions by Louis de Wohl, noted astro-philosopher, will be released today. De Wohl, who has been given wide newspaper attention because of his accurate forecasts, made the newsreel clip last week and will make others for Pathe News. He recently arrived here from England.

In today's release, de Wohl contends that Hitler is mentally ill and projects his illness on others, predicting that within two weeks several of Hitler's close collaborators will have fallen into disgrace because Hitler suspects them to be insane.

In a second prediction, de Wohl contends that the relations between Germany and Italy will rapidly deteriorate and that Italy will become more and more of a liability to the Germans. De Wohl in Pathe News predicts that the first clash between German and Italian troops is due before the middle of September and will happen almost exactly on the 24th degree, Eastern longitude.

UA Deals Running Ahead In Central Territories

A greater number of deals on United Artists' current season product than were acquired at the same period last year were reported by Bert M. Stearn, district manager in the Pittsburgh, Cleveland, Cincinnati and Indianapolis territories, at a district meeting in Cleveland. Stearn said the increase had been made despite the late start in the new selling season.

Circuit deals already closed include the Manos-Lipsie, Osborne-Dipson, Verne Scott, H. J. Thompson, Walters and Alpine circuits, Pittsburgh; Affiliated, Rembusch and Horsefield circuits, Indianapolis; Robins circuit, Cleveland: H. Schwartz, Black Diamond and Family circuits, Cincinnati.

Warners Will Tradeshow Shorts Week of Sept. 8

First national trade showing of Warner Bros. short subjects will be held at the company's exchange cities during week of Sept. 8, Norman H. Moray, short subjects sales manager, announced yesterday. Time and place of screening will be set by the branch manager.

Renew Quimby Para. Lease

Fort Wayne, Ind. — Mrs. Clyde Quimby, president of Quimby Theaters, has signed a new 25-year lease for the local Paramount, first-run, owned by Loop Realties, Inc., headed by Edgar H. Kilbourne. Quimby circuit embraces the Emboyd, Palace and Jefferson here as well as the Paramount.

Jim Carey Under Knife

Portland, Ore.—Jim Carey, City manager for Evergreen-State in Bellingham, Wash. is hospitalized in Vancouver, Wash. with a ruptured appendix.

Drug Stores to Become 16 mm. Film Exchanges

A system of 16 mm. exchanges in neighborhood drug stores for owners of home projectors will begin operations about Oct. 1. Films are to be supplied by the Starlight 16 mm. Film Co. of Newark.

Under the proposed set-up, owners of home projectors will be able to rent two pictures for $1. Company plans, also, to produce its own pictures for home use. Drug stores will be supplied with new programs each week.

B. C. Fassio heads the organization which was founded a year ago.

Weinstock Names Quinn As Raybond's Supervisor

William J. Quinn has been appointed supervisor of the Raybond circuit by David Weinstock, president. Quinn, who has been manager of the Normandie Theater, a Raybond house, since its opening in 1938, formerly was in charge of personnel for the RKO circuit and was manager of the Mayfair and Astor Theaters, Broadway.

Correction

Hal Roach will start camera work on the second group of streamline features on Sept. 8 and not in December as was reported erroneously yesterday in THE FILM DAILY.

COMING and GOING

L. J. SCHLAIFER, Edward Small's Eastern representative, is visiting in Boston.

SPYROS SKOURAS is expected to return from Los Angeles on Saturday with a flight back scheduled for Wednesday.

FRED MEYERS, Universal's Eastern sales manager, visits Buffalo tomorrow before returning to the home office.

WILLIAM POST, young New York actor, has been signed by M-G-M and leaves for the studios about the middle of September.

GABRIEL PASCAL leaves for the Coast Friday.

CARMEN MIRANDA is motoring to New York with her mother and sister.

TYRONE POWER and **ANNABELLA** fly to Hollywood on Sunday after completing their Summer stock engagement.

DARRYL F. ZANUCK returned to the Coast from Washington yesterday.

RAYMOND MASSEY postponed his trip to New York to take a screen test for role of Anselmo in "For Whom the Bell Tolls."

VICTOR MOORE leaves Hollywood Friday for his Freeport, L. I., home.

IRVING CUMMINGS, director, arrives tomorrow from Hollywood for a Narragansett vacation before resuming for 20th-Fox.

Fischer Funeral Held

A solemn requiem mass was sung yesterday at St. Philip of Neri Church, Bronx, for George Fischer, 70, president of J. Fischer & Brother, music publishers. Fischer who died Saturday night as his summer home on Fire Island, was an Ascap board member.

DOCTORS DON'T TELL
A REPUBLIC PICTURE
BLAKE: That's a gunshot wound, Joe. It means a police report.
GRANT: Gunshot wound? He got hurt changing a tire.
JOHN BEAL • FLORENCE RICE
EDWARD NORRIS • WARD BOND
JACQUES TOURNEUR • Director
SCREEN PLAY BY THEODORE REEVES and ISABEL DAWN • ORIGINAL STORY by THEODORE REEVES
TITLE FROM LIBERTY MAGAZINE STORY
Associate Producer • ALBERT J. COHEN

LAUGH WITH LEO!

ASTOR
Dr. JEKYLL and Mr. HYDE

3rd Week and oh boy!

Because "DR. JEKYLL & MR. HYDE" in its Astor, N. Y. pre-release is packing them in—in its 3rd Week. A sure-fire audience sensation to start your 1941-42 season. (Spencer Tracy, Ingrid Bergman, Lana Turner.)

Two of the Ten Top Money-Making Stars. (M. P. *Herald poll*)

Because Mickey Rooney, Judy Garland are together again and "LIFE BEGINS FOR ANDY HARDY" has set a new all-time high for this goldmine series. Hold-overs from Coast-to-Coast. (Lewis Stone, Mickey Rooney, Judy Garland and the folks.)

All in one big show, Joan Bob, Greer, Herbert

Because just when you thought Leo had delivered his Biggest Summer Show along comes "WHEN LADIES MEET" to end the season in a blaze of glory. (Joan Crawford, Robert Taylor, Greer Garson, Herbert Marshall—all in one great entertainment.)

Because you'll soon be seeing at M-G-M tradeshowings four New-Season pictures (*see below*) that are literally being *raved* about after Coast Previews.

Clark Gable and Lana Turner meet in "Honky Tonk." WOW!

Because one of them is "HONKY TONK," starring Clark Gable and Lana Turner, cheered at the California Theatre, Huntington Park, Preview. Studioland says it's another "Boom Town"!

Composite picture of audience described at right →

Because at the same theatre "THE FEMININE TOUCH" (*formerly "Female of the Species"*) starring Rosalind Russell, Don Ameche, Kay Francis, rolled the Preview audience in the aisles and sent the folks out cheering!

Same here →

Because at the Preview of "MARRIED BACHELOR" (Robert Young, Ruth Hussey, Felix Bressart), also at the California Theatre, they roared so loud you couldn't get all the comedy lines!

Jeanette comes Smilin' Through with another HIT!

Because "SMILIN' THROUGH" is "dreams come true" in its musical Technicolor production. Jeanette MacDonald's newest eye-filling, heart-tugging role will be remembered forever! That's what the Academy Theatre, Inglewood, Preview audience said. (Brian Aherne, Gene Raymond in a great cast.)

Ga. Radio Station To Lucas-Jenkins

(Continued from Page 1)

versity system of Georgia, having been given to the Georgia School of Technology by the Atlanta Constitution in the early 1920's. The FCC had demanded the school take an active voice in the operation of the station. Under the new setup, L & J will be operating for the school.

The agreement, Governor Talmadge said in signing the contract, would become effective immediately the FCC approves the transfer of the 5,000-watt station.

The FCC has requested a new contract with the Southern Broadcasting Corp., Clarence Calhoun, president, be negotiated to adhere to a new regulation requiring radio station owners to maintain complete control of operations. The Georgia Governor negotiated an entirely new contract giving the station to Lucas & Jenkins, both of whom are on his staff. That is Arthur Lucas, who owns some stations in South Georgia himself, and William K. Jenkins.

Calhoun, who has a contract with the Board of Regents until 1950, announced he would file suit to force the Regents to fulfill their obligations in the contract with him.

Report A F of L Will Drop Browne as Officer

(Continued from Page 1)

ing Oct. 6, the New York Post reported yesterday in a special dispatch from Washington.

The Post said that the decision had been reached at a recent Council session in Chicago, which Browne did not attend. Dropping of the IATSE prexy, who is awaiting trial here on a Federal indictment, will be accomplished, it was said, by reducing the number of vice-prexies from 15 to 11, nominations being closed after 11 have been placed in the running.

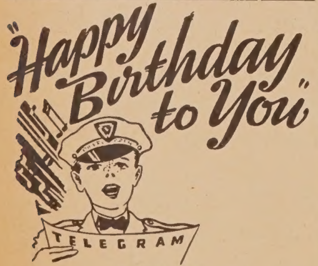
The Executive Council is composed of the president, secretary-treasurer and vice-presidents.

The Federation up to 1934 had only 11 vice-presidents.

Holden, Marshall Face Knife

West Coast Bureau of THE FILM DAILY

Hollywood—William Holden and the missus, Brenda Marshall, are both hospitalized for impending appendectomies.



D. Manheimer

ALONG THE RIALTO

WITH Phil M. Daly

▼ SUPPORT THE USO ▼

● ● ● EVIDENTLY Government standards......overlook the defect of a fracture......when it come to legs......Uncle Sam wants Marlene Dietrich's pronto......whether she cracked an ankle on Tuesday or not ......The Lady of the Limbs tripped over a toy fire engine on a Hollywood set......Official Washington wants her to popularize substitutes for silk stockings......If La Dietrich answered the summons now...... to play her big OPM role......she'd have to take to the Capital...... her own "supporting cast". . . ● Literally sock opening comes off ......in the Smoky City on Saturday night......which is just one of the weekly bath nights down that-a-way......It's Republic's "The Pittsburgh Kid"......starring the ring-star......native Bill Conn......the only guy who won and lost the heavyweight championship the same night......They're roping off the Fulton Theater for this main event..... House will go light......having been shuttered since early July......

▼ SUPPORT THE USO ▼

● ● ● *ANY similarity except title......between UA's nifty "Sundown"......and the First National pic of silent days...... is not coincidental......—it's impossible......They're not the same story, subject, locale, or nothin'......The non-talker was touted in a season in the Mid-Twenties......as a super-special ......It broke all records at the erstwhile Piccadilly Theater (later the Warner and still later the Cine Roma)......for refunds ......Opus also had honor of getting about the shortest review in history hereabouts......A one-liner:......"75,000 cows go to Texas for no good reason"......and that was all......which serves to recall, too, how Frank Vreeland, then m.p. editor of the Evening Telegram......wanted to make a gag picture to show......at the TOCC'S Sixth Annual Installation Dinner and Dance in the Hotel Plaza......(the installed one was Charley O'Reilly)......so Frank called up old First National and borrowed a print......on the pretext that the late Lee Ochs wanted to show it......at his Uptown and Costello Theaters......which clearly should have sounded fishy to the distrib. org.......'cause Ochs had had plenty enough of it at the Piccadilly......Vreeland took out 1,500 feet of cows for his gag film venture......returned the print......No, 1st N, didn't wait till the cows came home......They weren't even missed......*

▼ SUPPORT THE USO ▼

● ● ● LOT of exhibs.......show such commercial aptitude...... that they get tagged to take presidencies......of Chambers of Commerce......Latest to take on such jobs are J. C. Peed......Well-known theater operator down in Creedmoor, N. C.......and Ralph Daves..... manager of Warner's Theater in Lexington, Va. . . . ● Like Lochinvar ......Jimmy Grainger is expected to come outa the West......on Sept. 8 from his swing through the branches there......When Plane Facts are written......Jimmy should cop Andre Kostalanetz's crown...... for chronic air traveling. . . . ● Julien Duvivier......ace director who megaphoned Alex Korda's "Lydia"......which goes into the Music Hall ......after "The Little Foxes" long play period is through......drops into local Film Row......from Hollywood tomorrow......arrival having been postponed from Monday, last......The Goldwyn biggie has not only socked the bull's-eye with New York fans and press...... but even with the Music Hall ushers......As one of 'em said to Phil M. t'other day......"I hope Russia holds out as long"......Sez we: "Wait till 'Lydia' has it's run"......Sez he: "Oh, by that time the whole war'll be over"......Whatever the new season brings......it's sure pop that Van Schmus & Co.......go into it with two of the loftiest in the "A" bracket......

▼ SUPPORT THE USO ▼

Editing Crew at Army Film Lab on 2 Shifts

Fort Monmouth, N. J.—Because of the overload of cutting work to be done on the training films at the Signal Corps Film Lab here, the editing department does a speed-up starting this week with two crews working in two shifts. First Lieut. William H. Rivers heads the Editorial Department and has split his personnel for a 7 A.M. to 3 P.M. shift, and a 3 P.M. to 10 P.M. shift.

Due to the rigid Army routine, regarrisoning of the men was required in the 20th Signal Service Company, headquarters of the cinematic soldiers. All cutters have taken over the top floor of the first barrack, where the usual reveille and other calls will not prevail.

This new system will gear the Film Lab to a greater production than heretofore.

Sergt. Gil Scott, one-time assistant to Darryl Zanuck at 20th Century-Fox, has stepped into a familiar executive groove at the Army's Training Film Lab for 16 days while Master Sergeant Tom Paolozzi takes an equipment-convoying trip to San Francisco. Scott is set to move into similar service in the new production unit set-up under Maj. Robert R. Presnell.

"War Propaganda" Com. Still Awaiting Acceptances

Washington Bureau of THE FILM DAILY

Washington — The sub-committee investigating war propaganda in motion pictures said yesterday that but a single acceptance has been received from the movie executives who have been invited to appear, and warned that unless the acceptances are forthcoming on the basis of the "invitation," that subpoenas will be issued.

However, this method of obtaining their presence will not be employed for several days, officials still being hopeful it will not be necessary to resort to subpoena.

Identity of the single person to accept it is still being withheld.

STORKS!

William "Bill" German, vice-president and treasurer of J. E. Brulatour, Inc., is passing out cigars as a grandfather, a son being born to Mr. and Mrs. Fred A. German at San Bernardino, Calif. New dad is also a First Lieutenant in the Infantry Reserve.

West Coast Bureau of THE FILM DAILY

Hollywood—J. Walter Ruben and Virginia Bruce have a new son.

Havana (By Air Mail)—Eladio Novo Pita, manager of the Ibero America Films, and Celia Roca de Novo, daughter of Seleciones Capitolio's owner, have a new daughter.

Scores Point for UA At Crescent Trial

(*Continued from Page* 1)

made another deal similar to the "61 situation blanket contract" made with Crescent Amusement Co. for 1938-39. Yesterday, Raftery offered an exhibit showing 300 such deals made by United Artists in the Atlanta district alone since 1933.

Wright attempted to prevent admission of this exhibit after challenging Raftery to produce such evidence. He had contended that the United Artists-Crescent "61 situation" deal was illegal because it involved subsidiaries not entirely owned by Crescent. It appeared convincingly that Wright lost this argument when Judge Elmer D. Davies admitted the exhibit after the statement by Raftery that the exhibit included numerous deals made with corporations with subsidiaries and that the distributor would not know if the subsidiaries were wholly owned by the corporations.

Neil Agnew on Stand

Neil F. Agnew, New York City, vice-president of Paramount Pictures Corp., was added to the list of top-flight distributor officials to testify in the Crescent hearing. On the stand yesterday Agnew, as has each of the others, emphatically denied that Paramount Pictures Corp. has had any arrangement or understanding with Crescent Amusement Co. or any of its affiliates to suppress competition among local exhibitors. He declared that his firm considers it to its advantage to have local exhibitor competition of a substantial sort.

Stating that there were "certain exceptional circumstances" in the making of Paramount's five-year franchise with Crescent in 1937, Agnew declared that it is not now Paramount's policy to make new franchises for longer than one year. However, he upheld the longer Crescent franchise as "assuring the distributor company a steady, full revenue from situations where no steady revenue had been received in the past."

David Prince Recalled

David Prince, Atlanta, RKO Radio's Southern district manager, formerly United Artists branch and district manager for the same area, on the stand most of Tuesday, was called back yesterday and questioned further about United Artists deals in 1938 and 1939 with Crescent and affiliates. Numerous questions were asked about film rentals involved in an application made by Max Buchanan, Athens, Ala., as compared with film rentals paid by Louis Rosenbaum in four situations in the same terri-

UA Multiple Pix Deals

W. M. Richardson, Universal's branch manager at Atlanta, who held the same position there for United Artists for seven months in 1936, testified to film negotiations in that year for United Artists product with Robert Hill, head of Hill circuit, Rogersville, and later with W. P. Miller, Cumberland Amusement Company, Rogersville, for 1936-37. He testified that the Hill Circuit deal, for 30 feature pictures and shorts in each of the towns of the circuit, involved $11,000. A deal for 27 pictures sold to Miller for 1936-37 amounted to $485 for Rogersville alone. This testimony was introduced to show the availability of United Artists product to both independent exhibitors and for circuits other than Crescent or affiliates.

It became evident yesterday that the rest of the week will probably be required to complete the case for the defense. This will apparently mean use of part or all of the first week in September to complete the trial.

Heavy Buying of Amusement Stocks "Within the Industry" Reported by Wall St. Journal

Heavy buying of amusement shares "within the industry" is reported by the Wall St. Journal, which lists Paramount, Warner Bros. and Loew's favored by the investors. Financial paper yesterday said:

"It was reported one Hollywood star had made a substantial purchase of Paramount common around recent tops, and was in the market for more stock which is understood to be bought for income purposes over the long pull, rather than for market profit possibilities."

FWC Closes First Deal Under Decree With RKO

(*Continued from Page* 1)

"Parachute Battalion," "Citizen Kane," "All That Money Can Buy," "Father Takes A Wife" and "Lady Scarface." Contract includes 267 theaters from San Diego to Seattle.

This is said to be the first contract closed by FWC under the terms of the consent decree. It was signed by Spyros Skouras, Charles P. Skouras, and Ned E. Depinet. Attending the negotiations were Andy Smith, RKO sales manager; Cresson Smith, Western Division manager; Eddie Zabel, Larry Kent and Al Fink representing FWC in Seattle and Arch Bowles representing FWC's San Francisco area.

Other deals are expected to be closed shortly in Fox situations in Denver, Kansas City and Milwaukee.

Despite reports to the contrary, negotiations between Fox West Coast and Universal on new product have not broken down and a deal is expected to be closed shortly after the arrival of Spyros Skouras in New York, it was reported yesterday.

Pathe Film Six Months' Net Shows Slight Dip

Pathe Film Corp. reported a net profit of $50,166 for the six months ending June 30, compared with $53,722 last year. DuPont Film Manufacturing Corp., of whose common stock Pathe owns 35 per cent, had a net profit of $822,818 for the six months this year against $909,210 last year.

Its net profit before the Federal income and excess profits taxes was $1,308,718 for six months this year, against $1,154,760 last year.

Portion of these earnings which accrued to Pathe's 35 per cent common stock interest was $287,986 against $318,223. Of these earnings $217,986 was undistributed in 1941 and $248,223 in 1940, which undistributed amounts are not reflected in the income accounts of Pathe.

RKO to Tradeshow Second Block of Five Sept. 15-17

(*Continued from Page* 1)

a.m. and "Mexican Spitfire's Baby" at 2:30 p.m.

Sept. 16, "Unexpected Uncle" at 11 a.m. and "Look Who's Laughing" at 2:30 p.m.

Sept. 17, "Suspicion" (formerly titled "Before the Fact") at 2:30 p.m.

Screen Actors Guild Renominates Officers

(*Continued from Page* 1)

phy; Second Vice-President Paul Harvey, Third Vice-President Walter Abel, Recording Secretary Lucile Gleason and Treasurer Porter Hall have been renominated. Ballots will be mailed Sept. 12 and must be returned by Sept. 19.

Will Speed Films To Army's Theaters

(*Continued from Page* 1)

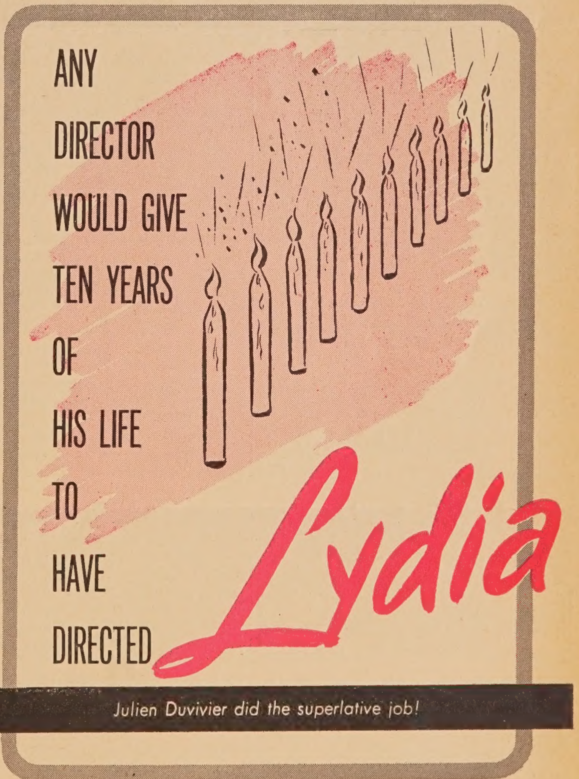
"fireworks" are anticipated in some sections of the country. It is understood that if exhibitors refuse to abide by the agreement, the cut in clearance will become mandatory.

It is likely, according to reliable information, that protests to distributors by affected exhibitors will be referred to Washington.

Century Circuit's Drive Will Open on Saturday

Century Circuit will launch its Fall Drive Saturday, the campaign continuing until Nov. 28. All circuit houses have been given individual quotas and all employes will participate in the awards to theaters reaching their quotas, it is announced. Additionally, there will be separate prizes given for group competition.

To set the stage for the drive, a dinner and pep meeting was held at the Rivoli restaurant, Brooklyn, with execs., supervisors and managers attending. J. R. Springer, Arthur S. Baker and Sam Goodman spoke, while a message from President Albert A. Howell was read by Fred J. Schwartz, vice-president.



UMPTO Authorizes Non-Delivery Suits

(*Continued from Page* 1)

ed yesterday. Exhibitor units throughout the country will be asked to co-operate in the action. George P. Aarons, UMPTO attorney, has been instructed to file the suits individually.

Twentieth Century-Fox is being charged with breach of contract for not delivering "Sun Valley Serenade," "Belle Starr" and "How Green is My Valley" on the 1940-41 contracts. Similar action is planned against RKO for non-delivery of "Citizen Kane" on the 1940-41 program, and another against Paramount in connection with "Nothing But the Truth" which UMPTO charges was resold.

Pictures involved are in current and forthcoming blocks of the companies. UMPTO asserted ysterday that all exhibitors in this territory, regardless of affiliations, will be circularized with the suggestion that they make no deals on the mentioned pictures at this time under the guise of being 1941-42 releases.

Office of the chairman of the board of UMPTO was declared vacant at a luncheon meeting yesterday when President Lewen Pizor was delegated to assume the duties until the annual elections in January.

"Sun Valley Serenade" Sets Record in Denver

Opening day receipts of "Sun Valley Serenade," at the Denver, Denver, Colo., Tuesday, according to 20th-Fox, beat not only every opening day in theater's history but all Saturday, Sunday and holiday receipts. Film topped by more than 40 per cent opening day receipts of "Alexander's Ragtime Band," and "Jesse James."

Everett Briskin Leaves Columbia as Pact Ends

West Coast Bureau of THE FILM DAILY

Hollywood—Everett Briskin, who recently completed "Here Comes Mr. Jordan" for Columbia where he has been a producer for eight years, will leave the company on Oct. 6 at the expiration of his present contract.

Oldest Crescent Manager Dies

Murfreesboro, Tenn.—Oscar Altman, 58, manager of the Princess Theater here for 27 years and oldest manager in the Crescent Amusement Co. circuit in point of service, died following a heart attack.

WEDDING BELLS

Portland, Me.—Alice E. Modes, film editor on the Press-Herald, was married at the Old Orchard Beach summer home of her parents to Miron L. Hurst of the J. Walter Thompson agency.

☆ REVIEWS OF THE NEW FILMS ☆

"Aloma of the South Seas"

with Dorothy Lamour, Jon Hall,
Lynne Overman
(HOLLYWWOD PREVIEW)

Paramount 77 Mins.

LAMOUR AND HALL IN TECHNICOLOR SOUTH SEAS ROMANCE SHOULD PLEASE MOST AUDIENCES.

For those audiences that like Dorothy Lamour in these sarong operas—and obviously there are many of them—this latest epic of the South Seas should be great stuff. While the story is simple, screened without attempt to make it a tale with a moral or message, it affords a pleasant relief from the dramas of the South Seas which have had as their premise the suffering of the people of that part of the world.

The Technicolor photography is dazzling—this is an ideal location for a color crew—and the smooth performances of the leading actors, Miss Lamour and Jon Hall, leave little to be desired.

Director Alfred Santell has given a good account of himself. His smooth, easy style is responsible for making the simplicity of the tale one of its assets. This is the first picture Producer Monta Bell has done for Paramount and it is a definite credit to him.

Jon Hall, son of an Island King, is taken away from his home as a small boy to study the white man's ways in America. Before he goes he is betrothed to a little girl (Dorothy Lamour) and he is to come back to marry her when they both grow up.

Fifteen years later, a grown man, Hall comes home with his foster father, Lynne Overman ,and there begins a romance which is very nearly blasted when his cousin, Phillip Reed, attempts to capture the island and the girl for himself.

Just as he is about to succeed a still volcano which has been the god of fire to the island folk, erupts and destroys the villain and most of the island. The lovers and their friends, however, escape.

This film is just as pretentious as the former Lamour Technicolor pictures, but it lacks the punch of its predecessors. However, it is good entertainment and will please most audiences.

CAST: Dorothy Lamour, Jon Hall, Lynne Overman, Phillip Reed, Katherine deMille, Fritz Leiber, Rita Shaw, Esther Dale, Pedro de Cordoba, John Barclay, Norma Jean Nelson, Evelyn Del Rio, Scotty Beckett, Billy Roy, Noble Johnson.

CREDITS: Associate producer, Monte Bell; Director, Alfred Santell; Authors, Seena Owen and Kurt Siodmak; from the play by LeRoy Clemens and John B. Hymer; Screenplay by Frank Butler, Seena Owen and Lillie Hayward; Cameraman, Karl Struss, ASC; Associates, Wilfrid M. Cline and William Snyder, ASC; color director, Natalie Kalmus; Associate, Morgan Padelford; Musical Director, Andrea Setaro; Song by Frank Loesser and Frederick Hollander; Island music by Augie Goupil and His Royal Tahitians; Musical numbers staged by LeRoy Prinz; Special photographic effects by Gordon Jennings, ASC; Process photography by Farciot Edouart, ASC; Art Directors, Hans Dreier and William Pereira; Editor, Arthur Schmidt.

DIRECTION, Good. PHOTOGRAPHY, Excellent.

"When Ladies Meet"

with Joan Crawford, Robert Taylor,
Greer Garson, Herbert Marshall

M-G-M 108 Mins.

HANDSOME PRODUCTION WITH EXCELLENT CAST HAMPERED BY TOO MUCH TALK.

Rachel Crothers drawing room comedy drama about a prominent woman author who falls in love with a married man may have seemed to have been a witty dissertation on the subject when produced on Broadway in 1932 but in its present screen form few of those virtues are apparent.

Producton from a physical standpoint is a handsome one. The sets are ultra in smartness. Costumes worn by Joan Crawford are both beautiful and fashionable.

Film, however, is one of the talkiest to hit the screen in some time. Screenplay prepared by S. K. Lauren and Anita Loos is marked by a continual flow of dialogue which, however, generally lacks sparkle. Director Robert Z. Leonard who produced with Orville O. Dull apparently could only keep in step with the pedestrian qualities of the script.

The cast is a good one with all principals contributing capable performance. In a supporting role, Spring Byington supplies a number of the brighter moments aided no little by Rafael Storm.

Miss Crawford portrays the role of the author who is supposed to be an expert on love and then proceeds to foolishly fall in love with her publisher, Herbert Marshall. Boy friend Robert Taylor does not give up so easily. He accidentally meets the publisher's wife, Greer Garson, at a dinner party and becomes friends with her. Taylor knows Miss Crawford and Marshall are guests at Miss Byington's home in the country for the week-end. So he tricks Marshall in coming into the city, drops in on Miss Byington with Miss Garson. Identity of Miss Garson is concealed until Marshall interrupts a deep conversation between the two women. Comes the denouement and the reconciliation between the two couples.

Worthy of note are the attractive hair styles created for Miss Crawford by Sydney Gularoff. Edwin B. Willis deserves mention for his set designs.

CAST: Joan Crawford, Robert Taylor, Greer Garson, Herbert Marshall, Spring Byington, Rafael Storm, Mona Barrie.

CREDITS: Producers, Robert Z. Leonard and Orville O. Dull; Director, Robert Z. Leonard; Screenplay, S. K. Lauren and Anita Loos; Original, Rachel Crothers; Cameraman, Robert Planck; Musical Score, Bronislau Kaper; Art Director, Cedric Gibbons; Film Editor, Robert J. Kern.

DIRECTION, Capable. PHOTOGRAPHY, Good.

Herb Copelan's Lee Thea. Opens in Ft. Myers, Fla.

Ft. Myers, Fla.—Herb Copelan's Lee Theater opened here last night to a gala fanfare of activity with Mayor H. C. Case accepting the theater in behalf of the people of Fort Myers in dedicatory exercises on stage. Opening with "Manpower" the Lee will show Warner Bros. pictures here exclusively.

Copelan recently resigned position as zone manager for Warner theaters in Atlantic City to come here.

"Under Fiesta Stars"

with Gene Autry, Smiley Burnette,
Carol Hughes

Republic 64 Mins.

STANDARD GENE AUTRY WESTERN; WILL PROVE PLEASING TO HIS FOLLOWERS.

Gene Autry's latest is a satisfactory film. While cowboy purists may claim there is too much emphasis on Autry's singing and not enough on shooting and riding, Director Frank McDonald makes sure audiences get a liberal quantity of both.

Duo of Autry and Smiley Burnette has new addition slanted for laughs. Burnette gets a kid brother, Joseph Strauch, Jr., who is a portly miniature of the comic. The kid apes Burnette with the pair adding to the comedy.

Autry is good for five songs which he delivers in his competent manner. Burnette and the youngster team up to do a number called "Keep It in the Family."

In this one, Autry is left ranch and mine by benefactor. He has to share estate with the niece, Carol Hughes. Neighboring rancheros share mine with Autry. But Miss Hughes, anxious for money, attempts to sell her share.

She falls into the hands of a pair of unscrupulous lawyers. They attempt to drive Autry and the miners away by employing a gang to shoot up the place. The girl in meantime realizes she'd rather stick it out with Autry. After a fierce gunfight, the sheriff, due to efforts of the youngster, arrives in time and the lawyers and gang are rounded up.

CAST: Gene Autry, Smiley Burnette, Carol Hughes, Frank Darien, Joseph Strauch, Jr., Pauline Drake, Ivan Miller, Sam Flint, Elias Camboa, John Merton, Jack Kirk, Inez Palenge.

CREDITS: Associate Producer, Harry Grey; Director, Frank McDonald; Screenplay, Karl Brown-Eliot Gibbons; Original, Karl Brown; Cameraman, Harry Neumann; Production Manager, Al Wilson; Film Editor, Tony Martinelli.

DIRECTION, Good. PHOTOGRAPHY, Good.

Ascap Releases Its Music for Army Shows

Gene Buck, Ascap prexy, yesterday disclosed that a blanket release to its music for free use in amateur shows in the U. S. Army has been made by the society.

Espey Quitting Goldwyn

West Coast Bureau of THE FILM DAILY

Hollywood—Reeves Espey, chief executive aide to Samuel Goldwyn for some years, announced that he would leave Goldwyn this Fall to join RKO as a producer.

To Distribute Kozinsky Pic

West Coast Bureau of THE FILM DAILY

Hollywood—Monogram will distribute "I Killed That Man" to be produced by Franklin and Maurice Kozinsky. Phil Rosen will direct.

McCarthy Staying On Temporarily at Fox

(Continued from Page 1)

McCarthy will retain his old post and Maurice Bergman, advertising manager, will resume in same capacity.

Meanwhile, it was learned that Hal Horne who is in charge of exploitation of "A" productions has a contract for a 10-month period. Horne is operating from his headquarters at the General Motors Building.

Pascal Defers "Goose"; "Arms and Man" is Next

(Continued from Page 1)

rily until the Spring, Pascal declared. Producer hopes to get under way soon on next Shavian feature.

Pascal said his releasing deal with UA called for him to deliver two more productions.

N. J. Allied Members Will Report on Pix Tradeshown

Each member of New Jersey Allied will act as a committee of one in the reviewing of the tradeshows. Comments on the pictures will be forwarded to the organization's headquarters in New York where the criticisms will be compiled and sent out to members who are unable to attend the screenings. No permanent committee will function for the unit, it was determined at a meeting of the board of directors on Tuesday.

TO THE COLORS!

Albuquerque, N. M. — Lynch Steiner, formerly usher at the Chief Theater, has been accepted for service with the Navy Air Corps; and Wayne Duncan, formerly usher at the Sunshine Theater, has joined the Navy.

Richmond, Va. — Lieut. Frank Straus, advertising department, Neighborhood Theaters, Inc., has left for military service in Detroit.

Detroit—Cem Merritt, manager of the Palace Theater, in Windsor, Ont., and a member of Detroit Variety Club, has joined the Canadian Royal Air Force. His brother, Edsel Meretsky, will manage the house.

Clifton Forge, Va.—Bruce Donald, assistant manager of the Masonic Theater, has been inducted into the Army and sent to Fort George C. Meade, Md.

Carthage, Tenn. — Wade Cooper Meeks, manager of the local Princess Theater, tried to get into the Navy but the examining physician turned him down—he was surprised to learn that he is color blind. However, Meeks has been assured that the Army will take him when his draft number comes up.

Lift Ban on Anti-Nazi Pix?

May Be Effective With Argentine Trade Pact

(Continued from Page 1)

among others, have been kept off this country's screens because of their admitted anti-Nazi and anti-Fascist implications in keeping with the Government's policy of attempting to steer a middle course diplomatically.

Importation of the pictures and their scheduled release by American distributors was the signal for totalitarian pressure to prevent circulation, with both the German and Italian embassies making representations.

Only recently, the British film, "A Voice in the Night," was banned in Argentina because it might endanger the country's friendly relations with "other countries."

Lifting of the ban on "The Great Dictator," "Pastor Hall" and "Nazi Spy" would not only represent a distinct victory for American distribs. but a diplomatic defeat of the first magnitude for the Axis powers here and throughout Latin America.

WB-House of Westmore Offering $700 in Prizes

Warner Bros. in co-operation with the House of Westmore is offering $700 in prizes to 13 theater ad men and managers who produce best local promotion of Westmore Foundation Cream in conjunction with showing of "Navy Blues." Contest ends Dec. 1 with first prize $300.

Judges are: Jack Alicoate, Film Daily; Charles Lewis, Showmen's Trade Review; Jay Emanuel, The Exhibitor; John C. Flinn, Variety; A-Mike Vogel, Motion Picture Herald; and Red Kann, Boxoffice.

Paramount Would Stay Blumenthal Proceedings

Application to stay all proceedings in the $965,000 commissions suit of Benjamin Blumenthal against Paramount Pictures in New York was filed yesterday in the Supreme Court by the defendant.

The stay is sought until a decision is made in Blumenthal's action against Paramount now pending in the English courts. Blumenthal claims that he produced a purchaser for Paramount's British theaters willing to pay 2,500,000 pounds and that Paramount breached a contract with him by refusing to go ahead with the deal.

"Little Foxes" Reported Doing $117,000 at M. H.

Goldwyn's "Little Foxes" in its first week at the Radio City Music Hall was reported last night as grossing $117,000. This figure, it was said, represented a new high for an RKO pic at the Hall for a period of years. As already reported, "Foxes" will stay four weeks.

Milestone-Hawks to Do Steinbeck Story for RKO

West Coast Bureau of THE FILM DAILY

Hollywood—The Lewis Milestone-William Hawks unit deal for the production of John Steinbeck's "The Red Pony" will be shifted from 20th Century-Fox to RKO, it is reported here. Picture was to have been the unit's first production for 20th-Fox.

Capt. James Roosevelt On Col. Donovan's Staff

Washington Bureau of THE FILM DAILY

Washington—Assignment of Capt. James Roosevelt, Marine Corps, to the staff of Col. William J. Donovan, Co-ordinator of Information, was disclosed yesterday.

Garcia's Father Dead

Havana (By Air Mail)—Francisco Garcia, 96, father of Ramon Garcia, manager of Universal's Havana office, died at his home in Pedro Betancourt.

Kill 9c Tax Exemption On Admissions

(Continued from Page 1)

vice men in uniform, including CCC boys.

Abolition of the 9-cent exemption on general admission was urged by industry spokesmen as a safeguard against price "wars," while the special provision for children of high school age was advocated in an effort to induce greater attendance in this age group without burdensome taxation.

The tax on films, which newsreel companies claim will prove disastrous, as passed by the House, which approved 10 per cent tax on both raw and finished films, has not yet been considered by the Senate Committee. It likely will be voted on today.

Korda Co. Files in N. Y. State

A certificate of statement and designation has been filed in Albany by Alexander Korda Films, Inc., to enable the company to do business in New York. Move was made necessary by the establishment of Korda's company as an American organization, starting with the release of "That Hamilton Woman."

Ole OLSEN and Chic JOHNSON
stars of
"HELLZ A POPPIN"
4 SENSATIONALLY SUCCESSFUL YEARS ON BROADWAY

COUNTRY GENTLEMEN
A RE-ISSUE

OLSEN: Just get me the key to this jail, and I'll get us out of here.

A REPUBLIC PICTURE

A FREE HAND

NEW lightings, new camera angles enliven today's screen productions. Complete confidence in the wide latitude and unvarying uniformity of Eastman negative films encourages directors and cameramen to take full advantage of every dramatic situation. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., *Distributors*
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS

SEP 2 41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 43—In Two Sections. Section I. NEW YORK, FRIDAY, AUGUST 29, 1941 TEN CENTS

MAY ASK CLARIFICATION OF SECTION X

Anti-Nazi League Denounces Senate Pix Probe

Move To "Strangle Agencies of Democratic Expression" in U. S. Is Charged

Buffalo—Industry investigation by the Wheeler-Clark Senate committee was denounced yesterday by Prof. James H. Sheldon, chairman of the Anti-Nazi League, before the annual convention of the Jewish War

(*Continued on Page* 4)

Washington Bur., THE FILM DAILY

Washington—*J. Cheever Cowdin, chairman of the board of Universal Pictures, was revealed here yesterday as the single movie executive who thus far has accepted the "invitation" of the Senate war propaganda investigating sub-committee to appear and testify. Cowdin told the sub-committee he would be glad to appear "and answer so far as able" such questions as the Senators might care to ask him.*

Further Gas Cut Effective Monday

Gasoline filling stations on the Eastern seaboard face a further cut in supplies Monday, with their September quotas to be 15 per cent under the July figure, it was an-

(*Continued on Page* 7)

RKO Against Production Of "American Way" Here

Harry Goetz is reported to have shelved all plans to produce "The American Way" in the East because

(*Continued on Page* 4)

Republic Re-issuing Olsen-Johnson Films

Republic will re-issue two Olsen and Johnson features, "All Over Town" (1937) and "Country Gentlemen" (1936), it was learned yesterday. Both will be made available about Oct. 1, it is understood. Company is rushing through a full new line of accessories for the two comedies.

10,035 Join Up for USO $1,500,000 Drive; Campaign, Starting Monday, Will Run Week

A total of 10,035 theaters have pledged their support to the USO campaign. Drive gets under way on Monday in theaters throughout the country and will continue throughout the week. A goal of $1,500,000 has been set. More than 12,000 theaters are expected to be pledged before the drive starts.

14 Submit Proposals For U. S. Film Work

Washington Bureau of THE FILM DAILY

Washington—Fourteen organizations, including the newly-formed Institute for the Advancement of Visual Education and Vocational Training, Inc., submitted proposals for the Office of Education film work, it was revealed here yesterday when the bids were opened at the Procurement Division.

Because of the number of items involved, and the multiplicity of the proposals, it was impossible to determine which firms submitted low bids. This will have to be figured out by procurement experts, taking

(*Continued on Page* 3)

Selznick-UA Finalization Said Near; Terms Revised?

Arthur W. Kelly, UA's vice-president and general manager of distribution, left last night for the Coast where he will confer with company's stockholders. Before leaving, Kelly told THE FILM DAILY announcement of David O. Selznick's signing with UA would probably be forthcoming from the Coast within a few days.

It is understood original terms

(*Continued on Page* 3)

Defense Rests in Crescent Trust Suit

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—The defense rested its case in the Government's anti-trust suit against Crescent Amusement Co. and its affiliates, exhibitors, and against Universal Pictures and United Artists, distributors, at 3 P. M. yesterday. Government rebuttal testimony is expected to consume most of today. Both defense and Government attorneys are predicting a recess until October or November before counsel are permitted to present their arguments in oral or brief form.

Judge Davies is expected to take a

(*Continued on Page* 7)

Foreign Heads Pessimistic On Mexican Strike Threat

With expected support from Government quarters failing to materialize, indications are that the strike threat of the Mexican Motion Picture Workers' Union will be carried out on Tuesday. Vacillating action by Minister of Interior which at last moment revoked exhibition license for Columbia's "He Stayed

(*Continued on Page* 3)

Broadway Scents Record Biz

Labor Day Influx, Strong Pix Held Factors

Broadway theaters are looking forward to their biggest Labor Day week-end business in history, basing their anticipation on reports of an unprecedented influx of visitors and a lineup of strong product. Robert K. Christenberry, president of the Broadway Association, said yesterday after a last-minute survey

(*Continued on Page* 3)

SCG Threatens to Picket Disney's So. Amer. Tour

West Coast Bureau of THE FILM DAILY

Hollywood — President William Littlejohn of Screen Cartoonists Guild yesterday sent the following telegram to Assistant Secretary of

(*Continued on Page* 5)

Exhibitors Uncertain As To Section's Meaning On Eve of Decree's Debut

Clarification of Section X of the consent decree may be sought from the Department of Justice by exhibitors, it was indicated yesterday as the industry prepared to begin operations under the full force of the decree. The decree becomes effective on Monday when Sections III, IV and X become operative.

Section X involves "specific run" but, according to many exhibitors and distributors, its wording is such that a variety of interpretations can be given.

For example, Clause 2 under Paragraph B has been a controversial issue. It provides that in arbitration

(*Continued on Page* 4)

Suit Would Block Arbitration by 306

Harry A. Harris in behalf of all members of the Harris circuit filed suit yesterday in the New York Supreme Court against the Moving Picture Machine Operators Union, Local 306, for a court order to restrain arbitration proceedings instituted by the union to increase the

(*Continued on Page* 5)

Republic Prod. Joining Producers Association

West Coast Bureau of THE FILM DAILY

Hollywood—Association of Motion Picture Producers (Hays organization) board at its next meeting will act on the application for membership of Republic Productions, Inc., it is stated. Understood that Moe

(*Continued on Page* 3)

Chi. Operators Ask 10% Salary Boost

Chicago—Returned from his vacation at Eagle River, Wis., Jack Kirsch, president of Allied, has been negotiating for a new wage contract with the operators' local. Latter is asking a 10 per cent salary increase and two weeks' vacation with pay.

THE NEWSPAPER OF FILMDOM THE FILM DAILY ALL THE NEWS ALL THE TIME

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CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Thursday, Aug. 28)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9½	9½	9½	— ⅛
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	28½	28½	28½	+ ½
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	141¼	141	141¼	+ 1
do pfd.	....	....	....	.....
Gen. Th. Eq.	14¼	14	14¼	+ ¼
Loew's, Inc.	37⅜	37⅛	37⅛	.....
do pfd.	108¼	108¼	108¼	+ ¼
Paramount	15¼	14⅝	14¾	— ¼
Para. 1st pfd.	110	110	110	— ¼
Para. 2nd pfd.	13⅝	13⅝	13⅝	— ⅛
Pathe Film	14	14	14	+ ⅛
RKO	3½	3½	3½	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¼	8¼	8¼	.....
20th Century-Fox pfd.	21⅝	21⅝	21⅝	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5½	5⅜	5½	.....
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	104¾	104¾	104¾	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	98¼	98	98¼	.....
Warner Bros.' dbs. 6s48	96	96	96	— ½
NEW YORK BOND MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	7-32	7-32	7-32	—1-32
Sonotone Corp.	2	2	2	.....
Technicolor	9⅝	9⅝	9⅝	+ ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	9	8⅞	9	+ ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45.	64	67
Roxy Thea. Bldg. 4s 1st '57	59	64

Service Men's Annie Oakleys

Cleveland, O.—First house to give free admissions to service men is the Garden, managed by Tom Whyte.

SATIRICAL COMEDIES

Former Ghoster, now author of modern satirical quality shorts wants (economical) three way contract with major or aggressive minor. First short ready to shoot in New York. Write Box 1900, The Film Daily, 1501 Broadway, New York City.

Detroit Ushers Union Pact Seen Weeks Away

Detroit—While further meetings have been held of the new IATSE local for ushers, doormen and candy girls, with theater owners, no agreement is anticipated for some weeks. Present negotiations are with Co-operative Theaters' attorneys, and are devoted to study of the present pay scales.

Extreme variation in wages and hours makes setting of any standard difficult for both sides. Probability is that agreement will be reached on a minimum hourly wage rather than weekly.

Cameramen's L. A. Local Asks Bargaining Agency

West Coast Bureau of THE FILM DAILY

Hollywood—That producers recognize International Photographers Local 659 as sole bargaining agent for all cameramen that have no dealings with the American Society of Cinematographers was one of the demands made by Herbert Aller at a meeting with producer representatives.

Cameramen also seek the eight-hour day, six-day week with time and half for overtime.

Studio Projectionists Make Threat of Strike

West Coast Bureau of THE FILM DAILY

Hollywood—Studio projectionists local 165 meeting has been postponed to Sept. 2 at which time a strike vote will be considered if an agreement is not reached with producers.

Local IA leaders are not depending on their international representatives, it is understood, and will try to complete all deals here.

Threats to Hedy Lamarr Result in Indictment

West Coast Bureau of THE FILM DAILY

Hollywood—A Federal grand jury here indicted Sidney M. Buchanan, of Baltimore, on a charge of attempting to extort $500 from Hedy Lamarr by threatening in two letters to destroy her beauty. Unable to provide $2,500 bail, he is in jail.

Leonard Gaynor with Farnol

Leonard Gaynor has joined the Lynn Farnol organization as an associate for a limited period, which may become permanent at Gaynor's option. He will work both on film interests and general accounts. Gaynor has been associated with Paramount, Columbia and 20th Century-Fox.

Para.'s "Aloma" Clicking

Paramount's "Aloma of the South Seas" is topping all recent company releases, with the exception of "Caught in the Draft," in its first five openings, it was reported yesterday. Near record business was reported in Springfield, Mass., New Orleans, Omaha, Colorado Springs and at the Paramount in New York.

Civil Liberties Union Blasts "Village" Ban

Action of the New York state board of censors in banning "The Forgotten Village," on the grounds of immorality was condemned as "the caprices and dangers of bureaucratic censorship," by the American Civil Liberties Union yesterday through its National Council on Freedom from Censorship.

National Council, headed by Quincy Howe, has offered its services to exhibitors of the film in appealing the case to the courts if the board of censors fails to reverse its order.

Pathe Film-duPont Film Deal Before SEC Sept. 4

Washington Bureau of THE FILM DAILY

Washington—SEC hearing on application of Pathe Film for permission to transfer 3,500 shares of stock of DuPont Film Manufacturing Corp. to E. I. duPont De Nemours in consideration of 56,750 shares of the latter company's stock, has been postponed until Sept. 4 at request of applicant. Pathe also asked SEC exemption to permit compensation to Col. T. C. Davis, a director, for services in connection with the transfer.

"Little Foxes" RKO's Best At Music Hall in 5 Years

First week of "The Little Foxes" at Radio City Music Hall gave the house its largest gross on an RKO picture since "Spring Time" five years ago. The Samuel Goldwyn picture outgrossed by a large margin "Snow White," "Gunga Din" and "Tom, Dick and Harry." House has been opening its doors at 9 A.M. instead of the usual 11 o'clock opening.

Journal-American Echoes 'Communism in Hollywood'

New York Journal American went to town yesterday on "how Hollywood embraced Communism and had its pockets picked" of an estimated $2,000,000, using "The Red Decade," new book by Eugene Lyons, editor of the American Mercury, as the peg on which to hang its story.

"International Lady," "Sundown" for Rivoli

Two UA releases, Edward Small's "International Lady," and Walter Wanger's "Sundown," have been pencilled in by the Rivoli for early showing. "International Lady" will probably follow "Unfinished Business," which begins its run Labor Day.

Hal Horne Adds Two

Two additions to the Hal Horne organizations were announced yesterday. They are Louis Berg, formerly with UA and G-B, who joins the publicity forces and Erma Pfingst, formerly with Nestle Lemur Co. and Walt Disney Prod., who joins the ad department.

COMING and GOING

WILL HAYS is due in New York today.

ARTHUR W. KELLY arrives on the Coast this morning for conferences with UA producers.

BILL HEINEMAN, Universal's assistant general sales manager, has returned from Los Angeles.

RAYMOND MASSEY arrives this morning aboard the Twentieth Century.

MR. and MRS. HARRY CAREY arrive Sunday morning from the Coast.

VERA ZORINA returned to Hollywood last night after a three-day stay in New York.

JOE E. LEWIS has returned to the Warwick Hotel from Saratoga.

BETTY HUTTON arrives from Hollywood tomorrow.

HARRY GOLD and HASKELL MASTERS return today from Nashville.

DOROTHY COMINGORE is in Boston for a personal appearance in conjunction with showing of "Citizen Kane."

FRANK CAPRA planed in from Hollywood yesterday to take a look at "Arsenic and Old Lace."

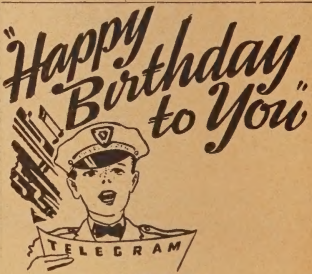
Stearns Bares Changes In UA Sales Personnel

Changes in United Artists' sales personnel in Bert M. Stearn's district were announced yesterday.

Guy Hancock, formerly with RKO, replaces Edward Golden on the Indianapolis sales staff. Jack Finberg has been moved up to Cincinnati city salesman, replacing Irving Sochin. Mitchell Blachschleger, office manager in Cincinnati, has been advanced to the sales staff to cover Finberg's former territory in West Virginia and Kentucky. Art Young, for many years with Universal, has been named Cincinnati office manager.

$299,431 Walsh Estate

San Francisco—Will of Morgan A. Walsh, indie theater man, probated here, left an estate of $299,431 to his widow, son, and daughter.



AUGUST 29
R. M. Savini
Mack Littman
Hanah Kass

AUGUST 30
Joan Blondell

AUGUST 31
Si Seadler
Hugh Harman
Fredric March
Frank Marsales
John Garrick
Frances Kann
Phil Charig

SEPTEMBER 1
Rex Beach
Meriam Seegar
Edwin S. Clifford
Betty Blythe
Richard Arlen
Maj. Wm. S. Altman

Building
Remodeling

THE Film Equipment News DAILY

Equipment
Maintenance

VOL. 80, NO. 43—Second Section NEW YORK, FRIDAY, AUGUST 29, 1941 TEN CENTS

PROJECTOR FLOW TO THEATERS IS STEADY

Building Of New Stands Faces Curtailment

PLAIN TALK

. . . about equipment

By GEORGE H. MORRIS
Equipment Editor, THE FILM DAILY

A CAREFUL look around the exhibition field discloses that there is a smart section of theatermen who have been doing some careful looking around of their own. They obviously have vision. And they're using it.

What they have perceived is the rather clear evidence that, because of the current national emergency, it is wise to buy theater equipment now, and thus anticipate the needs of their houses.

— o —

WITHIN the realms of possibility, if not probability, the pressure of the preparedness program and all-out aid to the beleagured democracies on which the Government and the people of the U. S. are vigorously embarked is likely to increase as defense and lease-lend measures are given the right-of-way along the industrial front in ever increasing degree.

To date, the equipment field has been far steadier than some quarters have contended it would, and this in the face of the fact that the manufacturing firms, strong auxiliary channels to the defense setup by virtue of their skill in engineering as well as their mechanical facilities, are patently in the front line of Government plans.

— o —

THAT what has been true will continue to be true is a perilous philosophy for theatermen to embrace, for at the single shake of a lamb's tail, if the international situation becomes bleaker as far as all of us are concerned, the sources of supply which are here today may be gone tomorrow. That such MIGHT happen is sufficient justification for the far-sighted circuit and exhibitor to put in stock to meet contin-

(*Continued on Page* 2)

Champagne For Bow?

Detroit—William A. London and Bernard Brooks have their fingers directly on the pulse of public sentiment. Realizing the growing popularity of the U. S. Navy all over the nation, they have decided to rechristen their Harmony Theater the Admiral Theater. They have just taken the house over, and are currently remodeling it for September opening.

Availability of Materials Is Questionable Due to Conservation by the OPM

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington—Just how hard the defense program is going to hit the motion picture industry, through the system of priorities, is a question no one here can satisfactorily answer at this time. However, this is known,—that there is going to be rationing of certain photographic

(*Continued on Page* 7)

General Register Has Brisk Current Trade

General Register Corp. reports business brisk in all sections of the country with respect to demand for organization's ticket vending machines. A few of the many orders received within a week's time called for one 4-unit Unicon for the Victory, Denver; one 2-unit Automaticket device for the U. S. Army at Fort Bragg, N. C.; one 5-unit Automaticket for the Kern Theater, Bakers-

(*Continued on Page* 7)

CTS Reports Business On Upgrade in W. Va.

Charleston, W. Va.—The Charleston Theater Supply Co. reports here a noticeable stepping-up of business attendant upon the advent of the new 1941-'42 season. Among the lengthy list of sales effected recently are Motiograph projection and sound, Strong projection lamps, and a Da-Lite screen for the Wilson

(*Continued on Page* 7)

NEW USE FOUND FOR RECORDAK

British P. O. and Eastman Start Unique Service

Rochester — Slashing many days off transit time and slicing cost to a fraction of normal, a new kind of airmail service was launched recently by the British Post Office in conjunction with Eastman Kodak, Ltd.

"Airgraphs," as the service is called, is the latest application of the Recordak system, developed in filmland.

Ordinary airmail letters from the Middle East to England must be carried part of the way by sea. They

(*Continued on Page* 6)

Two Missouri Chains Seen in Bldg. War

Caruthersville, Mo.—The answer of the powerful I. W. Rodgers Circuit of Southern Illinois and Eastern Missouri to the invasion of this Southeastern Missouri town by the

(*Continued on Page* 6)

Bid Approved by Wilby For New Alabama House

Anniston, Ala.—Thomas G. Coleman, manager of Alabama Theaters, Inc.'s operations here, was advised that R. B. Wilby of Atlanta, head of the company, had approved the bid of Andrews-Dawson, Montgom-

(*Continued on Page* 7)

Situation Seen Favorable To All Houses Planning Such Equip. Replacement

Projector deliveries are coming through in good shape, with leading manufacturers and sources of supply taking care of customer outlets in what is described by authoritative channels as "a reasonable period of time." Further, it is the consensus that this favorable situation will continue unless unforeseen circumstances arise, such as the inability of the trade to get requisite materials.

While a considerable number of projectors have been delivered on Government order, and more such orders are forthcoming, manufacturers point out that they have geared

(*Continued on Page* 4)

Fire Regulations Are Issued In Iowa

Des Moines, Ia.—Iowa Fire Marshal John Strohm has issued fire regulations for theaters, assembly halls and auditoriums pertaining to emergency exits, ramps and seats under a provision of the Iowa sta-

(*Continued on Page* 4)

Goldberg's Newsreeler Makes Bow In Oakland

Oakland—Aaron Goldberg, veteran Northern California Theater operator, opened his new Newsreel Theater here this week.

Fifty thousand dollar house is re-

(*Continued on Page* 7)

A Tense Sit-uation

Ft. Myers, Fla.—What might have been a 100 per cent standing room opening for the new Lee Theater here on Wednesday was avoided by the timely arrival of some 750 auditorium chairs by express,—a rare method of delivery. Herb Copelan, of Cojac Theater Corp., breathed a big sigh of relief when the expressman rang. So did Manager Frank Zehringer.

Paramount, Erpi Sign Pact

Balaban Sees Step as "Sound Insurance"

Barney Balaban, president of Paramount Pictures, Inc., yesterday announced the signing of a new twelve-year contract with Electrical Research Products, Inc., under the terms of which Paramount is assured of immediate and complete modernization of all of its sound recording

(*Continued on Page* 6)

Realty Firm Announces Shubert Theater Lease

Berk & Krumgold, theater realty specialists, Paramount Building, announce that they have consummated a long term lease whereby new inter-

(*Continued on Page* 6)

Building Remodeling
THE FILM DAILY Equipment News
Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folk, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK

. . . about equipment

(*Continued from Page* 1)

gencies. To advocate such a step is not to be an alarmist. It is to apply common sense.

If no contingency outcrops, no loss is faced. The sinews of theater operation will not deteriorate, and can be employed as needed.

—o—

THERE are some who may read into the advocacy of preparedness by the nation's theater interests an encouragement to hoard. That is poppycock. For a business enterprise, whether it be one or a dozen theaters, to establish a reasonable operating reserve, as far as supplies are concerned, is no more hoarding than to put a reasonable sum of money in the safe keeping of a bank, in order that normal operation during an assumed future span can be assured, can be tagged as hoarding. The miser perversely keeps going to save. The businessman sensibly saves to keep going.

—o—

BY setting up a reserve of equipment, the theaterman stands to save . . . his stand. It may well be that he also stands to save the difference twixt current and future prices of equipment. There is an immutable economic law that as the supply decreases the demand increases, with consequent higher prices.

To those who may still construe our advocacy of "buy now and anticipate the needs of your theater," we call to the witness-stand the Good Book to testify to the morality of preparing for a rainy day:

"Laying up in store for themselves a good foundation against the time to come."

Florida Stand Shutters Labor Day for Improvemen

Gainsville, Fla.—The Florida Theater is scheduled to close on or about Labor Day and will undergo a thorough remodeling. Improvements planned include installation of a new air-conditioning unit and something different in chairs.

First-run pictures will be offered here. Ed Roberts is manager.

Rook Plans Refrig. Purchase

Montgomery, Ala.—Charles Rook, owner-manager of the Charles Theater, is considering installation of a $20,000 refrigerating system to supplement present cooling system found inadequate for the house.

Temple's Operator "Expands"

East Jordan, Mich.—Hollis Drew, operator of the Temple Theater here, is opening a new $17,000 bowling alley adjoining his theater.

United Theat. Supply Lists Its Latest Sales

Tampa, Fla.—United Theater Supply Co. here has just announced a block of new sales included in which are Ideal chairs for Paul Vinson's Circle Theater in Sebring; a Da-Lite screen for Wometco's Mayfair, Miami; Ashcraft projection lamps for the Grand, Palm Beach, another Wometco house; Ideal chairs for Drew Eberson's Daytona, Daytona Beach, and Mina Grady's Florida in Starke. The latter stand also received Bigelow carpet and a Da-Lite screen.

Baldor Rect-O-Lite rectifiers went to Floyd Theaters' Florida in Sebring; a Da-Lite screen to Fred Case's Palace, Ft. Lauderdale; Syncrofilm sound heads to J. O. Biddle's Fay, Jasper, Fla.; and a Da-Lite screen to Charles Hollander's Edison, Miami.

Also listed was a Da-Lite screen for J. M. McKinney's Park in Hahira, Ga.

Warners Start Project For Modernizing Gem

New Haven—Warner Bros. Circuit Management Corp. will start renovation of the 750-seat Gem, Willimantic, dark for several years, to be opened some time in October. Warner's will operate the Gem, in conjunction with the Capitol in the same town, recently renovated.

The Remont, Ansonia, will reopen in September, after being closed for the Summer.

New Front for Lake

Lake Butler, Fla.—Lake Theater has had its face lifted and a new front now replaces the old one. A hanging marquee replaces the old-fashioned awning and neon signs in color have taken the place of the old lights. H. A. Dale is manager.

Gem Adds Balcony

Mulberry, Fla.—Remodeling work on The Gem will include a balcony. Original plans did not call for this but it is being added in order to increase seating capacity of the small house. R. T. Arnold and Marvin Morris will operate the house when completed.

Astoria's Strand Has Debut

The Strand Theater, new Astoria, L. I., house, had its inaugural on Wednesday night. It is located on Broadway and Crescent St. there.

An enterprise long associated with the best work in the field . . .
Executing
PAINTING . . .
DECORATING .
MURALS . . .
BATTISTI STUDIOS
308 WEST 42nd STREET New York City

New $30,000 Theater Under Way in Las Cruces

Las Cruces, N. M.—One of the last remaining Las Cruces landmarks—an old adobe building on north Main St.—is being razed this week to make way for a modern new theater building being erected by Willis Buckley and Glenn Hamill and leased to the Fox Intermountain Theater Co.

The building and grounds will entail a cost in excess of $30,000. The structure is to be of hollow tile with seating capacity of 600. The theater is expected to be ready for occupancy in about 90 days.

Smith Circuit In Cuba Revamping the Encanto

Havana — The Encanto Theater, first-run, of the Ernesto P. Smith Circuit, has been closed for approximately a month to undergo reconditioning and repair work. A new cooling system and new seats will be installed. The Lira Theater here of Enrique Vazquez, closed for several weeks has opened after being completely renovated and equipped with new decorations, new light, new sound, new projection equipment and new seats.

Shenker Breaks Ground For a New 500-Seater

Lorain, O.—George Shenker, who built the Lorain Theater three years ago, has broken ground for a new 500-seat house to be called the New Grove, and which will cost approximately $50,000.

Plans were prepared by W. S. Ferguson, Cleveland architect, and the building will be completed about the first of November. Shenker has contracted to install RCA sound equipment.

Gables To Be Remodeled

Coral Gables, Fla.—Plans are under way for an extensive remodeling of the Gables Theater, according to Leroy J. Boone, manager. Work will include interior alterations. This is a Paramount Enterprise house.

Pal Ready Mid-Sept.

Lyons, Ga. — The Pal Theater Building in Lyons will be completed by Sept. 15, it was announced by the management.

— ASK —
THE MAN WHO OWNS THEM
AND YOU WILL HEAR THAT
MOTIOGRAPHS
OFFER THE UTMOST IN SCREEN RESULTS
— SEE —
YOUR INDEPENDENT THEATRE
SUPPLY DEALER TODAY

COMING and GOING

GEORGE MEAD, general sales manager of General Register Corp., is in the South on a business trip.

JOHN EBERSON, film theater architect, is in Washington today.

P. A. McGUIRE of International Projector Corp. has returned to New York from Syracuse where he addressed a meeting of the IA in connection with the State Federation of Labor's convention.

JOE HORNSTEIN leaves New York this weekend for Chicago.

DREW EBERSON, junior partner of the firm of John and Drew Eberson, leaves New York on Monday for Florida.

JAMES R. PAUL, manager of Eastman Kodak Co.'s motion picture film processing station in Tokyo, has left Japan for Shanghai, en route home, according to word received in Rochester.

W. C. STAHER, General Register Corp.'s branch manager in Chicago, has left that city for the West Coast.

To Reseat the Park City With American Chairs

Bridgeport — Strand Amusement Co. will close the 700-seat Park City for one week to reseat with American Seating chairs, and continue with renovation of the lobby and interior, and new carpeting by National Theater Supply.

Following this renovation, a similar job will be started at the 600-seat Strand-Palace.

New One for Delaware

Woodcrest, Del.—A new theater is being erected locally to be known as the Crest. B. Shindler, operator of the Ace Theater at nearby Wilmington, is secretary of the Crest Amusement Co., operator of the new house, and will manage it.

Redecorated Fair Bows

Dallas—The Fair Theater, one of Interstate's neighborhood houses, has been completely redecorated. A new front, a modern marquee, new rugs, new seats, sound equipment and screen have been installed. Frank Aydelotte is manager.

FOR LOW COST
COMFORT
COOLING
WRITE..
U.S.AIRCO.

Northwestern Terminal
Minneapolis, Minn.

Canada Charges Many Building Violations

Toronto — A warning has been issued by C. Blake Jackson, Deputy Priorities Officer for Civilian Construction, that the ban on new building projects as a war economy is being evaded in many quarters and that the authority has tightened down on construction expansion, stiff penalties to be imposed for further infractions.

It has been found that erection and repair jobs in excess of $10,000 have been undertaken without permits and likewise equipment installations costing more than $5,000. Failure to obtain a license for any commercial construction job will be followed by heavy penalties.

T. J. Evans Completes $5,000 Remodeling Job

Clinton, Ia.—The former Parkside Theater here has been remodeled and modernized under a $5,000 investment by Owner T. J. Evans which included changing the name of the house to the Lyons Theater.

Improvements included a new cooling system, improved projection and sound equipment, new seats, new interior finish and a new marquee.

The new marquee is in the shape of a V with lighted glass sides and third dimension letters. The interior of the house now is attractively finished in tan, ivory and brown composition material in block pattern, with a checker-board effect trim. Indirect lighting fixtures harmonizing with the color scheme.

The new seats are tangerine and blue to blend with the interior coloring. A washed-air cooling system and a new heating system also is included.

Ray Colvin Make Sales To Two Mid-West Stands

St. Louis—O. W. McCutcheon of Charleston, Mo., has purchased 500 opera chairs from Ray Colvin of Exhibitors Supply for his Joy Theater, Charleston, scheduled to open early in September.

Colving also sold about 450 opera chairs to the new theater in Neoga, Ill., that B. Roy plans to open at a very early date.

Hudson in Expansion Move

Maud, Okla.—Cecil Hudson, who has perfected a new and improved process of hand-colored window cards and other theater advertising material, is branching out and may soon open a distribution point on Oklahoma City's Film Row.

Cheektowaga To Get Drive-In

Cheektowaga, N. Y.—Paul Wintner, of Cleveland, plans a 700-car Drive-In on Harlem Ave. Sale of the 20-acre site was authorized by the Erie County Board of Supervisors.

Its Golden Jubilee

Rochester — Eastman Kodak Co. will celebrate its 50th Anniversary this year, for it was in 1891 that Kodak Park's first small group of buildings began to function. From a modest cluster of buildings, the company has grown to a point where it now occupies in this city a total of 97 large buildings on a 400-acre site.

Rafuls to Construct New Theater in Ohio

Youngstown, O. — Paul and M. Joseph Raful, Youngstown district theater operators, announce that a 1,000-seat theater, costing $125,000, will be built immediately in Midlothian Blvd., between Market and Hillman Sts., in Boardman Township, just outside the city's southern limits, to be known as the Newport Theater. The F & Y Construction Co., Columbus, has been awarded the general contract, and the theater is expected to be ready for opening before Christmas.

The theater will be of brick and steel construction, 75 ft. by 170 ft., and the equivalent of about two stories in height, with a terra cotta front. There will be an outer grand lounge, 23 by 42 ft. and two stories in height, and an inner grand lounge. These will have powder rooms, and will be decorated with murals and illuminated by fluorescent black lighting, and elsewhere there will be bulb and neon lighting. There will be a flowered patio in front.

The building will be air-conditioned, and all sound and projection equipment will be of the latest improved type. The theater will have a two-acre free parking lot adjacent to accommodate about 400 automobiles. Paul Raful is the operator of the old Ohio Theater which was sold to the City of Youngstown for Market St. widening, and M. Joseph Raful is the operator of a theater in Newton Falls, where he makes his home.

ESC to Supply Ohio

Golconda, Ill.—V. L. Davis and A. Curley, owners of the Ohio, contemplate remodeling the house into a 400-seat stadium type house. Orders for 400 new opera chairs, rectifiers and other booth equipment, have already been placed with the Exhibitors Supply Co., St. Louis, through Ray Colvin.

Mrs. Check to Build Another

Lewiston, Pa.—Mrs. Mary Check, who owns the Rialto Theater, and Paul O. Klinger, manager of this house, have completed plans for the construction of a new 750-seat theater, on which work is to start immediately.

Richmond Contract Awarded

Richmond, Va.—Wise Granite & Construction Co. has been awarded the contract for construction of Neighborhood Theaters' Regent, in Colonial Heights. A. O. Budina drew plans for the $60,000 project.

SERVING THE NATION
NATIONAL THEATRE SUPPLY COMPANY
SOLD • SERVICED • GUARANTEED

Just to remind you

Mainly, this is about something that stands ready to help you every day.

★ ★ ★

Or perhaps we should say every night, because it's mostly in the wee small hours that "NLS" gets to work.

★ ★ ★

"NLS," of course, is National Loan Service . . . mechanisms, intermittents, lamps and other projection equipment —all for your use, *without cost.*

★ ★ ★

In these critical days, exhibitors can count on "NLS" to see them through an emergency or a real breakdown.

★ ★ ★

Here, if you like figures, are some statistics on National's vast stock of Loan Service equipment.

★ ★ ★

In a straight line three feet wide, National Loan Service equipment would stretch for half a mile. All told, it requires 7000 feet of storage space. It's valued at close to a half-million dollars.

★ ★ ★

In this stock there is a mechanism for every 35 theatres in the United States. There's an intermittent movement for every 25 theatres.

★ ★ ★

Every year National Loan Service does over one million hours of work in theatres, *absolutely free.* In total elapsed time, that adds up to 40,000 days, 1500 months, or 125 years' work.

★ ★ ★

This Colossus of (Loan) Service is at your service at any time.

★ ★ ★

And we mean *any time.* Because day or night there's a National Theatre Supply Company branch near you.

★ ★ ★

Have you discussed *your* equipment with a National representative lately?

NATIONAL THEATRE SUPPLY COMPANY

★

Protect your theatre against breakdowns.
Get a National Equipment Check-up today.

Flow of Projectors Currently Steady

(*Continued from Page* 1)

their facilities in such a way that all normal demands by filmland itself can be adequately met.

The only inconvenience customers are now facing, as far as deliveries are concerned, is in point of time, and trade sources assert that there is no foundation for the belief in some quarters that orders are reaching a "when and if" status on the manufacturing end.

Checkup also reveals that the programs of both major and indie circuits, aimed at keeping projection in their houses on an up-to-the-minute standard, are progressing smoothly, and that many orders have lately been received by supply sources from individual exhibitors seeking the same end.

Such circuits as Loew's, Warners, National Theaters, and Paramount and its affiliates, have been embarked for some time on projection improvement programs. These have been progressively carried out over a considerable period and are by no means steps initiated because any economic contingency loomed.

San Francisco's Fox Renews Renowned Carpet

San Francisco—Fox Theater here, $5,000,000 super deluxe house built by William Fox in the flush twenties, has just had to dig up another $750 for its sidewalk carpet. The red carpet, 55 by 22, is believed to be the only thing of its kind in the world. It has to be renewed every year or so, taking a terrific beating from rain and millions of muddy feet.

Fox West Coast, present operators of the 5,000-seater would, down in their hearts, like to ditch the infernal carpet—but fear maybe the Fox would lose "face."

To Renovate at Lyndora, Pa.

Lyndora, Pa.—Clyde S. Waugaman has taken over the local theater and will do a complete renovating job. House has been closed for more than 10 years. Waugaman also operates the Rex, Slickville.

Berenson Reopens Redwood

Bogalusa, La.—E. Berenson has reopened the Redwood following completion of painting, acoustical improvements, and a new front. House is now on a seven-day operating schedule.

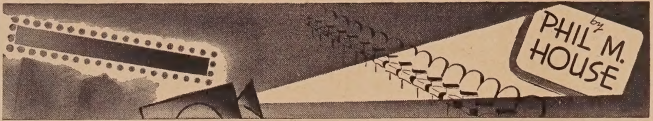
Remodeling Atlantic House

Atlantic, Ia.—Pioneer Theater Co. is remodeling the Iowa. Installation of new furnishings and equipment, and improvement of the interior and exterior of the house are planned.

Mitchell Installs Simplex

Barbourville, Ky. — Charles R. Mitchell has equipped his new Magic Theater with Simplex high lamps, National rectifiers, Super Simplex projectors, and a Walker PM screen.

OF MATERIAL INTEREST



● ● ● TO an engineer......a zebra is both......a white creature with black stripes......and a black creature with white stripes.....for our technical gents are ambidextrous......in applying their talents......A good example is to be found in the case of Lester Isaac......director of sound and visual projection......for Loew's Theaters......Lester has been busy of late......creating the off-stage sound effects......for a forthcoming Broadway stage play......At this task......he is as adept......as in doing likewise or films......even in the silent days......Unless our memory fails us......this same Mister Isaac......had quite a finger in the off-stage sound "pie"......in the days when "Ben Hur" and "The Big Parade"......were playin' around the country......Although these were inarticulate productions......the gent helped make em sound attractions......by supplying effects mechanically......in those mysterious-to-the-audience precincts......back o' the proscenium arch......

▼ ▼ ▼

● ● ● OUT in Amsterdam, N. Y.......James W. Ferguson of that city......has been elected......chairman of the board......of Mohawk Carpet Mills, Inc.......at a recent "pow-wow" of the directorate... ● In the Cincy sector......Bob Fitzwater's "Western Hills"......—new suburban theater—......will be opened shortly......via an invitational premiere......and during general remodeling of RKO Radio's offices in the community......including air conditioning and sound proofing......the exchange has moved to the third floor temporarily......Stanley Jacques is the branch manager......

▼ ▼ ▼

● ● ● HEAVY demand from the trade......for Droll Theater Supply Co.'s processed carbons......is reported by that org. from Chicago......The demand is general from all parts of the country......it is asserted... ● R. A. Klein......Chi. manager for the RCA sound department......has had Minnesota territory......added to his district........which will now embrace......Wisconsin, Northern Illinois, South Dakota, North Dakota, and Minnesota......The Frosh Theater Supply Co. of Minneapolis......will continue to service......RCA clients in that territory......With the addition of the Brenkert line......to the equipment department of RCA's Chicago headquarters......more men will be on the job......for service in the various territories......so dispatches say......

▼ ▼ ▼

● ● ● OPTIONS on three properties......in the central part of Honesdale, Pa.......have been obtained by Comerford Amusement Co.......as a site for a new theater......The properties are in the form......of an "L"......with a frontage of 25 feet on Main Street......opposite the Post Office Building......Currently, the Comerford interests......operate the Lyric Theater......on the main stem... ● Hickey & Co. of Dallas......has just been given a Government contract......for the construction of a theater......at Camp Bowie......near Brownwood, Tex.......Contract calls for $68,860 to erect the playhouse......

▼ ▼ ▼

● ● ● FOX West Coast, Golden State, and several other circuits......out Frisco way......which are building new stands......had a hectic 48 hours when word came that the Government was shutting down......on steel shipments......beginning Sept. 1......The boys visualized a heavy wad of their dough sunk in half-finished houses.....Certain amount of reassurance has come from Washington however......but it's not official......Theater execs. have been given to understand......that enough steel will be released to finish all work now in progress......As to future building......circuits should check with Uncle Sam first......Government decision will depend upon how much......the theater is needed......and how much essential material goes into the construction......Architects aver that in small houses......it will be possible to replace most of the steel......with other materials.

Fire Regulations Are Issued In Iowa

(*Continued from Page* 1)

tutes allowing him to set fire escape regulations.

The new regulations require that all emergency exit doors shall be at least 22 inches emergency exit door width for each 100 persons, or major fraction in excess and no emergency door shall be less than 44 inches in width except doors to fire escapes. At least one emergency door must be provided and each door shall have lighted signs over the door at night or when the room is darkened. All emergency exit doors must open outward and cannot be fasted against exit, except by anti-panic bar locks while the building is open to the public.

Foyers, corridors, passageways and stairways must not be of less width than the combined width of aisles leading into them and in no case shall any aisle or passageway be less than 36 inches wide or any foyer or stairway less than 44 inches wide in the clear. Stairs and passageways must be properly lighted.

Ramps must be provided in aisles and passageways leading to exits instead of steps whenever the rise to exit will permit a ramp to be used. The ramp rise can not exceed one foot in each seven feet of lineal length except by special permission of the state fire marshal.

Regulations on Seats

Seats must be securely fastened to the floor except those railed in enclosures, boxes or loges with level floors and having not more than 14 seats.

The seats must be arranged in such a manner that no more than 14 seats be placed between aisles and no more than 7 seats between an aisle and the wall when there is no outside aisle at the wall. The seats must be so arranged that there will not be less than 30 inches from back to back of the seats. No seats can be placed in the aisles or persons allowed to stand in aisles or foyers.

Persons waiting to enter the building cannot occupy more than one-half of the lobby, thus leaving one-half of the lobby clear for exit.

Lowrys Expect House To Be Ready Sept. 15

Dardanelle, Ark.—John D. Lowry and Mrs. Lowry, are building a 500-seat theater here, and expect to have same completed by Sept. 15. It will mark the second theater in this town.

The Joy, which has been operated by T. M. Hasty for the past several years, has just become affiliated with the Malco Circuit in Memphis.

Dattola Gets New Sound

Bart Dattola is re-equipping his 1,100-seat Dattola Theater, at New Kensington, Pa., and has contracted with RCA Photophone for new sound equipment for the house. He also operates the Paramount in the same community.

"IN THIS CORNER—"

Introducing "Heavy-Hitters" in the Equipment Arena

J. J. (JAP) MORGAN. Born Ashville, N. C., 1884. Entered filmland with Little & Pratt, Denver agents for Edison Kinetoscope Co. Then learned projector operation and attended business college. In 1902-03 was operator at Elitch's Gardens. Made road trips for Little & Pratt in '04 using such equipment as a Model "B" Gas outfit. With Crystal Theater, Denver, '05-'06 installing first Powers No. 4 Projector. Transferred to Colorado Film Exchange. During 1909 had charge of sales on Edison Projectors and Supplies, installing first Motio 1908 Model in Denver. Served subsequently with W. H. Swanson Film Exchange, Universal Film Exchange & Supply Co., and Swanson & Nolan Supply Co. In 1918 the Mountain and Plains Theater Supply Co. succeeded the latter firm, Morgan becoming manager and in 1922 half owner. In 1926 this organization was incorporated into National Theater Supply Co. and Morgan was made manager of the Denver office.

W. A. HODGES. Native of Arkansas. Known to the equipment field as "Al." After finishing school he started work at the Kempner Theater in Little Rock as stage electrician and motion picture operator. During World War No. 1 served in the Electrical Division of the U. S. Navy. After his discharge from the service he managed the Palace Theater in Little Rock until the Memphis office of National Theater Supply Co. was opened in 1927. He then joined that branch as a salesman and was later transferred to Oklahoma City in the same capacity. In 1930 was appointed manager of the New Orleans branch, which post he now holds. Al is 42 years of age and enjoys wide popularity among exhibs.

New Catalogs

Vallen, Inc., Akron, O., has just issued a folder illustrating its No. 40 Pillow-Block Action and No. 15 Curtain Controls as well as the company's No. 150 All-Steel Safety Track. This and other literature on Vallen products may be obtained by addressing inquiry to the company.

Nat'l Theaters-RCA Renew Service Pact

For the sixth consecutive year, the more than 300 theaters comprising the National Theaters Amusement chain are to be serviced by RCA sound engineers, under agreements just signed by the chain and RCA Photophone negotiators. Theaters of the Fox West Coast, Evergreen State Amusement, Fox Intermountain and Fox Wisconsin circuits are included in the pact.

Negotiations were handled by Spyros P. Skouras and Frank Irby for National Theaters Amusement, and E. C. Cahill, Photophone division manager; Ralph B. Austrian, assistant vice-president, and W. L. Jones, national service manager, for RCA.

Strand In Montreal Closed for Remodeling

Montreal—One of the oldest picture theaters in Montreal, which has been in operation almost 30 years, the Strand, located at the corner of St. Catherine West and Mansfield St., has closed to undergo a modernizing treatment and will reopen in about a month with a new front and new chairs.

Workmen are busy tearing out some of the old construction that is to be replaced as well as removing the old chairs. A new marquee, illuminated, will feature the renovated front of the theater. Seating capacity will be reduced somewhat under the new arrangement as the new seats will be larger than the old ones.

The Strand, now one of the United Amusement Co. chain, was one of the better known movie theaters in the city during the days of the old silent films. In later years it has survived in a district where the big movie theaters have centralized.

Egert Building Stand

Upton, Wyo.—Henry W. Egert is building a new theater, the Victory, here, and is planning for an early opening. RCA Photophone is being installed.

To Better the Devon

Devon, Conn.—Ralph Civitello, operator of the Devon, will install 100 new chairs and a new blower system.

Rentals—

A FULL line of modern equipment together with a staff of trained men to handle any job large or small anytime, anywhere. Generator trucks, searchlights and floodlights, for premieres and general lighting activities.

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The Sporting Note

Mt. Union, Pa.—J. C. Shapiro had closed his local Shapiro Theater for 60 days for remodeling. All was set for un-shuttering a fortnight ago, and suitable ceremonies were formulated. It turned out to be a big celebration, with the owner's fellow exhibitors putting in personal appearances to demonstrate their friendliness. So did many exchangemen.

Two Alabama Theaters Schedule Improvements

Huntsville, Ala. — Extensive improvements to the Lyric and Grand Theaters will be made in the near future, F. H. Thomas, manager of the Lyric Amusement Co. states.

Modern refrigeration equipment will be installed at the Lyric. The facades of both houses will be remodelled and new marquees erected. New sign systems will be installed. Plans also call for installation of new seats, at both houses and a new screen at the Grand.

Remodelling of the theaters, according to Manager Thomas, is being done as a result of increased business. The Lyric Amusement Company is also contemplating opening a theater at Madison if the need is found to exist.

Elaborate Drive-In To Make Nov. 1 Bow

New Orleans — Ground has been broken on a "Super Drive-In" on the Lake Pontchartrain Blvd., near the edge of the city and not far from the only other drive-in here.

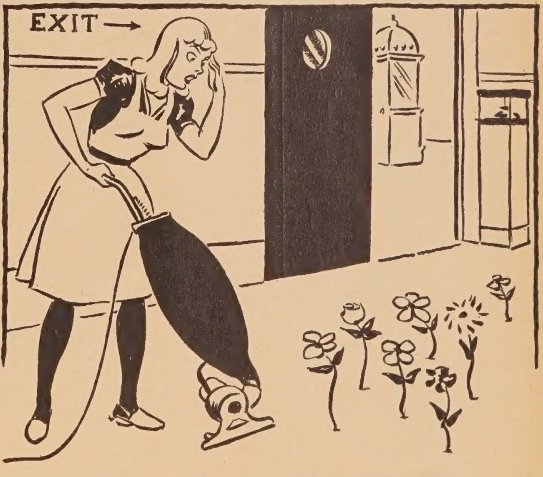
Owner will be Jimmy Cooper, owner of one of the French Quarter's top night spots. Opening has been tentatively set for Nov. 1.

The new location is smack in the middle of a nest of Army and Navy bases and not far from a huge Army recreation camp for visiting soldiers.

Circuit's Heads Attend Debut of Fla. Theater

Gainsville, Fla.—The State, operated by Florida State Theaters, Inc., and erected at a cost of approximately $85,000, opened August 20th. Latest type seating has been installed, and the auditorium is modernistically decorated.

Frank Rogers, Tampa, president of the operating company was present for the opening, as was B. B. Garner, Lakeland, general manager; Guy Kenimer, Jacksonville, district supervisor, and Fred Kent, Jacksonville, and M. C. Talley, Lakeland, both directors.



"BLOSSOMS IN THE DUST"

Florals, Leafs, Scrolls, Orientals, Modernes, Geometrics—your choice of patterns and colors in Alexander Smith Carpet is unusually varied. One reason you find this famous carpet in most of the country's successful theatres.

ALEXANDER SMITH CARPET

Paramount, Erpi In 12-Year Sound Pact

(*Continued from Page* 1)

and reproducing equipment throughout the period covered by the agreement. The new pact will go into effect immediately but will extend unil 1954 the company's present agreement.

"In signing this contract Paramount has insured its technical future as far as sound is concerned, in these uncertain times," Balaban said. "We feel that by thus securing for the company the full resources of the Erpi laboratories, we are guaranteeing our theater-going public the finest sound recording and reproduction plus the assurance that we will have made available to us the latest developments and refinements in this important field."

BARNEY BALABAN

Technical details of the contract were worked out by Loren Ryder, head of the sound department of Paramount's West Coast studio; C. W. Smith, vice-president in charge of Erpi's West Coast staff and D. C. Collins, vice-president of Erpi with headquarters in New York.

Capitol Gets Stage Curtains

Bloomsburg, Pa.—New stage curtains and a new movie screen was installed at the Capitol Theater here. The curtains can be operated from the projection booth.

Cleaners to Four Houses

General Electric Cleaners have recently been sold by National Theater Supply Co. to the Strand, Artmore, Ala.; Gordon, Rome, Ga.; the Grove, Atlanta; and the Marion, Ocala, Fla.

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8954 Gibson Street, Los Angeles, Calif.

Film System Newly Applied

Eastman, British P. O. Launch "Airgraphs"

(*Continued from Page* 1)

cost 30 cents for each half ounce, and average a month to five weeks in transit. Airgraphs cost only six cents, and take 10 days, or less to arrive at their destination.

Here's how the new service operates:

A soldier writes his letter on a special sheet measuring 8½ inches by 11 inches and prints his address in block letters on a panel at the foot. The completed sheet is then photographed on a considerably reduced scale,— one-half an inch by five-eighths of an inch,—with a Recordak. The film is then dispatched by airplane and upon arrival in England, a four-inch by five-inch enlargement is made. It is then placed in a paneled envelope leaving only the address exposed.

Seventeen hundred letters can be photographed on a single 100-ft. roll of micro-film, at the rate of 40 to 50 a minute. The film weighs only 1/100 as much as the 1,700 letters. The miniature film images are enlarged on a roll of continuous photographic paper and processed at the rate of 1,200 letters an hour. An automatic chopper, actuated by a photoelectric cell, separates the letters.

The first 50,000 Airgraph letters weighed only 13 pounds, whereas a similar number of ordinary letters would have weighed over 1,600 pounds.

Interstate Opens Its New Village Theater

Houston—Formal opening of the Village, new Interstate Theaters suburban house in University Village here was held on Aug. 15. Russel Rindy is manager. The theater is located in the South End of Houston, its exclusive section.

The Village is an elaborate house, built along the lines of other Interstate theaters in the newer sections. From front to rear of the theater, soft, indirect lighting is the vogue. No bulbs are evident.

House is the Interstate theater. All fanfare of Hollywood openings was conducted, Rindy said. State and local dignitaries attended.

Fall Uniforms Purchased By Loew's Rochester

Rochester — The staff at Loew's Rochester soon will be blossoming out in natty, colorful new uniforms.

Fall outfits have been ordered by Manager Lester Pollock for some 24 usherettes, five doormen, three ushers and two porters.

The military looking uniforms will be introduced next month.

Navari Building 650-Seater

Pittsburgh — Rudolph Navari is building a new theater, the Eastwood. House to seat 60, is being equipped with RCA Photophone sound, hard-of-hearing aids and a public address system.

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MOLE-RICHARDSON CO.
Hollywood, California
Incomparable Lighting Equipment
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Realty Firm Announces Shubert Theater Lease

(*Continued from Page* 1)

ests have taken over the Sam S. Shubert Theater, adjoining the Hotel Taft, College St., in New Haven.

Lessees, the York-Haven Enterprises, Inc., Morris A. Nunes, president, announce that they contemplate immediate renovation of the theater. Maurice H. Bailey, who operates a number of theaters in the New Haven area, is also associated with Nunes in the new corporation.

The Sam S. Shubert Theater was built 26 years ago for the Shubert interests and was named as a memorial for Sam S. Shubert, one of the Shubert brothers so widely known in the theatrical business, who was killed in an accident.

Remodeling of Regent Done At Cost of $10,000

Cedar Falls, Ia.—A $10,000 remodeling program has been completed on the Regent Theater, it is announced by M. R. Blair, owner and operator.

The seating capacity of the house was increased to 800 with 500 new blue seats, upholstered in leather with natural maple wood arms, installed on the first floor.

New floor coverings and a new stage certain were installed. Decorations are in midnight blue, dark amethyst blue, orange champagne and rose champagne, French gray and silver and electric blue.

Hanns R. Teicher, Chicago artist, had charge of the decorating.

Robins Lets Contracts

Daniel Robins, president of the Robins Amusement Co., operator of theaters at Warren and Niles, O., has let contracts for equipment for the new Robins house being erected at Warren. RCA Photophone is installing High Fidelity sound in the 1,000-seat house.

Installs Wenzel "Ace"

Akron, O.—Jack Flemm has installed Wenzel "Ace" projection in his local Tivoli. Purchase was made through Akron Theater Supply Co.

Two Missouri Chains Seen in Bldg. War

(*Continued from Page* 1)

New Stadium Theater Co., which incorporated several weeks ago by G. Carey of Paris, Ark.; E. R. Gillett of Memphis, Tenn., and Scott Carey of Deering, Mo., is the awarding of the general contract for the construction of a new 1,200-seat modern motion picture theater to be erected in the 200 block on Ward Ave.

The awarding of the contract was announced by G. W. Lincoln, manager of the Rodgers theaters here, which now include the 650-seat Rodgers and the 300-seat Bijou.

The contract for the new theater went to Oscar Stephens of Cairo, Ill., where the headquarters of the Rodgers Circuit is located. The new building of brick and concrete construction will be one-story, with part basement, and measures 49 x 200 ft. It will cost about $50,000.

In the meantime the New Stadium Theater Co. plan to award contracts soon for the construction of a $40,000 motion picture theater building in the 1400 block on Ward Ave. It will be of brick and concrete block construction, with steel trusses, concrete floors and built-up roof. It probably will have about 1,000 seats.

It is probable that when the new Rodgers house is completed either the Rodgers or the Bijou will be closed permanently.

Theater Fires

Davenport, Wash. — Fire which started in the boiler room of the local Davenport Theater on Aug. 22 was the contributing cause of an explosion which totally destroyed the house and caused severe damage to several adjoining business properties. No one was injured in the mishap. The theater was covered by insurance.

Sheridan, Ark.—Projection booth of the local Rex Theater was damaged by fire when 6,000 feet of film burned during a performance. Thomas Burton, manager, suffered painful burns on both hands while fighting the flames. The 300 patrons present exited in an orderly manner without incident.

Greensboro, Fla.—Damage to the Greensboro Theater by fire has been placed at $3,000. House had been in operation only three weeks. Previous to that it had been used in a special program to advertise community stores. Fire started in the projection room.

Fire did slight damage backstage at the Orpheum Theater, 578 Fulton St., Brooklyn, this week. Blaze was discovered by the watchman, and was extinguished by firemen. A short circuit is believed to have been the cause.

Defense Priorities May Nix New Theaters

(*Continued from Page* 1)

equipment; that the industry will have to curtail on uses of, or find substitutes for, certain other materials which are needed in the defense program; and that there will be little or no material available for the construction of theaters.

The Office of Production Management and its Priorities Division have taken no definite steps with regard to the industry as yet, but some attention has been given to the situation, and it is likely that action will be taken before any acute shortage develops.

Defense orders for any material must be accepted, even if it means dislocating civilian orders already on the books, under the terms of a broad new priority regulation going into effect immediately.

This new regulation—priorities regulation number one—extends to all materials or equipment the same kind of preferential treatment for defense orders already provided for pig iron, copper, steel and chromium.

However, while OPM will probably deal as leniently as it can with the industry, nothing can be certain, particularly in view of the rapidly mounting requirements for defense, and the uncertainties of the international situation. OPM is consequently having to revise its predictions as to defense requirements, and its priority ratings, and the motion picture industry will likely have to feel the pinch along with all the rest. Extent of the pinch depends, highly authoritative channels here point out, on the situation as it develops from day to day.

Loew's Rochester Buys Projection Equipment

Rochester — New equipment has been purchased for use at Loew's Rochester here.

Included are two Simplex E-7 projector mechanisms and two Hy-Candescent projector lamps from National Theater Supply, and two bronze gears (60 cycle) and one main shaft and pinion gear (60 cycle) for sound heads from RCA Mfg. Co.

Felt Bettering Southern

Samuel Felt is re-equipping his Southern Theater, Philadelphia, backstage and in the booth under an RCA Photophones sound contract. Felt operated the theater for a number of years with his brother, the late George Felt.

Rebuilding El Ray

Sacramento—El Ray Theater, gutted by fire recently, is being rebuilt by Mike Naify. Outlay will be over $100,000. Deal being talked with Fox West Coast to operate.

WHO'S WHO IN EQUIPMENT

HARRY RUBIN. Director of Projection and Sound for Paramount Pictures. Born New York City, June 14, 1891. A true movie pioneer. Began career in 1905-6 in store nickelodeon, Third Ave. and 53rd St., Manhattan. "House" had no name, and chairs came from a funeral parlor. Got first lessons in showmanship and exploitation after school hours by standing before box-office painted as an Indian. Became usher, later obtaining license as projectionist, first year they were issued in New York. In 1909 with first sound pic roadshow for Cameraphone Co. and is said to be initial "talkie operator" in the business. Film editor 1910-17. In latter year joined Roxy at old Rialto and invented special and complex effects for the three-feet-deep stage. When Paramount bought the Rialto, Rubin, under Hugo Reisenfield, was made chief projectionist for Rialto, Rivoli and Criterion Theaters and for all Paramount interests which comprised a maximum of 1,800 houses. Subsequently, New York and Brooklyn Paramount Theaters were built along projection and equipment requirements set down by Rubin. Was originator of the Magnascope screen as well as scenic and other effects from projection room. Straightened out projection for Paramount in Europe, introducing American methods and equipment. Early advocate of three projector idea, and, as chairman of SMPE's Projection Practice Committee, pioneered Standard Projection Room Layouts. Is member of F. & A. M.; Projectionists' Square Club; and IA Local 306 since 1913. One of organizers and treasurer of the Projection Advisory Council and an honorary and charter member of the American Projection Society. Has served on various SMPE committees and continues head of projection for Paramount and other important theaters throughout the country.

Goldberg's Newsreeler Make Bow in Oakland

(*Continued from Page* 1)

garded as the most modern theater of its type in U. S. House is equipped for the comfort and convenience of those interested in all forms of news. There will be lounge rooms with late periodicals, newspapers, and radios, to supplement the screen news. L. J. "Buckie" Williams, manager and news editor of Goldberg's San Francisco newsreeler, will also handle Oakland house.

Interesting feature planned by Williams is to buy any usable footage shot by amateurs. House has 16 mm. projector to handle any local film.

Bandbox Theater Starts Its Alteration Job

Spokane, Wash.—Extensive alterations of the local Bandbox Theater are now under way. Plans call for the rebuilding of the marquee to bring out an arched effect and neon tubing will decorate the arch and entrance.

Interior redecorating will include painting, lighting and carpeting. New lenses will be placed in projecting machines, and a new modern screen is to be installed. The foyer is to be carried out over the box office, and new and attractive doors will be hung.

Wade Orders RCA

E. E. Wade, operator of the Iris and Gem Theaters at Belmont, N. C., is building a new house, as yet unnamed, at North Belmont. Sound and booth equipment are being installed under an RCA Photophone contract. Opening is scheduled for Sept. 15.

Bid Approved by Wilby For New Alabama House

(*Continued from Page* 1)

ery contractors, for the construction of a new theater here for the chain. The house will be named the Calhoun Theater.

Bids of Home Plumbing Co. of Gadsden and Bagby Elevator and Electric Co. of Birmingham were approved for the plumbing, heating, air conditioning and electrical work.

Work will be started as soon as legal technicalities concerning the contracts are completed.

Serrao's Latest Stand To Open In September

New Kensington, Pa. — Wm. G. Serrao, who operates the Kent and Star Theaters in Arnold, Pa., and formerly operated two theaters in Kittanning, has just completed construction of a new 600-seat house here, except for the installation of seats and equipment.

This work is to be finished and the theater ready for opening on September 25.

Putting Up Ariz. Stand

Giba Bend, Ariz.—Wade G. Loudermilk is erecting a new theater here to be christened the Gila. RCA Photophone sound has been contracted for. House will cater to employes of a new Army airplane training camp in the town.

Orpheum Opens in Des Moines

Des Moines, Ia.—The RKO's Orpheum Theater here re-opened yesterday after being shuttered six weeks for remodeling with Emil Franke continuing as manager of the 2,000 seat house.

General Register Has Brisk Current Trade

(*Continued from Page* 1)

field, Cal.; and an identical order from the Orpheum, Pontiac, Mich.

In the same span, orders were also received by GRC for a 3-unit Self-Drive Automaticket installation in the Union Hall Theater, Governeur, N. Y.; two 2-unit Automatickets for Royal Amusement Co., Honolulu; and two 3-unit Unicons for the Cabian Theaters, Inc., in San Juan, P. R.

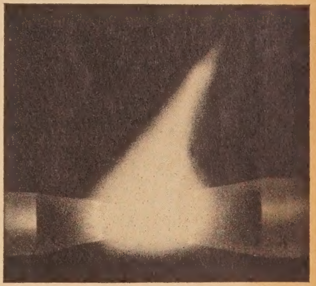
The U. S. Army Motion Picture Service ordered one 2-unit Automaticket machine for use in Government draftee center in Pensacola, Fla.; two 2-unit Gold Seals for the account of S.O.S. Cinema Supply of New York City; and one 5-unit Automaticket installation for the Martha Washington Theater, Ypsylanti, Mich.

CTS Reports Business On Upgrade in W. Va.

(*Continued from Page* 1)

Theater, Miami, W. Va.; Century projectors, Strong projection lamps, Da-Lite screen, Alexander Smith & Sons' carpet, complete booth equipment, stage equipment, and rubber matting for the Brown in Cabin Creek; and Peabody chairs and booth equipment for the Palmer Theater, Cedar Grove, W. Va.

Motiograph projection, Strong projection lamps, Da-Lite Screen and Alexander Smith carpet have also been furnished by CTS to Mannie Shore's Grand Theater, War, W. Va.



FOREST *arc-light* PRODUCTS

Super MCS RECTIFIERS using exclusively the P. R. Mallory magnesium-copper sulphide rectifying units. The best in dry-disc rectifications . . .

BULB-TYPE RECTIFIERS—LD60, LD40, LD30, are reliable, efficient and low cost power conversion equipment . . .

UNIVERSAL TRIM LAMPS—burn from 5 to 9mm. negative and 6 to 13mm. positive . . . thus accommodating trims for Suprex-S.H.I., 1 KW, and Low Intensity . . .

ONE KW LAMPS—cannot be matched by competition in quality, performance and progressiveness. Yet, they match competition in PRICE.

SOUND SCREENS—complete line of flameproofed, special process coated screens.

SEND FOR BROCHURES

FOREST MANUFACTURING CORP.
200 MT. PLEASANT AVE. NEWARK, N. J.

EQUIPMENT FIELD NOTES

THE Artcraft Theater, Franklin, Ind., and Crump's Theater, Columbus, Ind., operated by the Rembusch Enterprises, have purchased from National Theater Supply Co. new De Luxe E-7 mechanisms to be installed immediately.

* * *

Glenn Wallace, upstate Michigan circuit operator, is remodeling the Family Theater, Baldwin, Mich., and renaming it the Baldwin.

* * *

Arnold Dickerson, manager of the Dickerson Screen Refinishing Service, is opening an office at 2540 Cass Ave., Detroit, for the Anti-Flame Products Co., selling fireproofing materials for theater installation.

* * *

Loew's Theaters, Indianapolis, have placed an order with NTS for new E-7 mechanisms for their house in that city and for the Victory, Evansville, Ind.

* * *

Mrs. Ethel Michael has inked an RCA Photophone sound equipment contract covering a new installation in 641-seat Libert Theater, Pittsburgh.

* * *

Delmonico Movienews Theaters, Inc., has taken over the Little Carnegie Playhouse on New York City's West 57th St. and are putting in new sound.

* * *

The Chateau Theater, operated by Harold Beckley, Greencastle, Ind., has shuttered for repairs and remodeling.

Band K Television Studio has installed a five-ton air-conditioning plant at 190 North State St., Chicago.

* * *

RKO Shubert, Cincinnati, is being remodeled and redecorated preparatory to Sept. 5 opening for vaude and films.

* * *

Mrs. Lena B. Stillwell has purchased from the Cleveland office of National Theater Supply for her new Stillwell Theater, Bedford, O., which is now under construction, a new marquee manufactured by American Electrical Displays of Kalamazoo, Mich., supplied with Wagner silhouette latters.

* * *

O. W. McCutcheon is erecting a new pic house on West Commercial St., Sikeston, Mo., and Clarance Stepley is superintending construction. The one-and-two-story building will be 25 by 125 feet and of brick, stone and concrete construction, with concrete foundation and a built-up roof. The Rodgers Circuit, Cairo, Ill., operates the 400-seat Malone and the 300-seat Rex in Sikeston.

* * *

Hippodrome, once Sacramento, Calif.'s, ace house will get complete renovation at an outlay reported to be around $100,000. Idea is to put the stand, operated by Fox West Coast, back into a rating as top first-run outlet.

* * *

Montgomery, Ala., announcement reveals that the new Negro theater under construction in the Washington Park suburb will be christened the Carver, in honor of George Washington Carver, famous Negro scientist of Tuskegee Institute.

Vallen Wins Court Action On Patent

St. Louis—In the action brought by Earl J. Vallen and Vallen, Inc., against Victor H. Volland, doing business as Volland Scenic Studios, as Volland Scenic Studios, Inc., and as Arvee Equipment Co., Inc., the U. S. Circuit Court of Appeals has handed down an opinion granting the Vallen Appeal No. 11,926 and dismissing the Volland Appeal No. 11,927, holding the Vallen "Rear-Fold" patent No. 2,012,460 issued Aug. 27, 1935, valid and infringed by Volland and holding Volland patent No. 1,848,086 issued March 1, 1932, not infringed by Vallen "Rear-Fold" track and holding also that the device of Volland patent No. 2,201,804 issued May 29, 1939 is an infringement of Vallen 2,012,460.

Under mandate from the Circuit Court of Appeals, decree in accordance with its opinion was entered on Aug. 16, 1941, by the District Court of the U. S. for the Eastern Division of the Eastern District of Missouri and providing for a writ of perpetual injunction.

Stanley Theater Set For Reopening Tomorrow

The Stanley Theater, for almost three decades a Times Square landmark, recently closed for alterations, will reopen tomorrow with the showing of the New York premiere of "The Sunset Murder Case." Under the management of Marko Amusement Corp., headed by Mark M. Levy and Maurice Maurer, the screen house will be dedicated to first-run film presentations.

The Stanley has spent more than $20,000 in redecorating and completely renovating the theater into a modern air conditioned playhouse.

Contract for Theater At Army Post Is Let

Little Rock, Ark.—A contract for construction of a permanent theater and pontoon shed at Camp Robinson has been awarded to the low bidder at $63,350. The theater is the first of four scheduled to be constructed at the camp, for which a total of $250,000 has been allocated.

The first building is to be completed by November 15th.

Green Light for Coast Stand

San Francisco—Fox West Coast planning to go ahead on San Luis Obispo theater building. Plans were off for a bit due to steel shortage. Understood that certain changes have been made in construction to cut down amount of steel.

NSS Awards Contract

Pittsburgh—National Screen Service has awarded a contract for the construction of its own office building on Film Row, to be located at 1720 Boulevard of Allies, on which work is to start immediately.

Pace Is Maintained On Walker Orders

Demand for Walker screens continues on a wide scale, a partial list of recent installations being reported by the Princess, Decatur, Ala.; Center, Atlanta, Ga.; Federal Correctional Institute, Tallahassee, Fla.; Ritz, Thomasville, Ga.; Marion, Ocala, Fla.; Co-Ed, Milledgeville, Ga.; Grove, Atlanta; Fox Lotus, Sheridan, Wyo.; Fox Isis, Boulder, Colo.

Other sales effected lately include the Gem, Akron, O.; Strand, Canton, O.; Valentine, Canton, O.; Bedford, Bedford, O.; Colony, Toledo, O.; Louis, Louisville, O.; Ideal, Chateaugay, N. Y.

All of the above orders were filled by branches of National Theater Supply Co.

New Exchange Building To Be Ready Sept. 8

Pittsburgh—The impressive new exchange building now under construction by Vitagraph, Inc., on Film Row, at the corner of the Boulevard of Allies and Miltenberger St., will be ready for occupancy by Sept. 8.

These new quarters are the very latest in design and equipment, with every modern convenience. The new exchange will open with a housewarming celebration, to which the trade, including exhibitors and exchangemen, have been invited.

WB Circuit To Operate New $90,000 Theater

Sharon, Pa.—A new 1,000-seat motion picture theater will be constructed here by Louis Shafran, said to cost approximately $90,000, for which contract has just been awarded.

When completed, this house will be operated by Warner Bros. Circuit.

Comfort Cooling Ordered

National Comfort Cooling Equipment sales most recently reported by National Theater Supply Co. include units ordered by the Amherst, Amherstdale, W. Va.; Princess, Shinnston, W. Va.; Penn, Pennsboro, W. Va.; Dixie, Wrens, Ga.; Co-Ed, Milledgeville, Ga.; Grove, Atlanta; Varsity Boulder Col., and the Ritz, Thomaston, Ga.

Powell Selects RCA

Fred Powell, secretary-treasurer of Cherokee Theaters, Inc., operator of several theaters in South Carolina, has contracted with RCA Photophone for sound equipment for the City Theater, Chester, S. C., it is announced in Camden.

Ashcraft Lamps Selected

Creston, O.—McFarren & Pierce have purchased Type "E" Ashcraft projection lamps for their B.M.P. Auto-Theater here, through Akron Theater Supply Co.

PROSCENIUM CHATTER

MORE theaters are projected for the Chi territory during the fall season. Among them are a 1,000-seater in Decatur for the Frisina circuit, and a 1,500-seater in Gary, Ind., for the Bikos interests.

* * *

John C. Anderson, operator of two stands in Fort Morgan, Col., is building a new stadium-type stand in Denver. To be known as the Esquire, it will seat 600.

* * *

J. J. Thompson, Rahway Theater Corp.'s prexy, has signed for new RCA sound for the 1,560-seat Rahway Theater, Rahway, N. J. De Luxe High Fidelity equipment was specified.

* * *

The Bijou in Holyoke, Mass., has reopened after being completely modernized. Stand has been redecorated and painted throughout. A new cooling system, sound and projection units were installed, and acoustics improved.

* * *

Ralph Raufer is the new sound engineer for Paramount Enterprises, Inc., down Miami way, it is announced. He left RCA to take this post and has been replaced by Russel Zimmerman.

* * *

Detroit flash is to the effect that Adrian D. Rosen is launching remodeling of the De Luxe Theater, and will spend $24,000 on the project. Ted Rogvoy is the architect; and Lawrence Markey the contractor. McArthur Theater Equipment Co. is installing Ideal seats, Enarc lamps, plus other equipment. Rosen has ordered Alexander Smith & Sons' Crestwood carpet through the Detroit branch of NTS.

* * *

John C. Anderson and Sam Feinstein, both of Denver, Colo., and veteran theater and film men, have let the contract for a 600-seat theater of the stadium type, to cost about $50,000, to be built on Welton St., across from the Orpheum. They will use what they can of the store building now on the site.

* * *

The Embassy, Neenah, Wis., goes dark on the night of Labor Day for an intensive overhauling at a cost of some $40,000. When the stand opens again around Nov. 1, it will be operated under the direction of Marcus & Svirnoff, operators of houses in a number of Wisconsin cities. Until recently, the Embassy was operated by Fox.

* * *

B. W. Clark opened his newly-built Clark Theater, Grayson, Ky., last Saturday night, making the second house for this town.

* * *

D. Simpkins has purchased from National Theater Supply a new Walker PM screen, National rubber matting, and Alexander Smith & Sons' Crestwood carpet for his Arcade Theater in Gas City, Ind. House, now undergoing complete remodeling and renovating is expected to open on or about Sept. 15.

* * *

C. W. Gardner is planning to open his new Conway Theater, Conway, S. C., late in September.

14 Submit Proposals For U. S. Film Work

(*Continued from Page* 1)

into consideration a number of intangible factors.

The bidders in addition to the Institute, included: Motion Pictures Productions, Inc., Cleveland; Pathe Laboratories, Inc., New York City; Commerce Picture Corp., New Orleans; Producers Laboratories, Inc., New York City; Modern Talking Picture Service, Inc., New York City; General Film Laboratories, Inc., Detroit; Rapid Film Technique, Inc., New York City; De Luxe Laboratories, Inc., New York City; Consolidated Film Industries, New York City; Castle Films, New York City; and Kin-O-Lux, New York City.

The Institute, which is composed of Jam Handy, Lucks Norling, Ray-Bell, and Caravel, in a letter accompanying the bids, stressed its desire to render public service, its facilities, and its lack of desire to make a profit out of the work.

"The Institute was incorporated and is financed by a group of producers and distributors with reputations for quality work and financial responsibility established over a period of many years," the letter stated.

"The object of the Institute is to help to maintain high standards in the industry. Within the coming year it is expected other leading non-theatrical motion picture producers throughout the country will be members."

"Operating on a non-profit basis," the Institute continued, "we will apply all revenues to the furtherance of these principles. The extent of our services in publicity and distribution will be unlimited by profit motives and expanded as made possible by the volume of print purchases developed."

Representative of competing companies at the bid opening commented on the coincidence of the formation of the Institute just at the time when this considerable volume of business came along, and wondered how, if the Institute is truly a non-profit organization, others "which are trying to make a living" will be able to compete.

Officials of the Office of Education were unable to predict the volume of business involved, but indicated belief it would be much greater than appeared at first glance. They said it is expected that several thousand school systems alone will buy copies of the films, and that a number of business organizations also will make purchases of prints for their own showings.

STORKS!

Dick Mahn, secretary to Charles W. Koerner, general manager of RKO Theaters, leaves tonight for Boston to attend the christening on Sunday of his new son. The baby, the first to Mr. and Mrs. Mahn will be named Richard Frederick, Jr.

Well, Doggone, Them Southeasterners Is Plannin' Jamboree to Let Their Hair Down

Nat Williams, publicity chairman of the Southeastern Theater Owners Association convention in Jacksonville, goes "rustic" on us in plugging the big event which takes place Sept. 7-9. In a bulletin addressed to "Fellow Theatrical Share-Croppers," Williams declares that "as usual, it's an all-industry affair, open to anyone making a living out of this business, honestly (that's thinning out the customers) or otherwise (but that opens it back up); providing they have the registration fee. Anyone from Darryl Zanuck to your popcorn girl (if she's a blonde) will be welcome."

Williams contends that by next year anything can happen and probably will, so suggests that everything be laid aside, "get together once more, let the back hair down and talk about one another."

Judge Davis' Third Trial "Too Costly," U. S. Decides

Philadelphia — There will be no third trial of J. Warren Davis, retired U. S. Circuit Judge, and Morgan S. Kaufman, Scranton attorney, on charges of conspiring with William Fox in a scheme to "sell justice," the Government disclosed here yesterday. In explanation, it was said that further prosecution would be too expensive; the two trials, which ended in jury disagreements, set back the D of J some $10,000, it was said.

Davis and Kaufman were indicted on charges of conspiracy to obstruct justice and defraud the U. S. The D of J presented testimony designed to show that Fox made unsecured loans to Davis during the time the Fox bankruptcy proceedings were before the Appellate Court. Kaufman was named as the "go-between."

Fox, who pleaded guilty to the same charges on which Davis and Kaufman were tried, is awaiting sentence.

Foreign Heads Pessimistic On Mexican Strike Threat

(*Continued from Page* 1)

for Breakfast" because of the union's protest is cited by foreign managers as substantiating pessimistic outlook.

There is outside chance, it was pointed out, that the Government may reverse its attitude. Key to the Government policy will be sounded on Labor Day when President Avila Camecho addresses the Mexican Congress. If the Mexican chief exec. takes a firm stand against strikes, it is possible the union leaders may reconsider.

Howard Ammerman Dead; Funeral Rites In Endicott

Endicott, N. Y.—Private funeral services were held yesterday for S. Howard Ammerman, treasurer of Comerford & Dittrich Theaters, Inc., who died Monday night after a brief illness. He was Endicott's first village president.

He is survived by his wife, Mrs. Florence Ammerman; one daughter, Mrs. Paul Slavik, New York City; one son, Samuel Ammerman, Endicott; three sisters, Mrs. Ralph Hawkins, Patchogue, L. I.; Mrs. Louella Rockefeller and Mrs. Alice Coles, both of Endicott, and two brothers, Charles Ammerman, Syracuse, and Clyde Ammerman, Clyde, N. Y.

Selznick-UA Finalization Said Near; Terms Revised?

(*Continued from Page* 1)

of Selznick deal have been changed drastically.

Impression is prevalent at home office that contract already has been signed but before ratification is made by UA board, presence of Edward Raftery will be necessary.

Raftery, who is now at the Crescent anti-trust trial in Nashville, is expected to leave for Los Angeles tonight to be on hand for official closing.

Sampson Managing Ascot

Ascot Theater, in the Bronx, will reopen today with The Charlie Chaplin Festival and "Proud Valley" under the personal management of Leonard E. Sampson.

Broadway Scents Record Holiday Biz

(*Continued from Page* 1)

that not only Broadway but the entire city should be prepared for a record-breaking rush.

It is estimated that a half-million passengers would be traveling in and out of the city, while hotels and restaurants are expecting capacity crowds. Approximately 20,000 soldiers will be coming home on furlough and 9,000 children are due home from the various summer camps.

Indications are that not only New York but all large cities are expecting unprecedented amusement-seeking crowds over the week-end.

Republic Prod. Joining Producers Association

(*Continued from Page* 1)

Siegel, company's prexy, will join the association's board.

Efforts to confirm the Coast report in New York yesterday and to learn whether the move would be paralleled by a Republic Pictures affiliation with the MPPDA were unavailing. Republic execs. could not be reached. At the MPPDA, it was said that AMPP and MPPDA affiliations were not inter-dependent.

ANY
EXHIBITOR
WOULD GIVE
HIS BEST
PLAYING
TIME
(AND WILL)
TO
SHOW
Lydia
RADIO CITY
Next attraction at Radio City Music Hall!

Anti-Nazi League Denounces Pix Probe

(*Continued from Page* 1)

Veterans here. Sheldon charged the true purpose was not to expose propaganda but to "strangle the agencies of democratic expression in this country and to distort those agencies away from the policy for which the vast majority of Americans have expressed their support."

The speaker declared that despite repeated requests by the Anti-Nazi League, Wheeler and his subcommittee headed by Clark, "have not yet requested the appearance of several companies which have been actively and openly engaged in circulating and exhibiting films which everybody acknowledges to be barefaced Nazi and Fascist propaganda."

Sheldon Instances Ufa

Ufa was pointed out by Prof. Sheldon as a significant example of the companies not called. He asserted the company was openly controlled by the German Government until control was driven underground and that it is now engaged in distributing propaganda films in this country and Latin-America.

"It is a known fact that Nazi films and radio propaganda have been permeating Latin-America, not only placing obstacles in the way of commercial relations between this country and the countries of Latin-America, but also building up a back-log of anti-Semitic, anti-American and pro-Hitler feeling to the South of us, which has from time to time flared up in actual revolution," asserted Prof. Sheldon.

"These dangers are what a really patriotic Senator deeply devoted to the cause of democracy would concern himself with, in investigating the field of the cinema and the radio."

Nazi-Minded "Invitations"

Referring to the list of 15 industry executives "invited" to appear before the Senate subcommittee which starts its inquiry next week, Prof. Sheldon commented, "it is interesting, incidentally, and a good illustration of Nazi minds, that all except one of those invited, bear a conspicuously Jewish name."

"The requests to appear," he continued, "were not issued to companies, as might have seemed natural, but rather to individuals, thus making it possible to emphasize the Jewish origin of the persons concerned."

Prof. Sheldon told the convention the Anti-Nazi League intends to be in Washington when the hearings take place and confront the committee with the charges he outlined yesterday afternoon.

WEDDING BELLS

Rochester—Ed Baird, chief of service at the RKO Temple, will be married next week and will leave immediately to take up a new position in California.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ SUPPORT THE USO ▼

● ● ● **OUR West Coast scouts......tell us that a flock of exhibs. around the Golden Gate sector......are waiting vulture-wise......to see how Sam Levin......prexy of San Francisco Theaters, Inc.......makes out with his ditching-the-duals experiment......in Frisco's nabe Vogue......Sam is determined to see for himself......if the chorus of customers is on the level......in singing for the single feature plus shorts......or whether it's just letting off steam like a caliope......The test begins on Sunday......If it gets results at the Vogue......Levin's circuit won't be long in dual-ditching......at other links in the chain......and neither will the spectator-showmen......San Francisco newspapers have come out during the past few days......with a lot of comment on the Levin step......notably the News, via Drama Editor Claude A. La Belle......and the Examiner, through the person of Drama Editor Kevin Wallace......**

▼ SUPPORT THE USO ▼

● ● ● *MISTER Wallace comes right out boldly......and asserts that of all the rare and tasteful ornaments......hung around the four walls of the Examiner's Drama Dept......—including his own shapeless, tattered coat; last year's calendar, and an old, tired portrait of Katharine Cornell—......none is so deeply pleasing to him as an unframed photo......which shows the facade of the Avenal Theater in Avenal, Calif.......The theater's marquee proclaims in utmost candor: "Five Free Turkeys and Two Lousy Features—Two Features Too Lousy To Mention"......That advertisement, comments Wallace, gives poetic expression to the lately proclaimed responses......of producers, exhibitors and the public alike......to the film industry's 10-year Frankenstein monster......—the institution of the double bill......(So, gents, you can see how the wind is blowing out Frisco way)......*

▼ SUPPORT THE USO ▼

● ● ● **THAT ain't all factory smoke, Brother, a'hangin' over Pittsburgh right now......A helluva lot of it is from the red-hot promotional campaign......which Republic's Bill Saal stoked there in behalf of that org.'s "The Pittsburgh Kid"......which has its world premiere tomorrow night at the Fulton Theater......Saal's advance campaign has been sensational......and the Smoky City folks have reacted to it with the same enthusiasm they have......for the picture's star personally......who's none other than The Leather Throwing Adonis......—Billy Conn......Mayor Cornelius Scully has proclaimed tomorrow "Bill Conn Day"......and made it a legal holiday......at the instigation of Promoter Saal......who's corraled just about everything for the campaign......but the town's Bessemer furnaces......**

▼ SUPPORT THE USO ▼

● ● ● *WILLA Gray Martin, who has been writing Sunday features for a group of Southern newspapers under the title of "Southern Accent in New York"......is the latest addition to Rutgers Neilson's staff at RKO Radio......Miss Martin will concentrate on women's feature articles. . . . ● Frank S. Nugent, erstwhile of the Times, is fashioning a scenario on the 20th-Fox lot under title, "Minstrel Man"......and Lem Hammond will produce. . . . ● Three 15th anniversaries coming up: (1) Lester Isaac, Loew's projection mogul, to celebrate time in that post; (2) Harry Rubin, director of projection and sound for Paramount interests, the opening (Nov. 19, 1926) of the local Paramount Theater whose projection facilities were built from his designs and specifications, and......(3) National Theater Supply Co., the firm's founding......*

« « «   » » »

May Ask to Clarify Section X of Decree

(*Continued from Page* 1)

no award shall be made against a distributor defendant unless the arbitrator shall first find that a refusal of the distributor to license its features for exhibition in the complainant's theater on the run requested by the complainant continued during a period of not less than three successive months.

Exhibitors contend that it is not clear as to whether the three-month period referred to begins on Sept. 1 or at an earlier time if a request for a specific run was made. That is, if an exhibitor made the request on July 1, did the three-month period begin then or does another request have to be made after Sept. 1? That is a frequent question which even experts on the decree say that they cannot answer.

Complaints have been made on the belief that the entire Section X is written in language too legal for the average layman to understand. However, whether understandable or not, the section becomes effective on Monday.

Section III, dealing with tradeshows, already has been placed in operation, as has Section IV which defines the method of selling pictures in blocks-of-five.

It is believed in some trade circles that an increase in the number of demands for arbitration will be in evidence shortly after the decree is officially in force, inasmuch as new conditions for arbitration will be in effect.

RKO Against Production Of "American Way" Here

(*Continued from Page* 1)

of RKO's objections. It is understood that RKO insisted that if the picture were to be made at all, it must be made on the Coast.

Goetz returned to Hollywood Wednesday night after two weeks in New York.

Summer Theater to Play One-Nighter In RKO House

Rochester—The Rochester Summer Theater will move into the city and indoors for one night, Monday. They'll present "Yes, My Darling Daughter" at the RKO Palace Theater, under arrangements made by Manager Jay Golden. This is believed to be one of the first times a Summer theater has been booked to play a large house.

TO THE COLORS!

Detroit—Jack Higgins, formerly with the Michigan Theater, has enlisted as a radio technician in the British Civilian Technical Corps.

SCG May Picket Disney in S. Amer.

(*Continued from Page* 1)

State Sumner Welles and Francis Alstock of Council for National Defense:

"After strike lasting 62 days the Screen Cartoonists' Guild and the Disney organization accepted arbitration of their difference by the conciliation service of the Department of Labor. On Aug. 20 decision was handed down. Company to date refuses to abide by any part of the Government award. The award called for a wage increase, 1,000 hours back pay, vacation with pay, severance pay. The latter is due men who have been called up for Army service. Besides refusing to comply with the Government's award, the company is in violation of two Federal statutes—Wages and Hours and NLRB. The company owes each of its employes approximately four weeks' pay. Further, the company owes many employes salary adjustment wages. In all, the company owes employes on seven counts or approximately three months' salary each.

"Labor organizations in South America are being contacted and arrangements made to picket Disney's tour and his pictures. It is not our desire to embarrass the administration program in South America, but we must insist the company comply with all terms of the Government's award and make immediate adjustment of monies due employes.

"The State Department should also insist that Disney comply with the Government award and American standards of fair treatment of labor including all Federal statutes before permitting Disney to represent the United States as a good-will ambassador in South America."

Judge to Hear Minn. Anti-5 Law Fight Is in Hospital

Minneapolis — Judge Hugo O. Hanft of Ramsey District Court, before whom five major film distributors are seeking injunctions to prevent enforcement of the new Minnesota anti-blocks-of-five law, was in a St. Paul hospital yesterday for treatment of a circulatory ailment.

It was expected he would be released before Tuesday when the majors' answers to defendants' briefs are to be filed.

Back to Horse and Buggy Exploitation

Detroit—Echo of economizing on gasoline was brought home strongly to the Motor City by plans of Alice Gorham, UDT exploiteer, for reopening of the first-run United Artists Theater. Society figures drafted into service came through the downtown streets from the swanky Book Cadillac Hotel to the theater—in an old-time horse-drawn carriage — with appropriate signs.

Chamber of Commerce Finds It Impossible To Intervene in Film Arbitration Action

Who said there's nothing new under the sun?

Request of a Chamber of Commerce in a Western town to intervene in a local arbitration case has been politely denied by the AAA, which is reported to have advised that the rules of the arbitration code permit intervention only by industry interests which might be affected by proceedings instituted.

Case in question is understood to involve day-and-date availability. According to the C of C communication, it seems that its officers are consistent patrons of the house now enjoying the availability edge.

A F of L's Anti-Browne Movement Said Growing

Washington Bureau of THE FILM DAILY

Washington—There is a strong movement within the American Federation of Labor to drop George E. Browne, IATSE prexy, as vice-president and executive council member of the A F of L it was learned in authoritative sources here yesterday on the heels of a story in the N. Y. Evening Post.

If Browne is dropped it will not come in the form of an official ouster, but rather in failure to re-elect him. The convention is to be held in October, and it is reported the movement against his re-election is growing with leaps and bounds.

Officials at the A F of L would neither confirm nor deny the report, pointing out that it is up to the delegates to elect whom they please, and that they naturally are unable to forecast what the delegates would do. In spite of this non-committal attitude on the part of executive officials however, there was strong indication that all is not well with Browne's position within the Federation.

20th Century-Fox to Use Disk FM Commercial

West Coast Bureau of THE FILM DAILY

Hollywood—Columbia Recording Corp. yesterday through Paul Crowley, manager of its Hollywood office, announced the completion of a series of transcriptions for 20th Century-Fox. These transcriptions are to be broadcast on Los Angeles Frequency Modulation station K45LA starting immediately. These "air trailers" will be used to plug songs from 20th-Fox's "Sun Valley Serenade."

These electrical transcriptions represent the first time in radio's history that FM will feature electrical transcriptions in commercial broadcasting, Crowley states.

FWC Offering $21,000 In Fall Biz Drive Prizes

West Coast Bureau of THE FILM DAILY

Hollywood — Prizes totalling $21,000 will be awarded in Fox West Coast annual Fall business drive if all quotas are met. If quotas are exceeded there will be percentage participation. Drive will start Sept. 1 and will continue for 17 weeks.

Charles P. Skouras and managers of the 10 districts in Arizona and Northern and Southern California will address meeting of house managers, executives and bookers today. Spyros Skouras will be unable to attend the meeting.

Harrisburg on Guard Against Infantile Paralysis

Harrisburg—City Health Bureau was studying complaints yesterday that children from infantile paralysis areas are coming to Harrisburg's motion picture theaters, indicating that some precautionary measures might be expected. City authorities are understood to have conferred with state officials on the subject.

Meanwhile, an order banning children under 18 from attending theaters went into effect yesterday in Lancaster as a preventive measure.

Col. Signs Arline Judge

West Coast Bureau of THE FILM DAILY

Hollywood—Arline Judge returns to the screen in Columbia's "Harvard, Here I Come."

Suit Would Block Arbitration by 306

(*Continued from Page* 1)

wage scale of operators employed by the Harris circuit.

According to the petition, the contract was made between Local 306 and nine theaters on March 23, 1938. On Aug. 13, 1941, the plaintiff alleges, a notice of arbitration was served upon the houses which called for the submission of the question of wages for a period from Sept. 1, 1940 to Aug. 31, 1942.

Suit attacks the legality of arbitration, claiming notice was issued too late; that the contract called for demands for increases only in the months of August of even numbered years; that the notice seeks retroactive increases allegedly illegal; and finally, four of the theaters included in the circuit are not being operated.

Rites for Critic's Wife

Pittsburgh—Funeral services for Mrs. Kaspar Monahan, wife of the motion picture editor and critic of The Pittsburgh Press, were held yesterday. In addition to her husband, she is survived by a son and a daughter.

Para. and Griffith Sign

Hollywood—Paramount has signed Edward H. Griffith to a new contract.

DOCTORS DON'T TELL
A REPUBLIC PICTURE
NURSE: I hate to keep you waiting, Miss Wayne.
DIANA: That's all right. Maybe for the second show—We'll get Karloff and Lugosi.

JOHN BEAL • FLORENCE RICE
EDWARD NORRIS • WARD BOND
JACQUES TOURNEUR • Director
SCREEN PLAY BY THEODORE REEVES and ISABEL DAWN • ORIGINAL STORY by THEODORE REEVES
TITLE FROM LIBERTY MAGAZINE STORY
Associate Producer • ALBERT J. COHEN

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"The Forgotten Village"

Mayer-Burstyn 67 Mins.

DOCUMENTARY OF SIMPLE MEXICAN FOLK IS DONE BEAUTIFULLY AND SLANTED SOLID FOR SELECT AUDIENCES.

There are no professional actors in this full-length documentary. Just the simple folk of Mexican pueblo high in the mountains. As John Steinbeck describes the film: "This is the story of the boy Juan Diego and of his family and of the people who live in the long moment when the past slips reluctantly into the future."

Steinbeck wrote the story and the script. It is a tribute to his artistry that with such simple materials he has wrought a memorable tale. Under the direction of Herbert Kline and the camera work of Alexander Hackensmid, the film attains a rare eloquence. All of which is magnificently underlined by the perceptive music of Hanns Eisler.

No happier choice for the role of the narrator could have been made than Burgess Meredith. His resonant delivery is clear, unaffected and at times moving. Meredith's is the sole voice employed in describing the sequence of events.

Far from the civilized centers of Mexico is this pueblo of Santiago where resides the family of Juan Diego. The well is filled with typhoid germs and the children become sick. First Juan's brother, Paco, dies and then his sister becomes ill. The people rely on the Wise Women whose ancient and mystic ways are powerless.

Juan sets off for the big city where he enlists the aid of the rural medical division. When the doctor arrives, the Wise Woman, afraid of losing her business, arouses the people against the newcomer. The people hide their children. At night, Juan carries his sister to the doctor's car for a saving injection. His father then drives him from the house. But Juan is consoled by the doctor that the government provides schools where young men and women like himself can learn new things and return and save his people from the ways of darkness and ignorance.

Among the more vividly, graphic screen portraits is the controversial sequence dealing with birth. It certainly is not objectionable for adult audiences. Considerable detail is devoted to expressions of facial anguish on part of the mother with the remaining portions done with frank realism. In any case, sequence is not very important to the film.

A word for the Mexicans who lend themselves with disarming friendliness and charm to the camera. And Juan Diego, who has a winning native ease and assurance.

CREDITS: Story and script, John Steinbeck; Producer and Director, Herbert Kline; Co-Director and Director of Photography, Alexander Hackensmid; Music, Hanns Eisler; Narrator, Burgess Meredith; Co-Producer, Rosa Harvan Kline; Production Manager, Mark Marvin; Assistant Director, Carlos Cabello; Cameraman, Augustin Delgado; Assistant Cameraman, Felipe Quintanar.

DIRECTION, Fine. PHOTOGRAPHY, Excellent.

"The Blonde From Singapore"

with Florence Rice, Leif Erickson,
Gordon Jones, Don Beddoe

Columbia 67 Mins.

ACTION-PACKED ADVENTURE MELLER OKAY FOR ANY DUAL; DMYTRYK'S DIRECTION SWELL.

"The Blonde From Singapore" is one of those sure-fire adventure mellers that can hardly miss if the actors play their roles enthusiastically and the footage is not permitted to run too long. In this case both of those details are attended to.

Scripter George Bricker, working from a story by Houston Branch, has packed all the suspense elements into his yarn and has kept the dialogue just corny enough for the action fan trade. Edward Dmytryk's direction is perfect for the yarn. He holds the cast down on the eyebrow acting and gets plenty sock into the action sequences.

Leading man Leif Erickson looks better in this than in anything this reviewer has seen him in. This sort of thing appears to be his forte. His pal and foil, Gordon Jones, is excellent in a dumb comedy role. Together they are a "natural." Florence Rice, who hasn't been seen much lately, does a neat job of the wicked little gold-digger who plays innocent so she can snatch some gullible man's poke.

Deep-sea diving off the coast of the Malay peninsula so they can earn enough money to buy a plane to fly for the RAF, Erickson and Jones decide to quit, take what pearls they have, and pick up a bargain fighter-plane in Singapore. However, their partner decides they shall stay, but after trying to keep them with violence—and getting nowhere—he confesses that they have all been poaching in the oyster beds of a local-ruling Sultana.

Jones and Erickson snatch their share of the pearls and escape. They meet a stranded young lady on the road (Florence Rice), who says she is the orphan daughter of missionaries who until their death a short time before were stationed in the interior.

Thinking he is trapped by the police, Erickson gives Miss Rice his pearls to keep for him—and then discovers that she is a thief. The boys follow her to Singapore in the hope of retrieving their savings.

Everything happens from then on. They are thrown in jail, kidnaped, save the Sultana from taking Miss Rice into her home as a daughter-in-law, and eventually wind up in the RAF with Erickson married to Florence.

With no "names," "Singapore" is probably not a good bet for top-billing, but okay for lower half of a double bill anywhere.

CAST: Florence Rice, Leif Erickson, Gordon Jones, Don Bedoe, Alexander D'Arcy, Adele Rowland, Lumsden Hare, Richard Terry, Emory Parnell.

CREDITS: Producer, Jack Fier; Director, Edward Dmytryk, Screenplay, George Bricker; Author, Houston Branch; Cameraman, L. W. O'Connell, ASC; Art Director, Lionel Banks; Musical Director, M. W. Stoloff; Film Editor, Richard Fantl.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Badlands of Dakota"

with Robert Stack, Ann Rutherford,
Richard Dix

(HOLLYWOOD PREVIEW)

Universal 74 Mins.

STELLAR MARQUEE NAMES PLUS GOOD WESTERN ACTION MEANS AUDIENCE AND BOX OFFICE SATISFACTION.

Throwing "name" talent, western action, drama and comedy before the cameras against an 1874 background of wild Deadwood City days, Associate Producer George Waggner provides for sufficient entertainment value in his initial Universal picture to assure audiences solid entertainment, and good box office possibilities.

Placing Robert Stack against a western background as Marshal of gun-ridden Deadwood City, with the task of bringing to justice his brother (Brod Crawford), who goes beserk after Stack marries the girl (Ann Rutherford) who had been promised to Brod, the action, as provided in Gerald Geraghty's screenplay from Harold Shumate's original story, is zestful. There is continuous movement, with introductions of "Wild Bill" Hickok (Richard Dix), General Custer (Addison Richards), and the many quaint characters as portrayed by Frances Farmer as "Jane," and others by Hugh Herbert, Andy Devine, Lon Chaney, Jr., and Fuzzy Knight.

Photographic values as provided by Stanley Cortez added much to the picturization of the Shumate story, with Alfred E. Green responsible for its directorial unfoldment. Art direction of Jack Otterson, musical direction by H. J. Salter, additional comedy sequences and dialogue by Victor MacLeod, all fit well into the setting and mood of the George Waggner production.

Ray Taylor's direction of the outdoor sequences is worthy of special note.

CAST: Robert Stack, Ann Rutherford, Richard Dix, Frances Farmer, Brod Crawford, Hugh Herbert, Andy Devine, Lon Chaney, Jr., Fuzzy Knight, Addison Richards, Bradley Page, Samuel S. Hinds, Carleton Young, Glenn Strange, Don Barclay, Emmett Vogan, Willie Fung, Edward Fielding.

CREDITS: Associate Producer, George Waggner; Director, Alfred E. Green; Author, Harold Shumate; Screenplay, Gerald Geraghty; Additional comedy sequences, Victor MacLeod; Cameraman, Stanley Cortez; Art Director, Jack Otterson; Editor, Frank Gross; Musical Director, H. J. Salter; Director on special outdoor sequences, Ray Taylor; Cameraman on outdoor sequences, William Sickner; Songs by Carson Robinson.

DIRECTION, Fair. PHOTOGRAPHY, Excellent.

Houston Variety Club Sends 75 Boys to Camp

Houston—Seventy-five boys are spending a two weeks' vacation in the Bell County hills, on Griffith's Variety Ranch, the result of a program sponsored by the newly created Variety Club of Houston. It's the first project of the Houston tent headed by Al Lever, Interstate Theaters Manager.

"Reg'lar Fellers"

with Billy Lee, Carl "Alfalfa" Switzer,
Buddy Boles

(HOLLYWOOD PREVIEW)

PRC 65 Mins.

ENTERTAINING STORY BASED ON CARTOON STRIP SHOULD PLEASE THE FAMILY TRADE.

A fair programmer for any bill and a cinch bet for the youngster trade, "Reg'lar Fellers," taken from the comic strip character by Gene Byrnes, was given a nice production in its film bow by Producer-Director Arthur Dreifuss.

While it is an extremely low budgeter and probably was originally designed more to accent the cuteness of a crew of moppets, than to tell a serious tale, the picture—because of the clever screenplay by Arthur Hoerl, Arthur Dreifuss and William C. Kent, which is written right down to kid level in lines to read and in story values, gets rolling quickly and makes you forget it's all an audition.

The youngsters carry the entire burden here with just a few scenes requiring grown-ups, and even then the juves top the elders. If any one of the cast stands out it is little Billy Lee. An unusually precocious lad, he pleases in all branches of comedy and drama, and in the tag sequence sounds off with a song number which exhibits a rare set of pipes. Another of the boys, Billy Boles, who plays "Jimmie Dugan," should have a lot of young feminine hearts at his feet by the time the film has played its early dates.

Yes, Mr. Dreifuss and Producers Releasing Corporation's George Batcheller, have a fine property here, and, if it is their plan, should have a fast-selling series, because they have all the appeal and draw of the former "Our Gang" comedies—just as clever a group of performers—as clever a pilot—and as sound a basis for sequels as any of the money-making series films.

The yarn tells of how the "Reg'lar Fellers," through their knack of invention, capture a couple of crooks and clear the name of a friend and restore him to his family.

There is a lot of extra entertainment and the right kind of material for family trade here, too.

CAST: Billy Lee, Carl "Alfalfa" Switzer, Janet Dempsey, Buddy Boles, Malcolm Hutton, Jerry Wilson, Sarah Padden, Roscoe Ates, Maren Mayo, Pat O'Malley, Marguerite De La Motte, Anna Ruth Hughes, Jack C. Smith, Netta Packer, Dan Stowell, Lew Lauria.

CREDITS: Executive producer, Joe Eudemiller; Associate producer, Ethel Meglin; Producer-director, Arthur Dreifuss; Based on the cartoon strip "Reg'lar Fellers" by Gene Byrnes, by special arrangement with Reg'lar Fellers of America, Benjamin Lindner, director; Original story by Arthur Hoerl; Screenplay, Arthur Hoerl, Arthur Dreifuss, William C. Kent; Cameraman, Mack Stengler, ASC; Art Director, Frank Dexter; Editor, Carl Pierson; Musical score written and conducted by Ross DiMaggio; Songs by Ethel Meglin and Dean Marmon.

DIRECTION, Excellent. PHOTOGRAPHY, Good.

Defense Rests in Crescent Trust Suit

(*Continued from Page* 1)

fishing vacation beginning at once. Through today the hearing will have consumed approximately seven weeks, plaintiff taking four weeks and defense three. In an effort to put all the weight possible behind their rebuttal of Government charges of discrimination against certain independent exhibitors, Edward H. Raftery, counsel for United Artists, put on the stand Paul N. Lazarus of New York, manager of the contract division of United Artists, to affirm testimony already offered concerning deals at Rogersville, Tenn., and Athens, Ala. The testimony involved communications between Lazarus, David Prince, United Artists branch manager at Atlanta, and others concerning applications for contracts coming from W. P. Miller and Robert Hill, of Rogersville, and Max Buchanan, of Athens, Ala.

Lazarus' testimony confirmed contention of this defendant that rejection of any applications was for legitimate business reasons and not because of any "restraining" agreement.

Harry Gold on Stand

On the witness stand Wednesday afternoon was Harry L. Gold, New York, vice - president of United Artists, who denied the existence of any agreement or understanding between his firm and either of the defendant exhibitors in this suit. He admitted familiarity with the application of Max Buchanan for the 1938-39 product of United Artists and stated that it was rejected mainly because the price was too low but on cross-examination he frankly admitted that he would have rejected it because of the possibility of selling Muscle Shoals Theaters, Inc., for Athens and three other towns.

Also called to the stand Wednesday to discuss the same situations were Lynn Dunn, Atlanta, United Artists film salesman, Hugh Owen, Dallas, Texas, until recently Dallas branch manager for United Artists, T. L. Davis. Atlanta branch manager for United Artists, and R. J. Barnes, Atlanta, United Artists film salesman.

Stengel Recalled

Last witness offered for Crescent Amusement Co., was K. C. Stengel, Crescent and Rockwood official, called back to the stand to enable defense counsel William Waller to introduce and discuss certain exhibits concerning the profits of the Crescent and Stengel was also questioned by Rockwood corporations. A purported breakdown of Rockwood's net profit for 1939 showed only 55 per cent for operation of the theater, including leasing and rental of real estate. Popcorn and screen advertising was credited with 29 per cent and dividends from other corporations 16 per cent.

Exclusive of the dividends, 34.4 per cent of Rockwood's net profit came from popcorn and screen advertising. Defense counsel claim relevancy of the "popcorn" testimony on the fact introduction of income tax returns for defendant corporations and principals was allowed to be introduced by the Government.

Everyone of the defense attorneys express the firm conviction that the Government has completely failed to prove a single one of its charges against any one of the defendants.

Dutch 'Kane' Trailer

West Coast Bur., THE FILM DAILY

Hollywood—It has been learned that "Citizen Kane" has a trailer being made in Dutch by Fred McGuire. This as far as known is rather a unique procedure. Trailer is to be shown in the Netherlands East Indies.

The Long Arm-y of Coincidence, Maybe?

In Times Square opposite the Rialto Theater where RKO Radio's "Parachute Battalion" opened Thursday there is a mammoth board with lettering "For Individual Preparedness Invest in U. S. Defense Bonds." The illustration is that of a parachute jumper. RKO Radio made "Parachute Battalion" with the co-operation of the government, and at Atlanta the entire 501st Parachute Battalion turned out to aid them in a ballyhoo. Maybe RKO is making its own breaks. Anyway, the army air thriller got off to a big start at the Rialto's box-office.

W. W. Smith's Terrapin Wins Okla. V. C. Derby

Oklahoma City — More than 600 members of the film fraternity turned out at Belle Isle Park here to attend the Variety Club of Oklahoma's first annual Turtle Derby and picnic. Exchanges, supply houses and circuit offices closed their doors at noon to allow their staffs to attend.

First prize of $525 in the Turtle Derby went to W. W. Smith, president, Park-Inn Theaters, Camden, N. J., whose terrapin, "Earl Sande" led the field in the final heat. About 850 turtles were run in the derby. Second prize of $275 went to Charles Edwin Lamka, Pampa, Tex., who entered a turtle named "Doll."

Other winners of the ten heats who each won a $25 cash prize were Kenneth Taylor, Clinton, Okla.; Sam Tannebaum, "Dewey" Gibbs, Columbia branch manager; James Burge, M-G-M exploiteer; Eugene McKenna; Walter O. Wortham, National Theater Supply; Horace Falls, Griffith Amusement Co.; and C. H. Schweinle, Jr., all of Oklahoma City.

An estimated $4,000 was raised for the club's charity fund, used to operate the Variety Club's Health Center.

Ira A. Waddell Dead

Detroit—Ira A. Waddell, 48, operator at the Cinderella Theater, and for many years chairman of the IATSE's important Film Committee, died suddenly from a heart attack. His widow, three children, and a brother William, also a Detroit operator, survive.

Frisco Nabe Tests Singles

San Francisco — Sam Levin's Vogue, nabe, is switching to singles in a test.

Universal Pre-releases Three Name-Band Shorts

As a "good-will gesture" to exhibitors, Universal is pre-releasing three new Name-Band shorts which may be applied to the last three releases of the 1940-41 contract.

In order to familiarize exhibitors with the new series, Bernard Kreisler, short subjects manager, has announced a bookers' good-will short subjects contest to run from Aug. 29 to Oct. 11, for which cash awards will be made to bookers in each of the seven districts.

Beckerich Rites Today

Buffalo — Funeral services for Alexis P. Beckerich, 51, who died here after a three months' illness, will be held today. A veteran showman, he was at one time general manager of Warners' Hip, Cleveland.

Further Gas Cut Effective Monday

(*Continued from Page* 1)

nounced yesterday by Ralph K. Davies, Acting Petroleum Co-ordinator. August reduction is 10 per cent.

The announcement came as Davies appeared in Washington before a Senate Commerce sub-committee investigating threatened gas and oil shortages. Davies, who said that the East Coast faces a deficit of 27,800,000 barrels of petroleum products during the last four months of 1941, warned that unless the present moves were successful, a rigid rationing plan was certain.

Although Davies expressed hope that the latter could be avoided, the general belief in informed quarters here yesterday was that September will see a rationing system of some sort in effect.

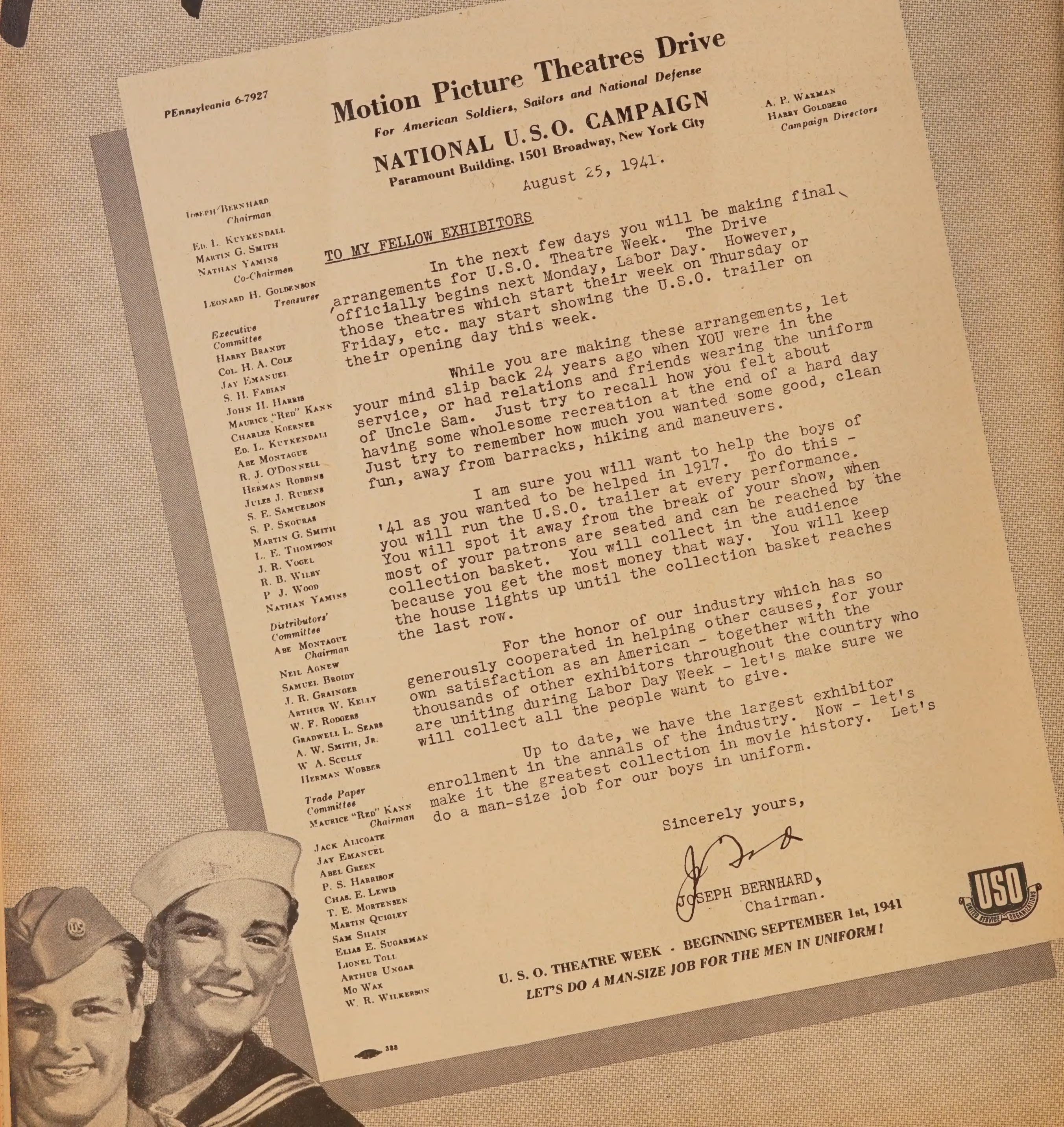
Rochester Drops Plan To Dual "Citizen Kane"

Rochester—Under a last minute change, "Citizen Kane" opened single at the RKO Palace yesterday. It had previously been planned to play "West Point Widow" on the same bill.

Ole OLSEN Chic JOHNSON
stars of
"HELLZ A POPPIN"
4 SENSATIONALLY SUCCESSFUL YEARS ON BROADWAY
ALL OVER TOWN
A RE-ISSUE
RAMSEY TAYLOR SKY HIGH
A REPUBLIC PICTURE

POLICEMAN: Where were you when Bailey was shot?
OLSEN: Shot? I thought they found him out in the alley with a knife in his hand. Who do you think poisoned him?

To You—from Us!



PEnnsylvania 6-7927

Motion Picture Theatres Drive

For American Soldiers, Sailors and National Defense

NATIONAL U.S.O. CAMPAIGN

Paramount Building, 1501 Broadway, New York City

A. P. Waxman
Harry Goldberg
Campaign Directors

Joseph Bernhard
Chairman

Ed. L. Kuykendall
Martin G. Smith
Nathan Yamins
Co-Chairmen

Leonard H. Goldenson
Treasurer

Executive Committee
- Harry Brandt
- Col. H. A. Cole
- Jay Emanuel
- S. H. Fabian
- John H. Harris
- Maurice "Red" Kann
- Charles Koerner
- Ed. L. Kuykendall
- Abe Montague
- R. J. O'Donnell
- Herman Robbins
- Jules J. Rubens
- S. E. Samuelson
- S. P. Skouras
- Martin G. Smith
- L. E. Thompson
- J. R. Vogel
- R. B. Wilby
- P. J. Wood
- Nathan Yamins

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Chairman
- Neil Agnew
- Samuel Broidy
- J. R. Grainger
- Arthur W. Kelly
- W. F. Rodgers
- Gradwell L. Sears
- A. W. Smith, Jr.
- W. A. Scully
- Herman Wobber

Trade Paper Committee
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Chairman
- Jack Alicoate
- Jay Emanuel
- Abel Green
- P. S. Harrison
- Chas. E. Lewis
- T. E. Mortensen
- Martin Quigley
- Sam Shain
- Elias E. Sugarman
- Lionel Toll
- Arthur Ungar
- Mo Wax
- W. R. Wilkerson

August 25, 1941.

TO MY FELLOW EXHIBITORS

In the next few days you will be making final arrangements for U.S.O. Theatre Week. The Drive officially begins next Monday, Labor Day. However, those theatres which start their week on Thursday or Friday, etc. may start showing the U.S.O. trailer on their opening day this week.

While you are making these arrangements, let your mind slip back 24 years ago when YOU were in the service, or had relations and friends wearing the uniform of Uncle Sam. Just try to recall how you felt about having some wholesome recreation at the end of a hard day. Just try to remember how much you wanted some good, clean fun, away from barracks, hiking and maneuvers.

I am sure you will want to help the boys of '41 as you wanted to be helped in 1917. To do this - you will run the U.S.O. trailer at every performance. You will spot it away from the break of your show, when most of your patrons are seated and can be reached by the collection basket. You will collect in the audience because you get the most money that way. You will keep the house lights up until the collection basket reaches the last row.

For the honor of our industry which has so generously cooperated in helping other causes, for your own satisfaction as an American - together with the thousands of other exhibitors throughout the country who are uniting during Labor Day Week - let's make sure we will collect all the people want to give.

Up to date, we have the largest exhibitor enrollment in the annals of the industry. Now - let's make it the greatest collection in movie history. Let's do a man-size job for our boys in uniform.

Sincerely yours,

JOSEPH BERNHARD,
Chairman.

U. S. O. THEATRE WEEK - BEGINNING SEPTEMBER 1st, 1941

LET'S DO A MAN-SIZE JOB FOR THE MEN IN UNIFORM!

USO
United Service Organizations

Hays Denies Charges of Propaganda in Films

SEP 8 '41

(See Page 12)

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 44 NEW YORK, TUESDAY, SEPTEMBER 2, 1941 TEN CENTS

SENATE'S TAX BOOST FACES STIFF FIGHT

Clark or Nye to Start Propaganda "Witch Hunt"

Arthur W. Kelly Accepts Subcommittee's Invitation; Subpoenas Said Served

Washington Bureau of THE FILM DAILY

Washington — Hearings on allegations of "war propaganda" by motion picture companies will open with a bang here tomorrow with either Sen. Bennett

> ***New York industry executives already have received subpoenas to appear before the Senate sub-committee which will investigate alleged war propaganda in films, it was reported over the week-end. In Washington, however, members of the sub-committee refused to confirm the report, but repeated the inference that such a course of action certainly might be expected if the "invitations" were not accepted.***

(*Continued on Page* 11)

New Season Selling In Detroit "Slow"

Detroit—Deals for new season product are progressing slowly here but there is no immediate prospect

(*Continued on Page* 11)

Zanuck Plans to Supervise "This Above All" in U.K.

Darryl F. Zanuck, in charge of production for 20th-Fox, will take a Clipper to England this coming

(*Continued on Page* 10)

N. Y. Theaters Hit New Holiday High

New York theaters in general, and Broadway houses in particular, had their biggest holiday week-end in years, if not in history. Business far exceeded the Labor Day turnout last year when the World's Fair was an added attraction for the hundreds of thousands of visitors. Number of out-of-towners who spent money for amusements in Manhattan was said to be the greatest on record.

THE WEEK IN REVIEW

Tax Worries

By L. H. MITCHELL

EXEMPTION KILLED: Nine-cent tax exemption seen to have suffered death blow in action of Senate committee recommendation of no exemptions on admissions. Action of the committee regarded by exhibs. as a threat to the box offices of the nation.

* * *

CRESCENT CASE: Defense in the Government's anti-trust suit against Crescent Amusement Co., rested at the week-end. United Artists occupied much time at the hearings last week and is thought to have scored several points. Defense attorneys held the Gov't had failed to make out a case against any of the defendants.

* * *

ARBITRATION: Appeal Board upheld dismissal of Ruben Frels'

(*Continued on Page* 10)

UA Signatures Reported Delaying S.F. Opening

San Francisco—Opening of the United Artists Theater under the Joe Blumenfeld-United Artists-D. J. McInerny banner was cancelled suddenly. While parties involved have refused to comment, it is reported that Herman Cohen, the former own-

(*Continued on Page* 6)

Finance Committee Adopted 15% Rate by 10 to 8 Vote; Soft Drinks Escape Levy at Expense of Pix Industry; Higher Rate Will Cripple Theaters, Congressmen Told

By OSCAR HUME *Washington Bureau of THE FILM DAILY*

Washington—Stiff opposition which was expressed even in the Senate Finance Committee against that body's action in materially increasing admission tax rates, grew over the week-end as solons pondered the warning that the increases, instead of increasing revenue might indeed "kill the goose that laid the golden egg."

Over the week-end, both Senate and House members heard from the folks back home in no uncertain terms, it was learned. Theater operators in the Congressmen's bailiwicks by long distance telephone, by telegram and by special delivery air mail letters protested the Committee's 5% jump, stressed its crippling effect on exhibition and hence on the entire industry, and pointed out that, from the morale standpoint,

(*Continued on Page* 12)

Dismissal of Hill Case Is Appealed

Motion picture appeals board will be called upon to decide whether an arbitrator can change the run of a complainant by reducing, or otherwise changing, the clearance.

This was indicated on Friday when Edward I. Singer, owner of the Hill Theater, Philadelphia, filed an appeal against the dismissal of his arbitration complaint. Singer had asked that the present 14-day clearance granted to the competing Sedgewick Theater be cut to seven days.

The arbitrator, W. A. Widersheim,

(*Continued on Page* 6)

To Talk New Operators Pact in Chi. This Week

Chicago—Although the wage contract between Chicago exhibitors and the operators' union expired yesterday, an agreement for status quo operation has been reached and nego-

(*Continued on Page* 11)

Crescent Arguments Dec. 1

Move to Dismiss More Defendants Withdrawn

Nashville—A tentative agreement between Judge Elmer D. Davies and counsel for both sides in a conference after the close of the hearing Thursday was made permanent Friday morning and argument of counsel on the Government's anti-trust suit against Crescent Amusement Co. and affiliates will be heard beginning Monday morning at 9:30 Dec. 1. The seven weeks' hearing ended at 3:30 P.M. Friday after several hours argument over motions.

A motion, offered and denied on

(*Continued on Page* 6)

Circuit Reorgs. Change Canadian Theater Map

Toronto—Despite strict building restrictions by the Government, a comparatively large number of openings for the new season were featured among the theaters of Eastern Canada because of circuit reorganizations.

An entirely new house was opened at Kingston, Ont., in the Biltmore

(*Continued on Page* 11)

Silverstone Starts Unit After Sept. 13

Murray Silverstone will leave for Hollywood shortly after Sept. 13 to establish his production unit. Silverstone said on Friday that a deal had been set with one producer and that eventually he planned to have several

(*Continued on Page* 12)

Italian Film Men Still Seek American Pictures

Italian film men are striving still to get American pictures for distribution in Italy. Twentieth-Fox re-

(*Continued on Page* 11)

Pa. Polio Epidemic Hits Attendance

Philadelphia—Attendance of children under 16 in theaters has been banned in 11 counties because of the infantile paralysis epidemic. In other spots local authorities are requesting theaters to bar children without an official ban. In some theaters drinking fountains are being inspected carefully.

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(August 29)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	28½	28	28	— ½
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10⅛	10	10⅛	— ⅛
East. Kodak	141½	141¼	141¼	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	14¼	14⅛	14⅛	— ⅛
Loew's, Inc.	37	36⅝	36⅞	— ¼
do pfd.	....	....	....	.....
Paramount	14⅞	14¾	14¾	.....
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	13¼	13¼	13¼	— ⅜
Pathe Film	14⅛	14	14⅛	+ ⅛
RKO	3½	3½	3½	.....
RKO $6 pfd.	53½	52¾	53½	+ 1¼
20th Century-Fox	8¼	8⅛	8¼	.....
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5½	5⅜	5½	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	54½	54½	54½	.....
Warner Bros.' dbs. 6s48	96¼	96¼	96¼	+ ¼
NEW YORK CURB MARKET				
Universal Corp. vtc.	9⅛	9	9⅛	+ ⅛
Universal Picts.	24	24	24	.....

Army Sending Capt. Wing For Film Duty in Manila

Fort Monmouth, N. J.—Terminating his connection with the Training Film Production Lab here, Capt. Paul Wing will leave for Manila next month to take up photographic duty in the Pacific hot-spot. Capt. Wing has been heading a Coast Artillery shooting crew for the Army's movie outfit.

This will not be the first time Capt. Wing has seen overseas service. He headed a Field Artillery Battery in France in 1918 and also served in Panama before his discharge in 1922. Before the new Army call came to him in November last year, Wing was a familiar and well-liked figure on both the Mary Pickford and Paramount lots. He is the father of Pat and Toby Wing.

The Broadway Parade

Picture and Distributor	Theater
Sergeant York (Warner Bros. Pictures)—9th week	Hollywood
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—3rd week	Astor
The Little Foxes (RKO Radio Pictures-Samuel Goldwyn)—2nd week	Music Hall
Life Begins for Andy Hardy (Metro-Goldwyn-Mayer Pictures)—2nd week	Capitol
Wild Geese Calling (Twentieth Century-Fox)	Roxy
Whistling in the Dark (Metro-Goldwyn-Mayer Pictures)	Criterion
Unfinished Business (Universal Pictures)	Rivoli
Parachute Battalion (RKO Radio Pictures)	Rialto
Dive Bomber (Warner Bros. Pictures)	Strand
Tom, Dick and Harry (RKO Radio Pictures) (a-b)	Palace
Private Nurse (Twentieth Century-Fox) (a)	Palace
Wide-Open Town (Paramount Pictures) (a)	New York
Sign of the Wolf (Monogram Pictures) (a)	New York
KuKan.. (Adventure Epics, Inc.)—11th week	World
No Greater Sin (University Pictures)	Globe
The Sunset Murder Case (Mohawk Film Corp.)	Stanley
◆ TWO-A-DAY RUNS ◆	
Fantasia (Walt Disney Prods.-RKO Radio)—42nd week	Broadway
◆ FUTURE OPENINGS . ◆	
When Ladies Meet (Metro-Goldwyn-Mayer Pictures)—Sept. 4	Capitol
Lydia (United Artists-Alexander Korda) (c)	Music Hall
Badlands of Dajota (Universal Pictures)—Sept. 4	Rialto
Badlands of Dakota (Universal Pictures)—Sept. 4	Rialto
Our Wife (Universal Pictures) (c)	Paramount
Navy Blues (Warner Bros. Pictures) (c)	Strand
Sun Valley Serenade (Twentieth Century-Fox)—Probably Sept. 5	Roxy
I'd Give My Life (A.F.E.)—Sept. 2 (a)	Central
Return of Daniel Boone (Columbia Pictures)—Sept. 2 (c)	Central
Charley's Aunt (Twentieth Century-Fox)—Sept. 4 (a-b)	Palace
Father Takes a Wife (RKO Radio Pictures)—Sept. 4 (a)	Palace
The Lone Rider of Ghost Town (Producers Releasing Corp.)—Sept. 2 (a)	New York
Gambling Daughters (Producers Releasing Corp.)—Sept. 2 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Warners Plan To Have Six in Work Every Day

Gradwell L. Sears, Warner Bros. general sales manager, returned to New York over the week-end from studio conferences. Production plans were set so that a minimum of six pictures will be before the cameras on every working day during the coming year.

New schedules call for the starting of 12 features within the next two months and screen play preparation of 12 additional for the following two months.

Stars, featured players and stock actors will be made available as needed for better assignments under the new system, and the necessity for doubling on current pictures avoided. Use of stage space, lighting equipment and general manpower also will be staggered, cutting down to a minimum layoffs between pictures.

Michigan Co-Operative Adds Seven More Houses

Detroit—Membership of Co-Operative Theaters of Michigan is being increased by seven to an all-time high of 107 theaters, according to General Manager Carl W. Buermele. New members include two houses still under construction in the suburban area—the Mel in Melvindale by Louis Schlussel, and the Berkeley in Berkeley by John Igna; two houses recently opened—the Clawson in Clawson, by Irving Belinsky, and the Shores at Saint Clair Shores, by R. R. Shook; two houses acquired by existing Co-Op members—the Town in Detroit by Ben and Lou Cohen, and the Apollo in Detroit, by Saul Korman; and one previously unaffiliated Detroit house, the President, operated by Bernard Brooks.

Will Restrict Attendance At Army Camp Theaters

Washington Bureau of THE FILM DAILY

Washington—Attendance at Army post theaters will be restricted to military personnel and civilian residents of camps, under the new clearance agreement by which the camps will get pix as soon as they are available to commercial exhibitors, it was announced here Friday by the War Department.

"Previously civilians were permitted but not encouraged to attend War Department theaters, and then only on payment of the established price at nearby civilian houses," it was said.

The War Department said its ban on civilian attendance was in consideration of the new clearance arrangement "the Army motion picture service and civilians interested in providing clean, wholesome entertainment for men in the Army camps have been working for months on the plan to obtain concurrent feature showings, and the agreement was entered into with the complete confidence in the patriotic acquiescence of commercial exhibitors," the Department said.

Marvin Ezzell Succeeds Espy at Goldwyn Co.

West Coast Bureau of THE FILM DAILY

Hollywood—Marvin Ezzell will fill the post vacated by Reeves Espy, vice-president of Samuel Goldwyn Productions, Inc., Ltd. for the past five years he has been vice-president of Samuel Goldwyn Studios, Inc.

Espy will fill a post in Sol Lesser's unit at RKO.

Release "Harmon" Sept. 11

Columbia has set Sept. 11 as the release date for "Harmon of Michigan."

COMING and GOING

S. R. KENT, 20th-Fox prexy, returns to his office next week-end.

GRADWELL SEARS, Warner Bros. general sales manager, gets back to his desk this morning from studio conferences.

HERMAN WOBBER, general sales manager of 20th-Fox, returns this morning to his desk from a visit to the Coast.

ARTHUR GREENBLATT, PRC sales manager, returns Sept. 10 from Los Angeles where he is holding a Western sales meeting.

JOHN FORD, who holds a commission in the United States Naval Reserve, arrived in Washington Friday.

NEIL AGNEW, Paramount general sales manager, **OSCAR A. MORGAN, MONROE GOODMAN, RICHARD F. MURRAY** and **LESLIE ROUSH** leave today for Chicago to attend the world premiere of the Quiz Kids short in Chicago Wednesday.

BING CROSBY sailed from New York Friday night for the Argentine where he will vacation and hopes to add some race horses to his stable.

CHARLES RYAN, of Chicago's Warner Bros. theaters, returned Monday from an Eagle River, Wisc., vacation.

JOAN MERRILL arrives on the Coast this week for her first screen role in RKO's "I'm Dying to Live."

JOAN CRAWFORD arrives here next week to attend the opening of her latest film.

BEATRICE LILLIE is expected Sept. 8 from England on the Clipper.

ROBERT KREIER, assistant to 20th-Fox's European managing director, Ben Miggins, is due here late this month.

BEN LYON and his wife, **BEBE DANIELS**, are expected today on the Clipper from Lisbon.

HERBERT FRESTON, MAURICE BENJAMIN and **MENDL SILBERBERG**, industry counsel are in Washington from the Coast.

JEANETTE, BERLINER, New Haven Republic booker, journeyed to Plymouth, Mass., for the Labor Day week-end.

N. C. WRISLEY, distributor of theater premiums, New Haven, took a vacation at Seaside, N. J. over Labor Day.

Charles Skouras Predicts Last Quarter B. O. Pick Up

West Coast Bureau of THE FILM DAILY

Hollywood — Theatre business should show a definite increase the last quarter of this year due to the defense standing and the excellent products that will be available, Charles P. Skouras told FWC house and district managers, executives and bookers at a meeting launching the company's annual Fall drive.

Wyler on "Mrs. Miniver"

West Coast Bureau of THE FILM DAILY

Hollywood—William Wyler will direct Greer Garson in "Mrs. Miniver" at Metro.

"Happy Birthday to You"
TELEGRAM

David Rollins Ernest Hickson
Larry Weiner

SERVICE
SPECIALS
in Technicolor

BROADWAY
BREVITIES

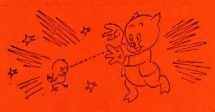
HOLLYWOOD
NOVELTIES

SPORTS
PARADES
in Technicolor

MELODY
MASTERS

MERRIE
MELODIES
in Technicolor

LOONEY
TUNES



All Produced Under The
Personal Supervision Of
JACK L. WARNER
Vice-President In Charge
Of Production

From the
West Coast Studios Of

WARNER BROS.

During The Year 1941-1942
Vitaphone Will Release

86 FEATURE SHORT SUBJECTS

NOTICE TO ALL EXHIBITORS:

Voluntarily, and with great pride, Warner Bros. and Vitaphone announce the industry's first National Trade Showing of Short Subjects.

During the week beginning Monday, September 8, in every Warner exchange center there will be held a two-hour showing of one or more subjects from each of the series listed at the left.

Your local Warner exchange will inform you of the exact time and place of the screening in your territory.

MARK OF SHOWMANSHIP

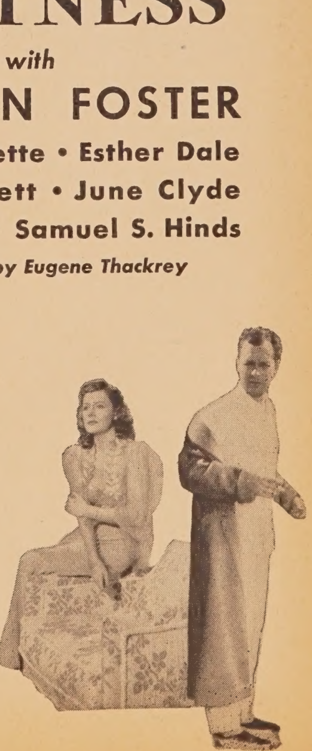
How can there be a new love when

Another money honey for your box-office from Gregory La Cava, the master craftsman who gave you "My Man Godfrey", "Stage Door" and "Fifth Avenue Girl"!

the old love is unfinished ?

DON'T ANSWER NOW! Wait until America's movie fans make twenty million dates in twelve thousand theatres to see Irene Dunne and Robert Montgomery present THEIR solution!

Irene DUNNE ★ Robert MONTGOMERY
in
"UNFINISHED BUSINESS"
with
PRESTON FOSTER
Eugene Pallette • Esther Dale
Walter Catlett • June Clyde
Dick Foran • Samuel S. Hinds
Screenplay by Eugene Thackrey



Produced and Directed by
GREGORY LA CAVA
Released Nationally by **UNIVERSAL—SEPT. 12**

Dismissal of Hill Case Is Appealed

(Continued from Page 1)

on Aug. 8 dismissed the complaint on the grounds that the cutting of the clearance would change the run. He ruled that he could not act on a request for a specific run inasmuch as Section X (specific run) did not become effective under the consent decree until after Sept. 1.

Singer appealed the case and it will be up to the appeals board to decide whether an arbitrator can change a run by changing the clearance of a theater.

T & D House Intervenes In Harvey Clearance Case

San Francisco—The Sierra Theater, a T & D circuit house in Susanville, will be the intervenor in the arbitration case brought by Rotus Harvey in behalf of his Westwood Theater. Houses are in adjoining mountain towns and the complaint involves clearance between the theaters.

Spitz & Adcock Intervene In Oriental Complaint

Chicago—Law firm of Spitz & Alcock has intervened in behalf of B & K in the arbitration case filed by the Oriental Theater, loop house. The Oriental management charges that 18 theaters belonging to B & K and others have clearance over the complainant house.

UA Signatures Reported Delaying S. F. Opening

(Continued from Page 1)

er, wants to see the United Artists Corp. signature before he turns over the keys.

Papers are reported to have been signed by Blumenfeld and McInerny, but the UA signature was still missing at the week-end.

Approximately $150,000 in cash is said to have figured in the deal, with UA putting up 50 per cent. If the proposition goes through without any more delays, it is believed in trade circles here that UA will have launched its announced plan for a national theater circuit.

Opening program will be "Major Barbara" and "Tanks a Million." House always has had a single feature policy and the trade is wondering where it will get product if a duals policy is adopted.

WEDDING BELLS

Leo Wilder, of Warners' home office Publicity Department, was married to Sylvia Rabin on Saturday, at the Actor's Temple, with a reception following at the Hotel Astor. Couple are honeymooning in Atlantic City.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● **LABOR DAY** on which there was as usual a minimum of labor:......In a week-end fishing party at Arthur (Duo-Art Lab) Gottleib's cottage near Ottawa were Jack Goetz, J. J. Milstein, Dr. Monroe Stern, Sam Galanty, Charles Schulman, Abe Lichtman, Leo Brecher, Lambert Goldsmith, Dr. Ryan, and Jim Mulvey. . . . ● If the Dodgers win the pennant, Mister Mulvey will probably have to leave town again because of deluge of friends' requests for World Series tickets. . . . ● IA Local 640 had big float in the Gompers Memorial Dedication Parade in Uniondale, L. I., which had aboard a Simplex E-7 projector, a Walker screen, and seats for half a dozen children......On the sides of the float: "IA Operators, Nassau and Suffolk Counties—Better Projection Pays—Motion Pictures Bring Happiness to Millions." . . . ● Unintentional war of nerves:......Republic screened first episode of new serial, "King of the Texas Rangers," on Friday......leaving trade reviewers to worry over Labor Day whether "Slinging Sammy" Baugh and Pauline Moore were going to get out of the Texas oil-field fire alive......

▼ ▼ ▼

● ● ● *CLIPS:......O. H. Briggs, PRC prexy, plans to visit the Coast in October. . . ● Clay V. Hake, 20th-Fox manager in Australia, has postponed his return until the Fall. . . ● Arthur W. Kelly celebrates his 51st birthday next Sunday. . . ● Metro Howard Dietz's natal day follows immediately thereafter. . . ● Charlie Roberts, Columbia's home office supervisor for Latin-America, has grown a mustache. . . ● A. P. Waxman has a keen appreciation for rare old prints, especially those in color, and can spend whole days (when he has the time) inspecting collections. . . ● Motion Picture Associates, of which Joe (20th-Fox) Lee is top administrator, opens its clubrooms today in the Lincoln Hotel.*

▼ ▼ ▼

● ● ● **RICHARD de ROCHEMONT's** managing editor, has a swell article in current issue of Life, "Vichy vs. France," and says that Pierre Laval had three chauffeurs quit him because that pro-Nazi gent's car was getting shot at on lonely roads. . . . ● Carl Erbe, who exploits and publicizes UA pix in Florida during the winter, does a bang-up job ditto-ing for Ben Marden's Riviera up here during the summer season. . . . ● Monroe Greenthal is one of local Film Row's more graceful dancers who can be seen relaxing at said Riviera these pre-autumn nights. . . . ● Harold S. Rieff, once of Columbia Pictures ad department, is now an advertising biggie on his own, with Frederick-Clinton Co......

▼ ▼ ▼

● ● ● *STUFF:......This afternoon at 5:30 on Macombs Dam Park's Diamond No. 4, nines of Paramount and International Projector Corp. tangle in the first of a two-game playoff for the championship of the M. P. Baseball League. . . ● UA is sending Marion Baldwin to Toronto, Montreal and Ottawa to exploit "Major Barbara" openings in those cities in next few weeks. . . ● Arnold Picker, assistant to Joe McConville, has moved his family from Woodmere, L. I., to Manhattan. . . ● Double Paradox: Margie Hart, burlyque queen, surrounded very partially by scanties on stage and overdressed on street, also that she's called "The Poor Man's Garbo," and more impressive sartorially than Greta. . . ● Bob (Warners) Taplinger tells us that funniest sight this past week on the Coast was Buddy Westmore, makeup man on "The Body Disappears" set, teaching a monkey in the WB mystery-comedy how to comb her hair. . . ● To Mister Taplinger, in reciprocation: Funniest sight on local seaboard was PM's headline on its review of "No Greater Sin," which read, "Dr. Golden's Magic Bullet"......*

▼ ▼ ▼

Begin Crescent Case Arguments Dec. 1

(Continued from Page 1)

Aug. 8, to dismiss the suit against R. E. Baulch, an official of Crescent and other corporations, was granted Friday by Judge Davies, with the statement that the Government had offered no evidence incriminating Baulch as an individual.

Defense counsel George H. Armistead, Jr., proposed to renew motions for dismissal of other defendants denied on Aug. 8, but withdrew his proposition when Judge Davies indicated that he was not ready to consider such motions. Defense counsel felt that a denial in the record would to some degree prejudice the whole suit.

Argue "U" Dismissal

The greater part of the day was spent in arguments on a motion to dismiss Universal as a defendant, which Judge Davies indicated that he would like to dispose of at this time. Finally, after lengthy arguments by Robert L. Wright for the Government and Edward H. Raftery and J. D. Mosby for Universal, Judge Davies stated that he must have a brief from counsel on "findings of facts" before acting on the motion. Defendants counsel then withdrew the motion, but will, of course, submit the "findings of fact" and a brief on legal authorities involved.

It is admitted that Universal remains in the suit only because of the "isolated instance" of the rejected J. D. Henry contract at Union City.

Judge Davies instructed a court order to be drawn requiring both Government and defendants' counsel to file their findings of fact by Oct. 15, with the defendants' brief to be filed by Nov. 15 and the Government's brief by Nov. 30.

Might Cause Postponement

Questioned by Raftery about the possibility of either the Schine case at Buffalo or the Griffith case at Oklahoma City being in progress on Dec. 1, Judge Davies assured that in that event he would of course, consider a postponement. However, it was stated by a member of Government counsel that they had received no notification of any kind of any possibility of the beginning of the Schine suit in October as reported in the film press.

Judge Davies made this revealing statement, that may forecast his ultimate decision: "The distributor has a right to sell his product to any individual or to any circuit and in order for the distributor to make the best possible contract, he has a perfect right to play one prospect against the other."

TO THE COLORS!

New Haven — Herbert Hillman, student assistant at the College, joins the U. S. Army Sept. 10.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"The Pittsburgh Kid"

with Billy Conn, Jean Parker, Dick Purcell, Alan Baxter

Republic 76 Mins.

GOOD PRIZE RING MELLER WITH MAGNET OF CONN'S NAME. SHOULD DO WELL AT MOST BOX OFFICES.

With public interest high in heavyweight contender Billy Conn, this production in which he stars has an uncommon type of box office names. This fact, together with the picture's entertainment values,—chiefly melodrama and copious action—, tag it as a gross-grabber of considerable power.

Additionally, it lends itself well to exploitation, and its appeal is to virtually all age-brackets, considering that the up-and-coming generation is thoroughly sports-conscious along with their elders.

Conn does a good job with his role, especially in view of his having no claim to professionalism in the realm of histrionics. He moves through his assignment, however, with naturalness, and this is to his credit. Jean Parker plays adequately the role of the daughter of Conn's manager who had brought the young and talented fighter along rapidly in the art of fisticuffs.

When this veteran manager dies, Conn finds Jean holding his contract. She takes over the reins to prevent him from falling into the clutches of the crafty big-time manager, Max Ellison, who has a reputation for gold-snatching and turning many young pugilists into stumblebums by bringing them along too rapidly in the ring game. Ellison's associates are of the underworld stamp, and his daughter, Veda Ann Borg, usually gets what she wants, and she wants Conn.

The story moves through the Conn-Parker-Borg triangle to the point where Billy, shortly before his shot at the championship, is accused of murder. Through the efforts of Jean Parker, he gets out of the mess, but she sells his contract. In the big bout, he is dejected and being beaten until Jean comes in to coach and inspire him from the sidelines. He wins the title and the happiness of both. Fight scenes are very realistically done.

Direction is okay as is the photography. Some of the dialogue is vapid, but on the whole the attraction runs along smoothly for average tastes.

CAST: Billy Conn, Jean Parker, Dick Purcell, Alan Baxter, Veda Ann Borg, Jonathan Hale, Ernest Whitman, John Kelly, Etta McDaniel, Dick Elliott, John Harmon, Robert Barron, Arthur Donovan, Henry Armstrong, Freddie Steele, Jack Roper, Sam Balter, Dan Tobey.

CREDITS: Associate Producer, Armand Schaefer; Director, Jack Townley; Screenplay, Earl Felton; Based on Novel by Octavus Roy Cohen; Production Manager, Al Wilson; Cameraman, Reggie Lanning; Supervising Editor, Murray Seldeen; Film Editor, Ernest Nims; Art Director, John Victor Mackay; Musical Director, Cy Feuer; Wardrobe, Adele Palmer.

DIRECTION, Okay. PHOTOGRAPHY, Ditto.

UA Promotes Otto Eber

Cincinnati—Otto Eber, Indianapolis, is in line for head booker for United Artists, succeeding Mitchell Blackschlager, promoted to sales force.

"Scattergood Meets Broadway"

with Guy Kibbee, Mildred Coles, William Henry

RKO 68 Mins.

SERIES PICTURE OF MODERATE APPEAL IS HAMPERED BY SLOW-MOVING STORY.

Scattergood Baines comes to Broadway to protect an investment which he does in his own sage manner. Kibbee as Scattergood fulfills all requirements but has little to work on in the way of a story. Execution of yarn is on same level as script.

Direction takes calm and casual character of Scattergood too literally because unreeling of story appears to be conducted at similar tempo.

Romantic leads as portrayed by William Henry and Mildred Coles are properly youthful and refreshing. Joyce Compton offers a good portrayal of the dumb blonde anxious for a chance on the stage. Comedy parts by Frank Jenks and Bradley Page as the shyster Broadway producers fall flat.

Reason for Kibbee coming to Broadway is because he has loaned money to a widow who is anxious to finance her son in a playwriting career. When son, Henry, comes to town, he meets, Miss Coles, secretary to a pair of shysters. She is unfamiliar with their background.

They accept Henry's script because main part is for a woman and they hope to have Miss Compton inveigle her sugar daddy into backing the show. She does that but he walks out on her later. The partners and the blonde skip with the check and leave Henry holding the bag. Kibbee comes to his aid by backing the show. Miss Coles is given the lead and the show proves a success.

CAST: Guy Kibbee, Mildred Coles, William Henry, Emma Dunn, Frank Jenks, Joyce Compton, Bradley Page, Chester Clute, Morgan Wallace, Carl Stockdale, Charlotte Walker, Paul White, Donald Brodie, Herbert Rawlinson.

CREDITS: Producer, Jerrold T. Brandt; Associate Producer, Frank Melford; Director, Christy Cabanne; Cameraman, Jack MacKenzie; Screenplay, Ethel B. Stone and Michael L. Simmons; Adapted from stories by Clarence Budington Kelland.

DIRECTION, Fair. PHOTOGRAPHY, Good.

Rep. Production Drive Calls for 8 in Sept.

West Coast Bureau of THE FILM DAILY

Hollywood—Republic is planning a production drive in September with eight pictures scheduled for filming on the stated starting dates: "Jesse James at Bay," 2nd, a Roy Rogers western; "Gaucho of El Dorado" (Three Mesquiteer) 3rd; "Newspapermen Are Human," 3rd, Robert North production; "The Devil Pays Off" with Binnie Barnes, 10th, Albert J. Cohen production; "Ladies for a Night" with Ray Middleton and Joan Blondell, 15th; "Sierra Sue" Gene Autry starrer, 15th; "Dick Tracy Versus Crime" serial, 15th, and "Pardon My Stripes," an Albert J. Cohen picture, 25th.

☆ SHORTS ☆

"Carnival of Rhythm"

Warner Bros. 20 mins.

Colorful and Exotic

Here is a subject of unusual interest and certainly one for adult consumption, for a change. Katherine Dunham and her colored dance troupe are presented in splendid Technicolor. Miss Dunham is known for her native dances and is one of the leading and probably most exciting exponent of her art. She and her group present four Portuguese numbers. The dancers are attired in attractive colored costumes. Background settings are ideal. Hackneyed interpretation by the commentator tends to emphasize the obvious in the dance numbers instead of dealing with anthropological background which audiences would have found more enlightening. Subject is a great improvement from the run of the mill two-reelers and a handsome addition to any program.

"The Screwdriver"

Universal 7 mins.

Only Fair

Walter Lantz cartoon deals with a kind-hearted policeman who attempts to be courteous to all screwball drivers and ends up in a padded cell. One particular rooster with a jaloppy imitates a careless driver in such a manner that it causes the downfall of the policeman. Little humor can be found in the situation.

"Inki and the Lion"

Warner Bros. 7 mins.

Gay Cartoon

These Merrie Melodies cartoons just keep on rolling along with happy abandon and swell animation. Nothing much to the tale, but many a laugh, which has a little native boy hunting a lion. Inki faces many perilous situations but a cute cartoon character, the Mina Bird, saves him. It is good program material.

"Is Everybody Happy"

Universal 17½ mins.

Okay Program Material

Of course the only one who could ask that question musically is Ted Lewis and his battered top hat. It is hard to get tired of Ted Lewis' style and he pleases as he always did. Lewis is supported by a colored dancer, Charles "Snowball" Whittier, Kay, Katya and Katy, dance trio, Jeanne Blanche and the Four LeAhn sisters.

"Dizzy Doings"

Universal 17 mins.

Average Entertainment

A number of variety acts presented with not too much imagination. Easily best of the entertainers is comely Mary Healy who clicks big with her rendition of "The Breeze and I." Rhythm Rascals, four men and a girl, and Jimmy Dodd, a vocalist, impress favorably with their renditions. Other acts are Frank Gaby, vaudevillian; The Theodores, a dance team; Ted Arkin and Dorothy Roberts, and Bert Prival and Maytna Palmera, individual dance artists.

"Moby Dick's Home Town"

Universal 9 mins.

Fair Travel Pic

Camera depicts the town of New Bedford, one-time home of the great whaling ships. The subject attempts to recapture some of the old glamour which surrounded New Bedford. There is a visit to a whaling museum and a contrast between the new and the old.

"Trouble in Store"

Warner Bros. 10 mins.

Rather Flat

The Grouch Club admits another member. This time it is a portly and henpecked gentleman whose wife sends him to the department store to exchange some silk stockings. At the store, the man runs into the more formidable form of female species—the early bird shopper. He gets more than he bargained for. Slapstick is done with a heavy hand.

"Lions for Sale"

Warner Bros. 10 mins.

Just Fair

Reel about lion farm is done in natural color. Locale of the subject is at lion's farm near Los Angeles. How the lions are trained from the time they are cubs is followed by the camera. Lions are then loaned to film companies or sold to circuses. Commentary is by Knox Manning.

"We, The Animals, Squeak"

Warner Bros. 7 mins.

Snappy Takeoff

A Looney Tune cartoon which has more than its share of gags and laughs. Deals with introduction of Kansas City Kitty, a cat known for her mouse-catching ability. How Kitty almost lost her title is the situation responsible for the chuckles.

"Snow Time for Comedy"

Warner Bros. 7 mins.

Sprightly Cartoon

Another in the Merrie Melodies series which should please but is not as amusing as the others. Two pups lead a wild chase for an elusive bone over snowy hills and frozen lakes. After a while situations assume repetitious quality.

"Those Good Old Days"

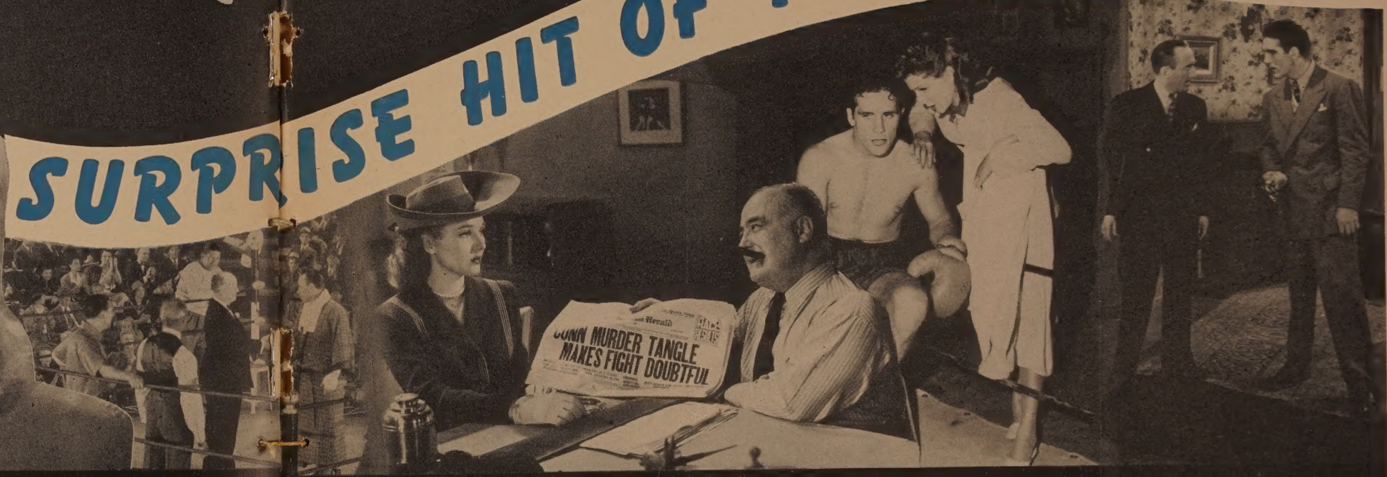
Warner Bros. 10 mins.

Pleasant Reel

Nostalgic subject about the good old days in vaudeville. Reel uses cutback technique as William Orr tells his grand-daughter all about the days when he and Jan Clayton, his wife, were the rage of vaudeville. Orr goes through a number of familiar vaude routines.

ALL PITTSBURGH TURNED OUT FOR THE GALA WORLD PREMIERE OF *Republic's*

SURPRISE HIT OF THE SEASON!



The PITTSBURGH KID

BILLY CONN • JEAN PARKER

DICK PURCELL • ALAN BAXTER • VEDA ANN BORG • JONATHAN HALE • *AND THESE SPORTS CELEBRITIES*—ARTHUR DONOVAN • HENRY ARMSTRONG • FREDDIE STEELE • JACK ROPER • SAM BALTER • DAN TOBEY—*Director*, JACK TOWNLEY
SCREEN PLAY BY EARL FELTON AND HOUSTON BRANCH • FROM THE NOVEL "KID TINSEL" BY OCTAVUS ROY COHEN

FULTON THEATRE
•
AUG. 30

THE WEEK IN REVIEW

Tax Worries

(*Continued from Page 1*)

some run case. However, mere offer of some run was held not enough. Exhibs. may ask for clarification of Section X of the consent decree divested of its legalistic verbiage.

* * *

GASOLINE PROBE: American Automobile Ass'n demanded a probe of the alleged shortage of gasoline, particularly in the Eastern states. Senate committee ordered such an investigation. Further cut in gasoline sales was seen effective this week.

* * *

PROPAGANDA PROBE: Revealed that only film exec. to have accepted the "invitation" of the Wheeler-Clark Senate committee investigation of alleged war propaganda on the part of the film industry is J. Cheever Cowdin of Universal, with committee still hinting at subpoenas if more acceptances are not received. Prof. James H. Sheldon, chairman of the Anti-Nazi League, denounced the investigation as a move to "strangle agencies of democratic expression" in the U. S.

* * *

THIS AND THAT: UA-Selznick deal seen in finalization stage if not actually signed. . . . Erpi announced it would halt operations at the General Service Studios, Hollywood, upon expiration of present contracts, March 31. . . . N. J. Allied registered kick against number of percentage pictures. . . . John and Drew Eberson, theater architects, reported $12,299,000 spent in building theaters during the past seven months. . . . H. M. Richey told W. Va. Theaters Mgrs. Ass'n that showmen are now exploiting "B" pix. . . . N. M. Schenck stated that Loew's would enter into no anti-duals pact, although individually the company is against the duals policy. . . . Materials shortage reported already making itself felt (shipping cases, reels, etc.). . . . Pathe Film and E. I. du Pont de Nemours reached agreement on exchange of stock. . . . UMPTO authorizes suits for non-delivery of prints promised. . . . Charles E. McCarthy is remaining temporarily as chief of advertising and publicity at 20th Century-Fox.. . . Fourteen organizations submitted proposals for U. S. film work, including the recently organized IAVEVT. . . . Broadway houses were all set at the week-end for record holiday business.

* * *

FOREIGN: U. K. theaters reported by Sydney I. Bernstein, film adviser to the Ministry of Information, to be operating at 94 per cent of capacity. . . . Canadian film carriers will be put under Government control. . . . Argentina may, it was reported, lift its ban against such anti-Nazi pix, as "The Great Dictator," "Pastor Hall" and "Confessions of a Nazi Spy". . . . Mexican film union halts showing of Columbia's "He Stayed for Breakfast" as derogatory of Communism.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

LINDSLEY PARSONS. Producer. Born in Tacoma, Wash., Sept. 12, 1905. Member of Kappa Alpha (Southern) fraternity, U.C.L.A. Is one of Hollywood's youngest successful producers. Entered newspaper work on graduation, and served with City News Service, Los Angeles; Alhambra Post-Advocate, Calexico Chronicle and other California newspapers. Later editor and publisher San Marino (Calif.) News. Joined Monogram Pictures Corporation in July 1931, as publicity director. In 1933, wrote screenplay, and afterward stories for "Lone Star" western series. Wrote original stories and screenplays of Monogram's John Wayne series, and received similar credits on stories for Republic. In 1938, writer and supervisor for Grand National, on "Song of the Gringo'," "Arizona Days" and other pictures. Following year, associate producer for Sol Lesser on 20th Century-Fox program. In 1938 joined Monogram as associate producer. First picture here was "Wanted by the Police," followed by many other successful films. In September, 1940, became full-fledged Monogram producer, and productions since then include "Up in the Air," "Gang's All Here," "You're Out of Luck," "Father Steps Out," "King of the Zombies," "Laughing at Danger," "Let's Go Collegiate" and "Top Sergeant Mulligan." Is married to Myrtle Parsons, and has two sons.

Zanuck Plans To Supervise "This Above All" in U. K.

(*Continued from Page 1*)

Winter to personally supervise company's British production of "This Above All," at the Shepherd's Bush studio in London, it was learned at the home office over the week-end.

While in Washington last week, Zanuck conferred with high British officials now on war missions in this country, regarding the availability of certain facilities necessary for the production which is budgeted at $1,500,000.

It is understood Zanuck was promised full assistance by British officials which prompted his decision to make the trip. Also likely, is possibility that Richard Greene, who had been serving with the British Tank Corps, may be available for a leading role.

Robert T. Kane, producer, and R. C. Sheriff, who is writing the screen play, are scheduled to leave at the end of this month for London to get picture under way.

Coast Variety Club Will Induct Officers Sept. 29

West Coast Bureau of THE FILM DAILY

Hollywood—John H. Harris, national chief barker and R. J. O'Donnell, first assistant chief barker, will attend a banquet here Sept. 29 at which officers of the new Los Angeles Variety Club will be inducted. The slate, just named, includes:

Charles P. Skouras, chief barker; Duke Clark, first assistant chief barker; Robert H. Poole, second assistant chief barker; Wayne Ball, wagon master; Harry Humber, dough guy; Dr. A. H. Giannini, Al Hansen, Charles Buckley, Walter Wanger, Jack Herman, Guy Gunderson, chief canvassmen.

Club will remodel a wing of the Ambassador Hotel for headquarters.

James Balmer and "Chick" Lewis will also come on from the East for the induction dinner.

8 Active Tele Sponsors; Expect 12 More in Month

National Broadcasting Company's commercial television outlet WNBT will on Sept. 1, after two months of operation, have eight active sponsors of tele programs. Twelve more sponsors are expected to be signed within the next 30 days. Two new commercial stations will take to the air on Sept. 1—one in California operated by Don Lee, the other in Chicago under the Zenith banner.

At the present rate of advancement, tele officials believe that the new medium will be in full swing by the first of the year, and that, by June 1, 1942, less than a year after the formal inaugural, commercial tele will be operating on a paying basis.

Columbia Broadcasting System is expected to get into the commercial end of television by the first of the year. It may apply for a commercial okay for its New York station on Sept. 16 when its current experimental license expires. It may be forced, however, to renew its experimental license for a month or two until material for the completion of its station can be delivered by the manufacturers.

The Levey System of Tele Production, the first concrete method of producing actual television programs, is expected to start active operations by Oct. 1. The system, it is said, will offer advertisers a startling new method of presentation of animated commercial copy.

Col. Cooper Aids Drive

Toronto—Col. J. A. Cooper of the Motion Picture Distributors Association has been appointed to the Aluminum Salvage Campaign Committee which is arranging co-operative features for the collection of metal commencing early in September. The theaters have been asked to screen a trailer and to stage aluminum shows on Saturday mornings wherever possible.

☆ SHORTS ☆

"From Ships of the Air"

U. S. Marine Corps **8 mins.**

Fascinating Reel

This subject will have marked interest to all audiences, because it discloses the moulding of the United States Marines, traditional soldiers of the sea, into skilled parachute troops. The footage shows the calibre of men selected for such training, and, while the current numbers are not large, this fascinating reel assures the onlooker that the ranks will be greatly augmented as time goes on, and the National Defense Program with it.

Locale of the "story" is Lakehurst Naval Air Station in Lakehurst, N. J., and there the Leathernecks learn how to handle and care for their chutes. After several weeks grooming, including the practice of mass jumps from planes, they are ready to look forward to become airborne troops to take part in daring and important operations, should emergency arise.

The film was directed by Lieut. William Halpern; narrated by James Clemmenger; photographed by Sergeants John Rogers and Alfred Rhode; edited by Corporal Morris Abrams; and produced from the script by Sergeant Stanley Kops.

"Buddy Rogers" May Make One in London for RKO

Charles "Buddy" Rogers will leave for New York following his current assignment in "Sing For Your Supper," at Columbia, to discuss with his representatives, a possible trip to London for one of the two picture commitments for which he is obligated to RKO.

William Sistrom, executive producer in charge of RKO-Radio-British Productions, and Director Paul Stein, are negotiating with Rogers to co-star in an original story by Stein, tentatively titled "Nine Were Saved." Production would be made in London.

Writ Blocks Collection Of Ind. Itinerant Tax

Wabash, Ind.—The Wabash Circuit court has granted a temporary injunction and restraining order in the suit of the Dennis Film Bureau, regarding a daily "wagon show" tax of $1 for free movies.

A hearing on the petition to make the injunction permanent was continued to Sept. 15 by the court.

Ambrose Theurer Recovering

Toronto—Ambrose Theurer, widely known Paramount salesman is recovering at his home from serious injuries sustained in an automobile accident. Theurer had spent two months in the hospital at Sarnia for treatment.

Start Propaganda "Witch Hunt" Tues.

(Continued from Page 1)

Champ Clark, D., Mo., or Sen. Gerald P. Nye, R., N. D., acting as lead-off man in the witch hunt.

Following these two are expected to be an array of "mystery" witnesses who will be called in an attempt to substantiate them in their charge that the movies are indulging in propaganda designed to drag this country into the war. Names of the other witnesses are being withheld by Nye and Clark, apparently for the surprise publicity angle.

Another theory is that the names have been withheld, because Clark and Nye have been holding back to see what offers to appear would be brought forth by the publicity on their bill.

Arthur W. Kelly Accepts

At the committee's offices on Friday, it was announced that Arthur W. Kelly, vice-president of United Artists, had forwarded an acceptance of the invitation to appear during the inquiry. Kelly's was the second to be publicly disclosed, that of J. Cheever Cowdin, Universal board chairman, being the first.

It was understood—although the subcommittee was silent—that Will H. Hays, MPPDA prexy, would appear; others whose names were mentioned included Walter Wanger, Y. Frank Freeman, George J. Schaefer and Darryl F. Zanuck. All were among the 15 industry figures "invited."

It was said that the subcommittee had been supplied with a smaller list on behalf of the industry, with the suggestion that the men named could speak on behalf of various industry divisions, thus making unnecessary the lengthy parade of witnesses. However, there was no hint of the subcommittee's reaction to this Friday.

Coast Attorneys in Washington

Advance guard of the Coast contingent, now here, comprises three attorneys, Herbert Freston, Maurice Benjamin and Mandl Silverberg, representing the producers. They arrived via New York where they joined in conferences Friday.

The film executives, however, won't go on the stand before next week in all likelihood, since Nye and Clark, together with their "mystery" witnesses, are expected to take up the remainder of this week.

Chairman D. Worth Clark, D., Idaho, said he is not informed as to the other witnesses who will appear in behalf of the bill in addition to Nye and Clark. He said they are handling that end of the show. And they won't talk.

Jury Reported "Stacked"

One thing is certain in connection with the hearing: the industry certainly will not be on trial before an impartial jury. In fact, the jury is stacked against it just about as much as it can be, at least four of the five-man sub-committee being well-known as isolationists, and the fifth having tendencies in that direction. The committee was appointed by Sen. Burton K. Wheeler of Montana, so nothing else could be expected.

Whether the Administration will attempt to come to the aid of the industry in any way is not yet known. However, Senator Nye has indicated the Administration will come in for its share of the knocks, by insinuating that possibly Government leaders forced the industry into producing war propaganda pictures.

Wall St. Sees Film Company Stocks Being Bought by Investors as "Good Peace Hedge"

Stock market activity in film company issues is in part attributed by the Wall St. Journal to "those who regard these equities as a good peace hedge." Financial paper, pointing out that the shares are being "rather widely purchased," adds that the companies have done "a lot of adjusting" in their efforts to offset the loss of foreign business and that they "are now enjoying a prosperous domestic business."

Circuit Reorgs. Change Canadian Theater Map

(Continued from Page 1)

Theater under the management of George Aitkens, reported to be an affiliate of Odeon Theaters of Canada. Odeon opened the Capitol at Niagara Falls and the Casino at Halifax after rebuilding. On Labor Day Odeon took over the Capitol and Palace at Hamilton, where the Savoy is still undergoing structural changes.

Famous Players opened the new Palace Theater, Guelph, and re-opened the Grand at London. The new Park Theater at Sarnia is nearing completion and the opening will take place soon. The Grand Theater, Sudbury, has been transferred from FPC to 20th Century Theaters, an affiliate. One indie theater is under construction, this being the house at Cornwall, Ont., to be owned by Sam Fingold, the completion of which was delayed by the Priorities Board.

The new season locally is heralded by changes in the immediate vicinity of the City Hall. Practically a new theater, the Ace, was opened on Queen St. West by Sam Ulster, this being the long-operated Photodrome with a new name and dress. The nearby Broadway Theater, formerly the Roxy of burlesque fame, was also modernized while Shea's Theater, to be the new ace house of Famous Players, is already in the hands of the building contractors for remodelling although it does not close until Saturday. Shea's will re-open Sept. 25 with an entirely new policy under the management of Fred Trebilcock.

To Talk New Operators Pact in Chi. This Week

(Continued from Page 1)

tiations for a new pact will get under way today or tomorrow. It was indicated at the week-end that all differences would be ironed out.

Theater owners are seeking a reduction in the scale, while the operators are asking a 10 per cent increase and two weeks' vacation with pay.

Italian Film Men Still Seek American Pictures

(Continued from Page 1)

cently has received a flattering offer from Bruno Fux of Italy for any quantity of new films. Offer was a huge sum in American dollars payable in advance.

Company naturally is turning down proposition. It is known other foreign managers have also been approached on same type of deal. From indications, a syndicate of wealthy Italian film men have joined together in hopes of enticing American films with American dollars.

George Arthur Leaves Rep.

West Coast Bureau of THE FILM DAILY

Hollywood—George Arthur, associate producer, checks off Republic lot after eight months at the studio. "Newspapermen Are Human," which he was preparing was given to Robert North.

New Season Selling In Detroit "Slow"

(Continued from Page 1)

of a film blockade as a result. One reason is that the 1940-41 product deals were generally signed late in December in several important instances, and there is a heavy backlog of product still waiting to be played by most local houses.

First deals under the consent decree are accordingly slow, with negotiations largely waiting upon setting of first-run deals for Detroit. Only one company, 20th-Fox, has announced actual details of product signed, although other companies have signed some contracts, particularly for smaller houses in fairly non-competitive situations upstate.

Negotiations are now under way with Co-Operative Theaters of Michigan for some 100 local theaters—about one-half of the houses in Detroit and suburbs, on the part of Universal, United Artists and Columbia. Co-Op has so far signed only with 20th-Fox.

Paul Kessler Recuperating

Holyoke, Mass. — Paul Kessler, manager of the Suffolk Theater is at Hinsdale recuperating from an emergency appendicitis operation performed at the Holyoke Hospital.

DOCTORS DON'T TELL
A REPUBLIC PICTURE
DIANA: I'm afraid you're a little ahead of time. Dr. Blake has been too busy to mention anything as practical as marriage.
TOM: Well, I'll talk to him about that. Nobody's going to leave you hanging out on a limb.

JOHN BEAL • FLORENCE RICE
EDWARD NORRIS · WARD BOND
JACQUES TOURNEUR · *Director*
SCREEN PLAY BY THEODORE REEVES *and* ISABEL DAWN · ORIGINAL STORY *by* THEODORE REEVES
TITLE FROM LIBERTY MAGAZINE STORY
Associate Producer · ALBERT J. COHEN

Opposition Stiffens to Increased Admission Tax

Fight Looms in Conference If Senate Accepts Committee's Proposal for 15%

(Continued from Page 1)

the committee's action was highly questionable.

Committee Not to Reconsider

It was indicated as Committee members left the capital for the holiday period that there would be no reconsideration of the 15% rate. The bill is scheduled for a reading today, and undoubtedly will go to the Senate for debate and action tomorrow. Upon Senate passage, it will go to conference.

The increase carried in Committee by a bare 10 to 8 majority, and on the House side, it was indicated that a bitter battle will be waged in conference for the lower rate, if the Finance Committee plan carries in the upper chamber.

While the committee vote was in secret conference, it was learned in reliable circles that the eight Senators voting against the increase warned that the jump would further burden an industry which already has trouble enough, and might in addition, cause an actual decrease in revenue, instead of the $72,000,000 increase, which Committee experts estimated would result from the increase.

Warns Burden Too Great

And on the House side, Rep. Bertrand W. Gearhart of California, a leading member of the Ways and Means Committee, warned that the increase is a "greater burden than admissions can carry," and Chairman Doughton of Ways and Means, while unwilling to make a definite statement because of his position, said it sounded as if the increase made the rate too high.

The new schedule as voted by the Committee would charge 15% on admissions over 50 cents, with fractions of more than one half cent being considered as a full cent, and fractions under one half cent being ignored.

Schedule on admissions under 50 cents were established as follows:

Not more than 10 cents—1 cent
More than—
10 cents but not more than 15 cents—2 cents
15 cents but not more than 20 cents—3 cents
20 cents but not more than 25 cents—4 cents
25 cents but not more than 35 cents—5 cents
35 cents but not more than 40 cents—6 cents
40 cents but not more than 45 cents—7 cents
45 cents but not more than 50 cents—8 cents

Kills Soft Drink Tax

While conceding the necessity for increased revenue, those opposed to the increase on admissions charged that this was placing a disproportionate burden on movie-goers and sports fans. They pointed out that the Committee while voting this increased burden on this category of our citizens, wiped out the proposed tax on soft drinks, which was estimated to bring in considerable revenue.

If the soft drink tax had not been eliminated there would have been much less necessity for the increase on admissions, and it is likely that a drive to reinstate the soft drink tax will play a large part in the battle against the increase on admissions.

Irate members who asked not to be quoted at this stage of the game said they thought it entirely out of line to exempt the soft drink industry while imposing additional burden on the motion picture and sports industries.

Chairman Doughton of the House Ways and Means Committee, while pointing out that because of his position he could make no positive statement until he confers with other committee members, many of whom were out of town over the week-end, said he thought soft drinks should bear their share of the load, and that he had considered the 10 per cent tax about all admissions could bear.

"Don't Want To Kill the Goose"

Congressman Gearhart, indicating he would wage a strong fight against the increase said: "There is a limit to all things, and I believe 10 per cent all admissions can bear. We certainly don't want to kill the goose that laid the golden egg."

While admissions were taking a licking, newsreel companies got a break from the Finance Committee which voted to exempt them from the 10% tax on photographic film and equipment by providing for rebates on film used for newsreels.

Other "surprise" actions by the Senate Finance Committee which gave the industry varying degrees of concern at the week-end included:

1. A 6% surtax on the first $25,000 of corporate earnings and a 7% surtax on all earnings above this level, estimated to yield an additional $110,000,000. The rates provided in the House bill were 5% and 6%.

2. A 10% tax on local telephone bills, estimated to yield an additional $28,600,000 The House bill rate was 5%.

3. A new manufacturers' excise tax of 10% on electric light bulbs, estimated to yield $8,000,000.

Enactment of the tax measure in final form will not mean the end of the tax threat. The Treasury on Friday informed the committee that a second tax bill will be proposed shortly after the present legislation becomes law, and while it will be designed to chiefly solve administrative problems, it may be made a vehicle for raising additional millions.

Broadway Producers Join Film Interests In Attacking Proposed 5 Per Cent Tax Increase

The proposed 15 per cent Federal admissions tax faced general attack from the amusement industry at the week-end, Broadway producers joining with film interests in pointing out that the additional 5 per cent would undoubtedly materially reduce attendance and thus diminish the revenue to the Government.

The League of New York Theaters, headed by Marcus Heiman, former Orpheum circuit prexy, will meet this week to map a course of action.

Silverstone to Coast Shortly on Unit Plan

(Continued from Page 1)

other producer-units in his organization. Mary Pickford will be associated with him in the enterprise, he said.

On Sept. 13, Silverstone and his wife are giving a benefit garden party at their Scarsdale home, proceeds from which will go for a nursing home in England for children in bomb-devastated areas. It will be known as the Sarah Delano Roosevelt Home in honor of the President's mother. Approximately 2,000 persons are expected to attend.

Silverstone plans to leave for Hollywood shortly after the affair.

Fred Herman Dead

Wilkes-Barre, Pa.—Fred W. Herman, 65, for 30 years an executive of the Comerford circuit, died Saturday in Kingston of a heart attack.

FWC Closes for 4WB Pix and UA's Lineup

West Coast Bureau of THE FILM DAILY

Hollywood—Fox West Coast has closed a deal with Warner Bros. for "Sergeant York," "The Smiling Ghost," "Navy Blues" and "International Squadron," buying each on an individual basis.

FWC also made a deal with United Artists for its products for the 1941-42 season.

Fox West Coast representatives refused to comment on a published report that the circuit has bought and will pay for but will not show "Citizen Kane" in any Fox West Coast theater. Report also stated there is no likelihood that the picture will be shown in any National Theatres chain anywhere in the United States.

George Hill Recovering

Cincinnati—George Hill, operating Covington, Ky. theaters, is reported on the mend following an operation at Christ Hospital, Cincinnati, and will return home shortly.

Will Hays Denies Propaganda Charges

Charges that the motion picture industry was engaged in war-mongering and that producers were interested in involving the United States in war were denounced at the week-end by Will H. Hays in a letter to Senator D. Worth Clark, chairman of the sub-committee which is to investigate the alleged war propaganda in motion pictures.

The president of the MPPDA said he welcomed the opportunity to state the industry's position at the hearings which get under way in Washington tomorrow. Hays declared that the accusations against the business were "baseless" and that the industry would prove that the charges were "wholly unsupported by the facts and constitute an unjustified attack upon, and challenge to, the fundamental principle of freedom and expression."

Continuing, Hays said:

"The freedom of the screen, like the freedom of the press, radio and other means of expression, is an essential pillar of American liberty. No freedom is secure if the motion picture may not dramatize what the press prints, what the air carries, what the magazines serve to their readers, what book publishers present in current literature, or what the living stage portrays of the world scene of today.

"Regardless of how great the pressure, the industry cannot cease to resist every attempt to prevent the exercise of such rights. The industry recognizes the distinction between liberty and license as is evidenced by its self-regulation in the field of morality, decency and good taste, and by its impartial presentation of economic and political issues.

"It has been charged that the industry has been engaged in a 'gigantic campaign of propaganda to get this country into war.' The pictures which have been produced are the best proof of the utter falsity of this charge. Upon this we will present complete and detailed information."

Kuykendall Says MPTOA Will Fight New Tax

Columbus, Miss.—The 15% tax on admission was declared "outrageous" and out of line with all other business by Ed Kuykendall, MPTOA president, at the week-end. Kuykendall said the MPTOA would fight it to the limit and declared that all exhibitors, regardless of affiliation, should register their protest with their Senators and Congressmen. "There is no time to lose," he warned.

SEP 8 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 45 NEW YORK, WEDNESDAY, SEPTEMBER 3, 1941 TEN CENTS

WILLKIE MAY CROSS-EXAMINE IN PIX PROBE

Senate Tax Boost Action a 'Sneak Punch', Myers

Fight to Restore House's 10% Rate Is Expected to Be Waged in Conference

Washington Bureau of THE FILM DAILY

Washington — While the Senate Finance Committee was putting finishing touches yesterday on the new tax bill, imposing record-breaking levies on admissions, industry representatives were busying about Washington trying to batter down the surprise hike in admission imposts voted by the committee last week.

Abram F. Myers, general counsel

(*Continued on Page* 6)

Preview Privileges Restored on Coast

West Coast Bureau of THE FILM DAILY

Hollywood — The studio publicity directors' committee is working on a plan whereby Hollywood correspondents will be enabled to attend previews 10 days or two weeks in advance of general release dates. This arrangement will be made with the proviso that reviews will not be

(*Continued on Page* 7)

News via Radio Going Into 4 F & M Theaters

St. Louis—Theater interests generally in this area are eyeing arrangements made by Fanchon & Marco's president, Harry C. Arthur, Jr., for placing radio equipment into

(*Continued on Page* 8)

"Speakeasy" Ads Used For Welles' "Kane"

San Francisco—Hearst papers' attitude towards RKO's Golden Gate advertising of "Citizen Kane" here is bringing chuckles along Film Row. The "bad words" are not permitted in ads but the sheets are accepting copy from the house telling about the vaudeville and mentioning that a "big screen attractions" is playing. It's the "first speakeasy" publicity campaign this town has ever seen. Business, incidentally is excellent.

WARNERS ASKING 50% FOR "YORK"

Minimum Price Levels Also Set; No Restrictions Insofar as Single Billing is Concerned

By DAVE GOLDING
FILM DAILY Staff Writer

Conditions governing sales policy of "Sergeant York," which will be available for general release Sept. 27, were outlined yesterday by Gradwell L. Sears, general sales manager of Warner Bros. They are:

1—Establishment of minimum price level whereby no theater can charge less than 55 cents admission; 40 cents at matinee; and 25 cents for children.

2—Exhibitors will be asked percentage terms of 50 per cent.

Tested In 15 Theaters

In prefacing his remarks, Sears stated the picture had been tried out in approximately 15 houses at various price policies and he felt company had reached the most de-

(*Continued on Page* 8)

Broadway's 500,000 See Records Tumble

Approximately 500,000 persons jammed Broadway's major motion picture theaters during the Labor Day week-end, breaking records for attendance at some houses and coming close to new marks in others.

At Radio City Music Hall, 129,000 fans passed through its doors from

(*Continued on Page* 4)

Piedmont, Oakland, Files Fourth Frisco Complaint

Fourth arbitration demand to be docketed in San Francisco has been filed by the Piedmont Theater, Inc., Oakland, against the five consenting

(*Continued on Page* 4)

Eight Film Stocks Set New '41 Highs

With amusement issues pacing the advance, no less than eight film company stocks advanced to new highs for the year on the Big Board here yesterday. Gains ranged from one-eights to 1½ points.

Loew's common was up one-half

(*Continued on Page* 4)

Hub's Met Will Resume Stage Shows After 6 Years

Boston—The 4,600-seat Metropolitan Theater, M & P-operated, will reinstate stage shows after a lapse of six years, during which period the "Met" has run first-run double

(*Continued on Page* 6)

Price-Terms Squawk to Gov't

Ia.-Neb. ATO Authorizes D of J Complaint

By OTTO WEBER
FILM DAILY Staff Correspondent

Des Moines, Ia.—Executive board of the Allied Theater Owners of Iowa-Nebraska meeting here struck out at film rental terms, declaring the New York consent decree had failed "to relieve the pressure on the small exhibitors."

More than 20 exhibitors attend-

(*Continued on Page* 7)

Twelve Features Getting The Gun at West Coast

West Coast Bureau of THE FILM DAILY

Hollywood — Twelve new pictures are scheduled to go into production this week. The studio check-up:

At Columbia: Three shooting, including "Harvard Here I Come," col-

(*Continued on Page* 8)

Subpoenas Reported Served on Presidents of Two Major Film Companies

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington — Postponement until next Tuesday of hearings in the war propaganda investigation was announced here yesterday by Chairman D. Worth Clark of Idaho, of the Senate Interstate Commerce subcommittee. This action was taken at the request of Wendell L. Willkie, whose appointment as counsel for the industry was announced Monday.

The postponement was requested, and granted, Clark said, in order to give Willkie a chance to familiarize himself with the case.

Following the announcement of

(*Continued on Page* 7)

U. S. Distribs. Close Mexico City Offices

Mexico City (By Wire)—Following the strike of employes of the M-G-M and Columbia offices here yesterday, the other major distribu-

(*Continued on Page* 6)

McConville Flying to Cuba For Havana Sales Confab

J. A. McConville, Columbia's foreign head; Jack Segal, Arnold Picker and Charles Roberts leave New York

(*Continued on Page* 8)

Judge Lacking, Defer Browne-Bioff Trial

Trial of William Bioff and George E. Browne on charges of extorting monies from film companies was postponed yesterday by Federal Judge John Bright to Sept. 15 on the request of U. S. Attorney Mathias F. Correa who told the court that no judge was available at present. Correa said there was no assurance of a trial on the postponed date unless a judge could be found to hear the case at that time.

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Tuesday, Sept. 2)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	7½	7¼	7½	+ ¼
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10¼	10¼	10¼	+ ⅛
East. Kodak	140¾	140¾	140¾	— ½
do pfd.	....	....	....	.....
Gen. Th. Eq.	14½	14½	14½	+ ⅛
Loew's, Inc.	37½	37¼	37½	+ ½
do pfd.	....	....	....	.....
Paramount	15½	15	15½	+ ½
Para. 1st pfd.	112	108¾	111½	+ 1½
Para. 2nd pfd.	13⅞	13⅝	13⅞	+ ⅝
Pathe Film	14¼	14⅛	14⅛	— ⅛
RKO	3⅝	3⅝	3⅝	+ ⅛
RKO $6 pfd.	53¾	53¾	53¾	+ ¼
20th Century-Fox	9⅛	8⅞	9	+ ⅜
20th Century-Fox pfd.	22¾	22¾	22¾	+ 1⅛
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅝	5½	5½	.....
do pfd.	73	72⅞	73	+ 1
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	55	55	55	+ ½
Para. Picts. cv. 3¼s47	98¼	98⅛	98¼	+ ⅛
Warner Bros.' dbs. 6s48	96½	96½	96½	.....
NEW YORK CURB MARKET				
Monogram Picts.	½	7-16	7-16	— ⅛
Radio-Keith cvs.	¼	¼	¼	.....
Sonotone Corp.	....	....	....	.....
Technicolor	10	9⅝	10	+ ½
Trans-Lux	¾	¾	¾	.....
Universal Corp. vtc.	9⅜	9¼	9¼	.....
Universal Picts.	25	25	25	+ 1

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	65½	68
Roxy Thea. Bldg. 4s 1st '57	59	64

Mrs. J. J. Parker Operating

Portland, Ore.—Mrs. J. J. Parker will be actively in charge of both the Broadway United Artists theaters in Portland, and the other operations of the late J. J. Parker. Mrs. Parker has opened offices in the Broadway Theater Building.

Mrs. John Nolan Dies

Mrs. John Nolan, wife of the chief buyer for the Comerford circuit, died in her sleep of a heart attack Monday night.

Double and Single Bill "Yank in RAF" in L. A.

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox's "A Yank in the RAF" is to be released simultaneously on both double and single bills in three Los Angeles theaters, which will determine the policy to be followed in other key cities for the picture.

Twentieth-Fox is anxious to show such pictures on a single bill and is trying this out to ascertain whether people will attend a large production on a single bill or not. The picture will open on a double bill at Loew's and Grauman's Chinese, and on a single bill at the Four Star on Sept. 26.

It will be world premiered at Grauman's Chinese Sept. 25.

Theaters of Nation Press Campaign for USO Funds

Theaters throughout the nation Monday opened the industry's drive for USO funds with the showing of a three-minute trailer on their screens. Ushers with collection cans passed up and down the aisles when the lights went up after the showing of the trailer.

Trailer shows America's new army after a day's work knocking off for recreation until taps. A young soldier addresses the audience and explains that the soldiers have no place to go but that money received by the USO committees will provide entertainment for the men when the day's work is over.

Polio Outbreak Cutting Gulf Coast Attendance

Bay St. Louis, Miss.—The outbreak of poliomyelitis on the Gulf Coast during the last few days has resulted in closing of all bathing beaches along the shore and drop in theater attendance in the several resort towns along this 200 mile stretch. Most cases were reported inland in Mississippi, however, and practically none as far East as the Alabama line. Thus empty seats were noticeable principally in houses in the smaller Mississippi towns, a canvass of the territory indicated.

Talk New Haven Pacts

New Haven — Harry F. Shaw, Loew-Poli, Henry Needles, Warner, Hy Fine and Ed Cuddy, M & P have been holding daily meetings with heads of local projectionists and stage employes' unions to negotiate new contracts replacing those expiring Labor Day.

Reopen Comerford Houses

Scranton, Pa.—The RCA and Manhattan Theaters here, the Strand in Wilkes-Barre, and the Lyric Theater in Shenandoah, all Comerford Theaters, have reopened over the Labor Day holiday after being shuttered for the Summer.

100,000 Gas Stations On Seaboard May Close

Philadelphia — The gas shortage situation on the Eastern seaboard was further complicated yesterday by a prediction, made by B. L. Jacoby, head of the Associated Gasoline Retailers of Philadelphia and vicinity, that approximately 100,000 stations in the Coastal area would close unless their operators were assured "a living margin" by the Government.

As the Easteran States Conference of gasoline retailers went into session, Jacoby attacked Ralph K. Davies, acting petroleum co-ordinator, as "incompetent," assailed the restrictions recently imposed and said that the dealers would carry their protests to the White House if necessary.

UA Summons Joe Goltz For Report on Orient

Joe Goltz, United Artists' general manager in China, has been called to New York to report on the situation in the Far East as it affects the company's interest.

Meanwhile, Walter Gould' foreign department head, has placed Lewis E. Pepperman, foreign UA manager in Hongkong, in charge of the Tokyo branch, succeeding Alfred Katz who has been transferred to the post of manager in Shanghai.

FPC Planning No Reques To Extend Daylight Saving

Washington Bureau of THE FILM DAILY

Washington—"Unless there is a real power emergency," the Federal Power Commission will not request the continuation of daylight saving beyond Sept. 28. Chairman Leland Olds said yesterday. Individual localities can, if they so desire, continue on "new" time.

Co-Star McCrea and Miss Colbert

West Coast Bureau of THE FILM DAILY

Hollywood—Joel McCrea has been signed by Paramount to be co-starred with Claudette Colbert in Preston Sturges's next production, a marital comedy not yet titled. Production will start Nov. 10. McCrea recently finished a role in Sturges's current picture, "Sullivan's Travels."

Chick Endor Dead

Miami Beach, Fla.—Chick Endor, 47, one of the original Yacht Club Boys, and who was associated with Charles Farrell in the night club entertaining team of Endor & Farrell, died here on Monday after an illness of more than two months. His true name was Charles Knapton, Jr.

Granada to Play Singles

Spokane, Wash. — The Granada Theater, effective Sept. 19 becomes a first-run, single bill theater, according to announcement of Manager H. C. McBride.

COMING and GOING

J. A. McCONVILLE, JACK SEGAL, ARNOLD PICKER and CHARLES ROBERTS plane today to Havana for a Columbia Latin-American sales conclave.

LIEUT. WILLIAM A. HALPERN, Photographic Section, U. S. Marine Corps, has returned to Quantico, Va. from New Lork.

SPYROS SKOURAS leaves for the Coast tomorrow and expects to return Saturday by plane.

LEO PILLOT is in St. Louis working on the world premiere of "Belle Starr."

JULIAN DUVIVIER, and his wife, are stopping at the Waldorf-Astoria Hotel.

ALEXANDER D'ARCY and his wife, **ARLENE WHALEN,** are stopping at the Warwick Hotel.

WILLIAM LEVY, of the UA sales force in Chicago, is visiting in New York.

TERRY TURNER, head of RKO's field exploitation staff, has returned to his office after a nation-wide tour with Dorothy Comingore.

TONI SPITZER, Eastern publicity head for Walt Disney, flies to Washington today to introduce "Dumbo," the little flying elephant, to the press.

STIRLING HAYDEN returned to the Paramount studio for conferences concerning the future of his acting career.

MAXWELL JOICE, who handles Paramount exploitation in the Cleveland territory, is vacationing in the Southwest.

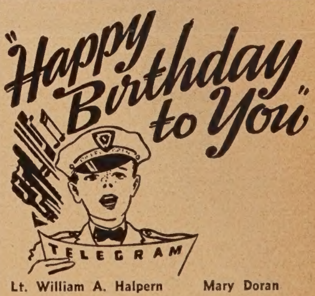
PAUL GLASE, Reading city manager for Wilmer & Vincent, is vacationing with his wife and daughter at Virginia Beach.

Warn Harrisburg Exhibs. To Enforce Polio Ban

Harrisburg, Pa.—Theater managers were warned today at an emergency session of Harrisburg Board of Health to strictly enforce infantile paralysis quarantine banning children under 18 from theaters "or else." Board indicated drastic measures would be taken, but would not reveal what move might be. Warning came after Dr. Robert Hursh, city health officer, complained theaters were admitting children under 18 in violation of the age limit set last week.

Aldine Still Operating

Wilmington, Del.—WB Aldine continues in operation under a week-to-week clause in the notice to employes of Aug. 30 closing. WB Grand Opera House, closed for Summer, reopened Saturday with Sidney Munter returning as manager.



Lt. William A. Halpern Mary Doran

TODAY, THE "NAVY BLUES SEXTETTE" GOES TO WORK FOR YOU!

And, brother, they're nice workers if you can get 'em!

The above six pieces of pulchritude comprise the "Navy Blues Sextette".

They were selected by a vote of the ever-lovin', movie-goin' public.

Today, they leave Hollywood on a 20-city tour.

They will be feted at parties, sated at dinners, and dated at every opportunity.

They will make personal appearances, pose for pictures, grant interviews and take part in civic celebrations.

Everything they do will be designed to call the public's attention to something special we have for them . . . and for you!

It's called "NAVY BLUES".

It's swell.

HAVE FUN, KIDS!

But not too much. We need you back at

WARNERS!

WB MARK OF SHOWMANSHIP

Eight Film Stocks Set New '41 Highs

(Continued from Page 1)

to 37½, RKO's $6 pfd. up one-quarter to 53¾ and Warners pfd. up one to 73. All three Paramount issues advanced; the common went to 15½, up one-half; the first pfd. to 111½, up 1½, and the second pfd. to 13⅞, up ⅝.

Both 20th-Fox issues also were higher for the year, the common advancing ⅜ths to nine and the preferred, 1⅛ to 22¾.

Piedmont, Oakland, Files Fourth Frisco Complaint

(Continued from Page 1)

companies. Complainant charges that the clearance granted to the Paramount, Fox Oakland, Fox Orpheum, Fox Senator, Grand Lake Fox, Roxie and Esquire Theaters over the Piedmont is unreasonable and asks that a reasonable arrangement be set up.

Bennis Hearing Sept. 15; Intervenors in Oriental Case

Chicago — Harold J. Clark has been appointed arbitrator and hearing set for Sept. 15 in the Bennis Theater case. Woods Theater Corp. and Rosenberg, Stein & Rosenberg in behalf of Diana Theaters Corp., owner of McVickers Theater, have filed intervention in the Oriental case.

Defer Philadelphia Case

Philadelphia — The Columbus-Stamper arbitration case which was scheduled for hearing Sept. 8 has been postponed with no new date set.

Adds to Capitalization

Albany—Phono-Films Distributing Co., Inc., New York City, has filed a certificate in the office of the Secretary of State increasing the number of shares of its capital stock from 3,200 shares non-par value to 7,000 shares, consisting of 3,000 shares common $5 par value and 4,000 shares preferred non par value.

RCA Prexy Starts "B" Buzzin' for Defense

David Sarnoff, RCA prexy, tapped the letter "B" in radio code from his desk in Radio City yesterday to launch organization's "Beat the Promise" campaign during which officials and workmen will do all in their power to deliver products to national defense faster than scheduled. Ceremonies were held in Camden, N. J., as well as in company's plants in Harrison, N. J.; Indianapolis and Bloomington, Ind., and Hollywood, Calif. The letter "B," a dash and three dots, is same combination in reverse of the "V" for Victory.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● THAT'S Life for you......—the way some Film Rowites were gleefully scrutinizing yesterday the back cover of that mag's Sept. 1 issue. . . ● Five of 10 B'way legit matinees enjoyed SRO on Labor Day and those that did had the lower admish scales. . . ● Fred Astaire taking the Gene Kelly role in pic version of "Pal Joey"?. . . ● Screwball Showmanship: The Nazis letting a guy with the name of Ley tell the German people that "glorious victory" will be theirs in the third year of this war. . . ● It's no surprise that U's Greg La Cava-directed "Unfinished Business" grabbed four stars from the local Daily New's Kate (Constellation) Cameron. . . ● A Cleveland yarn points out that construction of defense plants is being delayed by failures to obtain materials when needed (which should be some consolation to the guys building new theaters)......

▼ ▼ ▼

● ● ● *DARTS'N DASHES:......Cinema Lodge is rightly proud of B'nai B'rith having contributed $323,850 for relief of war sufferers in the two years of current conflict. . .* ● *Norm Moray, synonymous with "shorts," dodging Main Stem traffic yes'day in elegant dark gray biz suit. . .* ● *Further Fashion Note: Gray or yellow may be mode in coming season's biz and mag papers, 'cause Uncle Sam's hard-pressed for chlorine in national defense setup. . .* ● *Good job, that letter Ned Depinet dispatched to women's clubs, school execs., teachers, Better Film Councils, et al, in behalf of "Citizen Kane". . .* ● *They'll have to hoof-it to the movies in New England college towns this scholastic year...... Amherst has joined Williams, Middlebury and other cranial-training centers in banning undergraduate autos in order to save gas for the Government......*

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● ● ● INVITES have been sent out by W. French Githens for the special opening performance tomorrow nite of the Embassy Newsreel Theater, 42nd St. and Park Ave. . . . ● Someone is wide awake out in Denver's Victory Theater where "V" for Victory buttons are being distributed to all patrons until now the city is flooded with 'em. . . . ● Norman McLeod (known as the Coast's quietest film director) draws those amusing screw-wiggly characters for pineapple ads when not turning out hit movies. . . ● Metro's Si Seadler also drafts little chuckle-provoking figures for M-G-M ads when not penning 'em for the amusement of sick pals. . . . ● Old tales of "gods with feet of clay" are being borne out in fact in a Detroit theater:—Saul Korman recently bought the Clay Theater there and is renaming it the Apollo. . . . ● There is also a Clay Theater in San Francisco......and thereupon hangs a tale:...... Playing the house is "KuKan," documentary in color showing China's battle against aggression......That opus in its fifth week isn't enough to console Rey Scott, ex-noozepaperman who made it himself on a showstring (stet)......He landed in Frisco with the footage and a flat poke......and hocked his $750 camera there for 100 smackers......so's he could reach New York......Now Rey is back in the Golden Gate sector with dough a-plenty in his jeans......but he's lost his pawn ticket and hasn't been able to locate his camera......

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● ● ● *SPORTS NOTE:......Bob Eves, Toronto suburban district manager of Famous Players Candian Corp., turned in the low gross score of 77 in the annual golf tourney of circuit execs. ......The Dentelbeck Trophy went to R. G. Darby, manager of the insurance dept., with low net of 75......Ron McClelland was low net runner-up on toss of coin to break a tie......Miss J. Smart won femme low gross by carding a 70......*

Broadway's 500,000 See Records Tumble

(Continued from Page 1)

Thursday until Monday night. While not a five-day record for the theater, where "The Little Foxes" is playing, a new one-day mark was set on Monday and the management described the business for the period as "terrific."

The Rivoli opened its Fall season on Monday with "Unfinished Business," registering about 10,000 customers who gave the 2,096-seat theater capacity business throughout the day and coming close to a record.

"Aloma of the South Seas" on the screen and Tommy Dorsey on the stage set a new week-end record at the Paramount where 75,000 fans paid out $52,300 in the four-day period. Business momentum kept up yesterday so that the week's receipts are expected to hit the $73,000-mark.

"Dive Bomber" at the Strand played to 54,600 persons and grossed $39,400 for the Labor Day week-end, a 10-year record for the house. Indications are that the picture will roll up $50,000 on the week.

More than 70,000 patrons saw "Wild Geese Calling" at the Roxy which had its best Labor Day week-end in the history of the house.

The Capitol had its best business in several years with "Life Begins for Andy Hardy" which clocked more than 43,000 fans from Saturday to Monday.

"Fantasia" in its 43rd week at the Broadway drew more than 12,000 customers at the week-end, while "Sergeant York" in its third week at the Hollywood attracted almost 50,000 persons in the four-day holiday period. Overflow crowds stormed the Astor where "Dr. Jekyll and Mr. Hyde" played to 27,000 fans.

Other theaters in the Times Square section also did standout business. The Rialto had its biggest business for the summer with "Parachute Battalion."

Rites Today for Mrs. Reed

Funeral services will be held in Wellesley, Mass., today for Mrs. Melvin D. Reed, who died Monday night in New York Hospital following a long illness. Survivors include her husband, who is with Pathe News, and her brother, Jack Connolly.

Roach Plans Survey Of English Comics

Hal Roach personally may make a survey of England's comics next year for the purpose of making one picture in Britain if conditions permit. Believing that the best artists of pantomime are in England, Roach plans to look over the field and possibly sign one or more comedians for picture work there and in the United States.

BILLY CONN PUTS UP SPECTACULAR
B CHAMPIONSHIP MATCH!
N IS GREAT" - LOUIS
Champ Acclaims Plucky
hallenger After Epic Fight
R LOUI
CONN I
ONN IMPRESSIVE
NING PRELIM!
CONN READY FOR TITLE SHOT
CONN SCHEDULED FO
BOUT WITH LOUIS IN
Billy Feels Confident He
CHAMP KEEPS CROWN . . .
WHILE CONN TAKES HONORS
Fans Go Wild As Plucky Kid
Slugs It Out With Bomber!
CAN GIVE AND
BILLY PUT

The
PITTSBURGH KID

BILLY CONN
with **JEAN PARKER**

Dick PURCELL · Alan BAXTER · Veda Ann BORG · Jonathan HALE

AND THESE SPORTS CELEBRITIES
ARTHUR DONOVAN · HENRY ARMSTRONG · FREDDIE STEELE
JACK ROPER · SAM BALTER · DAN TOBEY

●

JACK TOWNLEY—DIRECTOR
SCREEN PLAY BY EARL FELTON AND HOUSTON BRANCH
FROM THE NOVEL "KID TINSEL" BY OCTAVUS ROY COHEN

A REPUBLIC PICTURE

Tax Boost Action 'Sneak Punch'--Myers

(*Continued from Page* 1)

for Allied, said his members are pressing for a revision of the tax. He stated his group considered the increase a "sneak punch" put over on the industry without any chance to explain what the effects would be.

Other industry representatives on the scene include Ed Kuykendall, MPTOA prexy, and Charles Pettijohn, MPPDA general counsel.

The bill goes to the Senate floor today, but the admission tax item is far down the list, and likely will not be reached before Friday, the day before the Senate's final vote is now expected to come. In the meantime, it is understood the industry representatives are leaving no stone unturned in an effort to replace the rates approved by the Senate Committee with the lower 10 per cent rates voted by the house.

Strategy Hinges on Support

Whether they will bring the fight out into the open on the floor of the Senate, or wait and try to get the amendment in conference likely will depend on the amount of support they are able to turn up in the Senate in the short time remaining to them. If they can garner in that time sufficient support to defeat the higher rates, they unquestionably will carry the fight to the floor. But that they will gather any such support seems highly unlikely.

With so many more important items, from the general standpoint, to be debated, and in view of the tremendous drive to raise new revenue, few Senators likely will be willing to come out and advocate on the floor a reduction of the tax.

However, the conference meetings are secret, and here the members can say what they think. And there is every reason to believe many of them think the admission tax imposed by the Committee entirely too high. Furthermore, it is expected that the industry will have more support for the lower levies in the House than it will in the Senate. The House has already voted for the 10 per cent levy, and committee members have indicated they prefer it to the higher rate.

House Com. Favors Drink Tax

Furthermore, the House Committee feels that there should be a tax on soft drinks, while the Senate Committee voted against this item, though it is understood there was considerable disagreement there over eliminating the item. It is considered a good bet that this item might yet be restored to the bill. And if it is, even in part, some of the pressure for additional taxes on admissions would be removed.

President Roosevelt yesterday, after a conference with legislative dealers, endorsed the tax bill.

Vaude for Lebanon

Lebanon, Pa.—Three-day-a-week vaudeville will be instituted at the Colonial Theater here shortly.

REVIEWS OF NEW FILMS

"Birth of the Blues"

with Bing Crosby, Mary Martin,
Brian Donlevy

Paramount 85 Mins.

CORKING MUSICAL WITH GAY TUNES AND MANY LAUGHS; BING CROSBY AT HIS BEST IN B. O. SMASH.

While the screen biography of the American origin of jazz may remain to be written, enough of the absorbing background of the beginning of the blues which the Dixieland Band and its kind made famous after the turn of the century is utilized to serve as ideal vehicle for Bing Crosby.

That's not intended as carping comment by any means but just to keep the record straight for followers of true jazz. Background of the blues is a fresh field for a musical and Buddy De Sylva with an eye for production values has helped create an entertaining musical which should do smash b.o. biz.

Victor Schertzinger a composer himself, has directed with true appreciation of the song sequences. There is one scene where Schertzinger's directorial ability is very much in evidence. That is when he has Eddie "Rochester" Anderson explaining to Mary Martin what makes "blues" different from regular music. Another has Bing Crosby singing "My Melancholy Baby" in the best Crosby style.

Cast is strong in all departments. Mary Martin, looking more becoming than ever, is really good. She does one blues number with Crosby and a comedy number with Crosby and Jack Teagarden. Most of the sock lines which register for laughs come from Rochester who delivers solidly as Crosby's aid.

Brian Donlevy turns in another fine performance as Memphis, the hot cornet player. Little Carolyn Lee is well spotted as the six-year-old aunt of Miss Martin. The girl is cute with a pleasing turn for comedy. Ruby Elzy, as Rochester's wife, deserves mention for her rendition of "St. Louis Blues."

Script by Harry Tugend and Walter DeLeon is refreshingly well-written. It affords Crosby a substantial role as the young clarinet player specializing in low down blues. All Crosby has is his home where his band lives and which used to be among the better residences of New Orleans. This new music fascinates him as it does his band. They bail Donlevy out of jail when Rochester relays word of Donlevy's fine cornet playing.

Miss Martin and Miss Lee are forced to stay at Crosby's home since the latter borrowed her fare for Donlevy's bail. She stays and helps get the band a job through her singing. The band encounters some difficulty because proprietor of cafe uses strong-arm methods to keep the band there after they have become successful. And Crosby discovers he is the one Miss Martin loves all the while and not Donlevy.

CAST: Bing Crosby, Mary Martin, Brian Lonlevy, Carolyn Lee, Eddie (Rochester) Anderson, Jack Teagarden, J. Carrol Naish, Warren Hymer, Horace MacMahon, Ruby Elzy, Barbara Pepper, Dan Beck, Harry Barris, Perry Botkin, Harry Rosenthal, Donald Kerr, Victor Potel, Minor Watson, Ronnie Cosbey.

CREDITS: Producer, Buddy G. DeSylva; Associate Producer, Monta Bell; Director, Victor Schertzinger; Screenplay, Harry Tugend and Walter DeLeon; Original, Harry Tugend; Sound Mixer, Earl Hayman; Film Editor, Paul Weatherwax; Art Directors, Hans Dreier and Ernest Fegte; Cameraman, William Mellor.

DIRECTION, Top-Notch. PHOTOGRAPHY, Excellent.

"Law of the Tropics"

with Constance Bennett, Jeffrey Lynn,
Regis Toomey

Warner Bros. 76 Mins.

AVERAGE YARN ABOUT LOVE IN A TROPICAL RUBBER CAMP SALVAGED BY SOUND CAST.

Here is a good instance when a good group of performers can lift a weak story to a fairly plausible level. Film, nevertheless, is a minor effort of minor consequence. It also serves as a vehicle for the return of Constance Bennett to the screen.

Miss Bennett still retains her touch and performs with assurance before the camera. She is chic and wears her clothes as well as ever. Not even an unorthodox place like a jungle setting can faze Miss Bennett whose coiffure is always becoming and in order.

In film, Miss Bennett plays role of woman wanted on circumstantial murder rap in New Jersey. She is entertaining at a hotel in a tropical seaport town where she encounters Jeffrey Lynn, drunk because his financee failed to arrive. When the detective shows up, Miss Bennett takes the river boat. She again meets Lynn and she agrees to act as Lynn's wife in order to help him save face before the natives.

Meantime, boss of the rubber camp is Hobart Bosworth who kills himself when he is deposed because rubber company is anxious to increase rubber output. Lynn, who is very loyal to company, is outraged when the owner comes down to put his son in charge. They have a fight and Lynn is discharged. Miss Bennett helps save his job. Shortly after the detective appears on the scene and Miss Bennett can no longer hide the secret from Lynn. Since they have fallen in love with each other, he joins her to help prove her innocence.

Regis Toomey and Mona Maris, as the married friends of Lynn and Miss Bennett, are sincere and convincing in their respective roles. Bosworth is good in a brief part. Frank Puglia helps contribute some of the lighter moments as the faithful servant. The detective is portrayed by Thomas Jackson.

CAST: Constance Bennett, Jeffrey Lynn, Regis Toomey, Mona Maris, Hobart Bosworth, Frank Puglia, Thomas Jackson, Paul Harvey, Craig Stevens, Charles Judels, Roland Drew, Cliff Clark, Rolf Sedan.

CREDITS: Associate Producer, Ben Stoloff; Director, Ray Enright; Screenplay, Charles Grayson; Original Story, Alice Tisdale Hobart; Cameraman, Sid Hickox; Asst. Director, Jesse Hibbs; Film Editor, Frederick Richards.

DIRECTION, Satisfactory. PHOTOGRAPHY, Good.

Pidgeon Services Held

Funeral services were held here yesterday for Edward E. Pidgeon, 75 former dramatic editor and critic and one-time publicity rep. for Thomas Meighan, Leon Errol and others.

U. S. Distribs. Close Mexico City Offices

(*Continued from Page* 1)

tors immediately closed their offices.

Partially fulfilling its strike threat, the Motion Picture Workers Union Mexico struck yesterday against the Mexican offices of M-G-M and Columbia. It was explained here union selected only two companies in order to prevent a complete shutdown of the industry in Mexico.

Union until Tuesday had declared it would shut down all major distributors. Observers are inclined to believe M-G-M was singled out because it attempted to distribute "Ninotchka," and Columbia, "He Stayed for Breakfast," both considered by the union as "derogatory to the Communistic system."

Other companies, it was reported, were given several days notice by the union to agree to terms. Distribs. consider union's demands exorbitant.

Hub's Met Will Resume Stage Shows After 6 Years

(*Continued from Page* 1)

features. Also reinstated will be a large, probably 40-piece, orchestra, to which Henry Kalis, who formerly directed the "Met" pit shows, will return as conductor, and it is reported organist Arthur Martel also comes back. Martel has since been playing at various night spots in and near Boston. John W. Carroll remains as managing director.

Free Show "Not Cricket" Complain Hub's Exhibs.

Boston—Local exhibs. have been asked to aid a gigantic free show at Boston Garden next Sunday when gifts of cigarettes, books or candy for soliders will be the sole admission fee. Since more than 20,000 are expected to crowd the Garden, picture men believe it unfair to ask them to participate in an event which virtually kills their own Sunday business. They direct attention to the fact that all of them have cooperated in every way to aid the USO.

Ask Sunday Film Shows

Siler City, N. C.—Board of commissioners has under consideration a petition to allow the operation of Sunday films here and is expected to act at a meeting to be held Sept. 12. Sunday movies were banned some two months ago, but the board later allowed their operation through August.

Westinghouse Exec. Dead

Brielle, N. J.—Harry De Forrest Madden, 61, general manager of Westinghouse Electric & Mfg. Co. in Bloomfield, N. J., died at his summer home here on Monday. He had been employed by Westinghouse for 38 years.

May Cross-Examine In Propaganda Probe

(*Continued from Page* 1)

Willkie's appointment, rumor was abroad here that the ex-presidential candidate would request permission to cross-examine witnesses. Chairman Clark said, however, that he had received no such request. He declined to say how he would view such a request pending its receipt.

Should the sub-committee vote to permit Willkie the right to cross-examine it would be a very unusual thing, the senators ordinarily reserving to themselves alone the right to ask questions.

While the chairman refused to comment, it was learned in authoritative quarters that some other members of the industry had informed the sub-committee they could not accept an invitation, and would appear only if subpoenas were issued.

An acceptance to appear before the committee was received over the week-end from Nate J. Blumberg, of Universal, it was revealed.

It was reported that subpoenas have been served on the presidents of two major companies. Other likely starters, in addition to those who have accepted the invitations, are reported to include Barney Balaban of Paramount and Darryl F. Zanuck of 20th Century-Fox.

Nye to Denounce Film Industry

Senator Nye will lead off on Tuesday with a ringing denunciation of the industry. He likely will be followed by Senator Clark of Missouri who declares: "It's perfectly obvious" the movies are engaging in war propaganda. Others favoring the probe, though Chairman Clark said he couldn't name them yet, are expected to consume the rest of the week.

The industry will have its say commencing the following Monday.

New names were introduced as potential witnesses yesterday. They included Henry R. Luce, chairman of the board of Time, Inc., and Louis De Rochemont, managing editor of the March of Time, and Jimmie Fidler, Hollywood newspaper and radio columnist, who recently charged that his "censorship" difficulties with CBS were linked to certain studio interests.

Just how long Nye, Clark et al plan to hold the floor is not known, but the best bet is that the so-called "prosecution" will take up all or the greater part of the first week. That could mean that industry execs., headed by Will H. Hays, MPPDA prexy, whose forthright statement over the week-end made a generally excellent impression here, might not be called for examination until the following Monday.

Isolationists Stunned

Unexpected announcement of Willkie's appointment, which came from Austin C. Keough, chairman of the law committee, Motion Picture Producers and Distributors of America, burst like a bombshell in the ranks of the isolationists, who likely were glad of the week's postponement in order to reform their own battle lines.

There is considerable speculation here whether the presence of Willkie in the hearings might not divert attention from the movie angle of the probe, and turn the sub-committee into a forum for a battle royal between the ex-presidential candidate and the isolationist Senators over the administration's international policy. But whether the movie angle is entirely obscured by such debate, it is certain to play a leading part that will attract far wider publicity to the hearings than they would have received had not Willkie been in the case.

Chairman Clark discounted fears which have been expressed by some that the probe would be turned into a witch hunt. He indicated he was after facts rather than individuals.

Industry Request Fails to Click

It as confirmed yesterday that there had been industry overtures to the sub-committee suggesting that the industry be represented by four qualified spokesmen, each drawn from a considerable segment of the trade. The suggestion, however, failed to click with the sub-committee, whose members want the opportunity of grilling at least all the 15 execs. whose names graced the "invited" list.

The powerful Washington Post meanwhile came to the defense of the industry yesterday with a lead editorial answering the charges of war propaganda. Calling attention to the investigation and the answer of Will Hays to the charges, the Post declared:

"His is a substantial answer to the propaganda charge. But it does not take into account the chief reason for the appearance of films to which the isolationists object. And that is that people like them—which has been and always will be the basis of the Hollywood success formula. It is a discouraging thought for the committee members."

Drew Pearson and Robert S. Allen whose syndicated column, Washington Merry-Go-Round, last week first "broke" the story that Willkie would be the industry's counsel, followed up today with the assertion that the sub-committee would question Will H. Hays about his recent Hollywood statement deploring screen propaganda. Cited in particular was the Haysian statement, "There are those who would muse rather than amuse".

The sub-committee, according to Pearson and Allen, interprets this as meaning "certain producers" and plans to put Hays on the griddle and ask him which."

WEDDING BELLS

Harrisburg, Pa.—W. H. Walker, who is associated with his father, W. J. Walker, of Crafton, in the management of several houses, and Marilyn G. Ross, daughter of Pennsylvania's Auditor General F. Clair Ross, will be married today at the Ross home in Harrisburg.

Price-Terms Squawk to Gov't

Ia.-Neb. ATO Authorizes D of J Complaint

(*Continued from Page* 1)

ing the meeting authorized the Department of Justice be notified that unreasonable prices and terms demanded for film "have definitely increased the pressure on the small exhibitor"; that the practice of consenting distributors of putting one or two desirable pictures in each block along with weak and undesirable pictures and refusing to sell the desirable picture without the others was "a return to block-booking with a vengeance."

Charges "Forcing" Attempt

A charge was made by one of the exhibitors that he had been advised by a salesman he could get the feature deal agreed upon approved if the exhibitor would also contract for some shorts. The decree forbids forcing of shorts.

Discussing film terms it was declared that small exhibitors cannot pay over a top of 28 per cent for any film and still make a profit and denounced the demand of 30 and 35 per cent claiming in the future it would be raised still further.

It was claimed that percentage pictures with checkers result in about 15 per cent of the rentals going into the hands of the checkers with a result both the exhibitor and distributor lose that amount.

Republic Policy Lauded

The board also went on record as praising Republic pictures for protecting its regular customers by refusing to sell 16 mm. rights on its features and condemned other companies making this practice. The exhibitors urged all companies selling 16 mm. rights to reserve rigid control for the protection of regular theaters against the unfair competition of the portable circuits.

Fire hazards also came in for a discussion with the result it was authorized that the MPPDA be notified of the "hazardous and deplorable conditions of many theaters and portable circuit operations in this territory." A committee also will be set up to work with the State Fire Marshal toward adequate theater fire regulations.

Other actions of the board included approval of the USO theater drive; approved the plan of Abram F. Myers for formation of a national joint committee; commended the movie vacation idea.

Preview Privileges Restored on Coast

(*Continued from Page* 1)

printed until a day after the general release date.

The present trade paper reviewing setup is not affected.

Home office advertising-publicity departments asserted they had no information, following the publication Sunday via Douglas W. Churchill's Hollywood column in the N. Y. Times that the practice, knocked out about two months ago following squawks by exhib. organizations and leaders, is to be re-established.

Decision restricting preview privileges to the trade press was reached in the East, with the formal assertion made that "previewing of pictures, for exhibitors, trade press or lay press, is strictly a function for distribution."

Churchill's version of what transpired, as published in the Times, follows:

"During subsequent weeks the producers discerned a pronounced apathy in some quarters to films that were about to be launched. Some local papers and nationally published columns contained interviews with stars, but the names of pictures frequently were omitted.

"Publicity without picture titles is lost publicity. Analyzing it, the studios found that previews constitute the climax of publicity campaigns and that enthusiasm, without which Hollywood could not exist, could be revived only by re-establishing the climactic event of a picture's manufacture."

Clifton Springs Theater Added to Schine String

Rochester—C. C. Young, district manager in Geneva for the Schine chain, has announced the leasing of the Clifton Springs Theater in nearby Clifton Springs. Robert Emory, formerly manager of the Riverside in Buffalo, will operate the house. Young said alterations and repairs will be made.

All Palsy-Walsy

Toronto — An evidence of good feeling between Famous Players Canadian Corp. and Loew's in the transfer of the Uptown Theater to direct Loew operation after a 15-year lease by FPC was seen in the screening of a trailer during all performances during the week prior to the termination of the lease to announce the next attraction, "Come On, George." This is the first feature for what has again become Loew's Uptown.

Theater vestibule was also undergoing alterations to conform with Loew style while FPC lease still had a week to run.

Warners Asking 50% For "Sergeant York"

(*Continued from Page* 1)

sirable policy in establishing a minimum admission base.

Sears explained that the company had spent over $3,000,000 in making and merchandising the production. "Whatever public demand has been created for the picture has been created by us," he declared. "We have put so much time and effort into it and we think we should share in the public response. We believe our share is 50 per cent."

The Warner exec. then cited the run of the picture at the Astor as an example of the merchandising undertaken by the company. He said it was really "an advertising run."

According to Sears, pictures are usually booked in the Astor for eight-week minimum run. "Sergeant York" was booked for maximum of eight weeks and moved over to Hollywood after six. Although pix played to capacity house entire time, total money expended for various mediums was $15,000 more than receipts. He said company is first realizing profit from pix during Hollywood run.

Will Share on Extra Advertising

He added there were no restrictions as far as single billing was concerned and the company would share equally any advertising above normal advertising budget.

While Sears admitted he had virtually closed a deal with FWC for the first three pictures tradeshown by Warners, "International Squadron," "The Smiling Ghost" and "Navy Blues," he shied away from allocating pictures into groups or blocks.

Asserting his organization was geared to sell pictures, not blocks, Sears stated, "I don't propose to use the consent decree to force unimportant pictures into the theaters."

Production Is Flexible

Sears said company would make as many pictures as market could absorb. There would be no set number. If lesser budgeted pictures were undesirable, company would stop making them. There was no sense in marketing pictures which exhibitors did not desire, he explained.

Observing that sales were generally slow, Sears stated, "Production, distribution and exhibition are all feeling their way. I don't find no pat formula. We will just try to merchandise the pictures as efficiently as possible."

Wood's Whodunit

A nation-wide contest titled "Who Was the First Gazabo to Show a Double Feature?" is suggested by Pete Wood, secretary of the ITO of Ohio. Wood contends that the question could be placed in the same historical niche as "How Old is Ann?" and" Why Does a Chicken Cross the Road?"

NICK-WESTON SENTENCES UPHELD

U. S. Circuit Court of Appeals Rules Anti-Racketeering Statute is Constitutional

St. Louis—The five-year prison sentence and $10,000 fine imposed on John P. Nick, former first International vice-president of the IATSE, and the similar sentence and fine of Clyde A. Weston, one-time business agent of Local 143, operators, following conviction in Federal Court here for labor racketeering, were affirmed by the Circuit Court of Appeals in an opinion just filed.

The decision of the Appellate Court, awaited with marked interest, swept aside all of the defense contentions of error and held specifically that the Federal anti-racketeering statute is constitutional.

The only recourse that is now open to Nick and Weston is an application for a writ of certiorari for a review of the decision by the U. S. Supreme Court.

Sigmund M. Bass, who, with Bryan Purteet, defended Nick and Weston in the Federal court trial here last Fall, said yesterday it had not been decided by the defense whether the Appellate Court would be asked to grant a rehearing or to make direct application for certiorari to the Supreme Court.

The opinion was written by Presiding Judge Kimbrough Stone, with Judges Harvey M. Johnsen and Joseph W. Woodrough concurring.

The Circuit Court dismissed as unsound the defense contention that the anti-racketeering statute abridged in any respect whatsoever the right of Nick and Weston to enjoy their constitutional privilege of freedom of speech.

"The law covers no action by a labor leader honestly acting for the members of his organization," the opinion read. "It does cover the compulsory payment of graft to a labor leader for his own individual enrichment. Thus construed the act is clearly as protective to labor organizations and their membership as it is to employers.

"Payment of graft to a labor leader is clearly the purchase of his loyalty to his organization, and the result is betrayal of his organization. Labor is likely to suffer more through such a sellout than the employer who, willingly or unwillingly, pays the bribe. By punishing the traitorous leader, who uses his power for his personal enrichment at the expense of his organization, the act is truly at least as protective of employes as of employers."

Twelve Features Getting The Gun at West Coast

(*Continued from Page* 1)

lege comedy, with Maxie Rosenbloom, Arline Judge and Marie Wilson. Lew Landers directing and Wallace MacDonald supervising production. Work suspended on "The Lady is Willing" because of Marlene Dietrich's broken ankle.

At M-G-M: Ten shooting, including "Johnny Eager," gangster story, starring Robert Taylor and Lana Turner with Virginia Grey. Mervyn LeRoy directing; "Steel Cavalry," army story, with Wallace Beery and Marjorie Main. S. Sylvan Simon directing; "Achilles" has been changed to "Her Honor."

At Paramount: Five shooting, including Harry Sherman,' "Tombstone," historical outdoor drama, starring Richard Dix and Frances Gifford, with Broderick Crawford, Don Castle, Kent Taylor and Clem Bevans.

At Republic: Two shooting.

At RKO-Radio: Five shooting, including "Come On Ranger," Tim Holt western, with Edward Killy directing for producer, Bert Gilroy. Frances Neal feminine lead.

At 20th Century-Fox: Six shooting, including "Son of Fury," based on "Benjamin Blake" adventure novel by Edison Marshall, in which Tyrone Power and Maureen O'Hara are starred. Roddy McDowall and George Sanders in important roles. William Perlberg associate producer and John Cromwell directing: "Remember the Day," a novel by Philo Higley and Phillip Dunning. Picture stars Claudette Colbert with John Payne in the male lead, and Douglas Wheatcroft, 12-year-old youngster. Producer William Perlberg and director John Cromwell.

At Universal: Six shooting, including "Keep 'Em Flying," with Abbott and Costello and Carol Bruce, William Gargan, Dick Foran, Martha Raye. Arthur Lubin directing and producer Glenn Tyron. "North of the Klondike," outdoor action picture with Paul Malvern, associate producer and Erle C. Kenton directing.

At Warners: Ten shooting, including "Remember Tomorrow," picture about foreign spy activities in this country, co-starring Priscilla Lane and Richard Whorf. Robert Florey directing.

At United Artists: Arnold Pressburger's "Shanghai Gesture," drama, with Gene Tierney, Victor Mature, Walter Huston, Ona Munson, Maria Ouspenskaya, Albert Basserman and Phyllis Brooks. Josef von Sternberg directing: Still shooting, Korda's "Jungle Book"; Small's "Corsican Brothers."

At PRC: Three shooting, including "Billy the Kid Wanted," western starring Buster Crabbe. Sam Newfield directing and Sigmund Neufeld producing.

Sam Goldwyn: Shooting, "Ball of Fire" for RKO release.

News via Radio Going Into 4 F & M Theaters

(*Continued from Page* 1)

four of the circuit's ace houses,—Ambassador. Fox, Missouri and St. Louis—, whereby broadcasts by news commentators are to be presented in the auditoriums as part of the regular house programs by hook-up with KXOK, the St. Louis Star-Times station. Idea back of the step is to meet the tremendous competition of the news periods which are held to be hurting film theater attendance.

F & M's investment in the radio reception equipment is said to be already some $3,500, and in addition to this sum the circuit intends to use an advertising budget to drive home the availability of the newscasts to fans in the sector, convincing them that they can have their commentators and movies, too, via their admission tickets.

The new service will become effective commencing next Monday.

Va. Film Censorship Nets State $19,771

Richmond, Va.—Annual report of the Division of Motion Picture Censorship, just released by Col. Peter Sanders, chairman of the Board, shows that the fiscal year, ending July 1 last, was the most profitable year in its history. With gross collections of $39,297.34, after deducting expenses, a record $19,771.75 was turned back to the State treasurer. This was an increase of $1,121.14 over the previous year.

Total of 1,389 films were screened during the year with a total footage of 5,126,000, compared with 1,312 films with footage of 4,867,000 the previous year.

Twenty-six eliminations were ordered during the year, and three films were rejected, "Highway Hell," "He" and "Tomorrow's Children."

McConville Flying to Cuba For Havana Sales Confab

(*Continued from Page* 1)

by plane today for Havana where the first of the company's two Latin American conventions opens Friday. Delegates attending the Cuban parley will include Ernesto P. Smith, Pedro Martinez, Carlos Perez—from Cuba; Michael Bergher, Jorge Oller—from Puerto Rico; Christiaan Van der Ree—from Venezuela; Enrique Davila—from Colombia; Harry Prosdocimi—from Panama; Ed Kerner—from British West Indies; and Rafael Sevilla—from Mexico.

In October, the second convention will take place in Buenos Aires, Argentina, attended by delegates from Argentina, Brazil, Chile and Peru.

Program for the three-day Havana convention includes a complete analysis of each territory's business during the past year, plans for the new season's product and special screenings of "Here Comes Mr. Jordan" and "Our Wife."

HUT to Pay Pfd. Dividend

Toronto — Hamilton United Theaters Ltd., FPC subsidiary, has declared a 1¼ per cent dividend on preferred shares to be paid Sept. 30.

Braden Breaks Leg

Toronto—Harold Braden, Hamilton United Theaters executive, is confined to his home with a broken leg, the result of an accident.

For the Book

Boston—Here's one for the book. In 1932, the new $500,000 Paramount Theater opened. A pipe organ costing some $35,000 was installed and on opening night Arthur Martel headlined as concert organist. That night, however, the organ was closed and has never since been used—not for a single note.

Subpoena Radio Speakers in Propaganda Probe

(See Column 1 Below)

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 46—In Two Sections. Section 1 NEW YORK, THURSDAY, SEPTEMBER 4, 1941 TEN CENTS

SEP 8 41

TAX JUMP "INJUSTICE", CONGRESS TOLD

United Artists Weighs Two Easterners for Prexy

Nathanson Negotiations Still Pending; May Head A New Finance Committee

One of two Eastern men, whose identities are being kept in the closest secrecy, may be the next president of United Artists, it was learned here yesterday. The two men were considered at a meeting of UA stockholders on the Coast Tuesday when spokesmen expressed the hope that the presidency would be filled by next month.

It is known that negotiations are still pending with N. L. Nathanson,

(*Continued on Page* 4)

Clark to Subpoena Radio Commentators

Washington Bureau of THE FILM DAILY

Washington—The name of George Fisher, radio commentator, was added yesterday by Senator D. Worth Clark of Idaho to those who have been subpoenaed to appear before

(*Continued on Page* 4)

Distribs. Crack Down On Preview Restoration

West Coast Bureau of THE FILM DAILY

Hollywood—Studio publicity directors' committee members yesterday informed L. D. Hotchkiss, managing

(*Continued on Page* 4)

Peak Attendance at Tradeshow in Sticks

Detroit—Biggest turnout in the state since tradeshows became effective was registered in the little town of Prudenville where Paramount arranged a special showing for upstate exhibitors. Fifty-three exhibitors, many of whom rarely come to Detroit, attended the screenings of "Hold Back the Dawn" and "Nothing But the Truth." Event was handled by Jack Thompson, salesman.

Paramount has agreed to stage special shows for exhibitors who cannot attend their exchange centers.

Editorial

The Critics Speak Out

. . . on production, exhibition, publicity

By CHESTER B. BAHN

NOT the last intriguing aspect of the 1941 Critics Forum, a digest of which is found in today's second section of THE FILM DAILY, is the striking critical and columnar insistence upon better story material and the elimination or reduction in double feature programs.

In order of frequency, these recommendations topped the replies to the "If I Were a Producer" and "If I Were an Exhibitor" questions, respectively. Significantly and pointedly, much the same suggestions finished in the identical order in the last Forum, that of 1936.

To be sure, the 1936 conclusions were differently worded, but the sense was the same. It would be splitting hairs to say that 1941's "Seek better story material" differed from

(*Continued on Page* 10)

Columnists Assail Propaganda Inquiry

As preparation of the industry's "case" was pressed both East and West yesterday, trade interest in New York was centered largely on two stinging columnar attacks on the Senate Interstate Commerce subcommittee's investigation into alleged war propaganda films which starts in Washington next Tuesday.

The attacks came, significantly,

(*Continued on Page* 10)

Selznick May Sign UA Contract Tomorrow

West Coast Bureau of THE FILM DAILY

Hollywood—Arthur W. Kelly, UA vice-prexy, planed to New York last evening and disclosed that final papers were drafted on the David

(*Continued on Page* 4)

Paramount Advances Common Div. to 25c

Accelerated pace of Paramount's earnings was reflected yesterday when the board of directors declared a dividend of 25 cents on the common stock, an increase of 10 cents per share over the corresponding period last year.

Board yesterday also declared a quarterly dividend of $1.50 on its

(*Continued on Page* 3)

Five Film Stocks Reach, Two Maintain, New Highs

Five film company stocks continued their upward climb on the Big Board yesterday, advancing to new 1941 highs. Gains, however, were sustained in only two instances, the

(*Continued on Page* 3)

Theater Biz Best Since '37

Spyros Skouras Forecasts 'Good Year' Ahead

Theater business throughout the country is at its best since 1937, Spyros Skouras, head of National Theaters, told THE FILM DAILY yesterday before leaving for Kansas City with his assistant, Eddie Zabel.

Skouras said he is looking forward to a "good year" for the industry

(*Continued on Page* 3)

Expect Award Today on Bids for Gov't Film Work

Washington Bureau of THE FILM DAILY

Washington—The procurement division expects to have an announcement today on award of bids for the Office of Education film work. Con-

(*Continued on Page* 2)

Theaters Being Overloaded And in Effect Penalized For Patriotism—Wood

Washington Bureau of THE FILM DAILY

Washington — Members of the Congress were warned yesterday that retention of the Senate Finance Committee's schedule of higher Federal admission taxes in the tax bill would perpetrate "a grave injustice" on a "patriotic and willing industry."

The warning, received individually by all Senators and Representatives yesterday as the Senate opened debate on the bill, came from Pete J. Wood, secretary of the ITO of Ohio, who wrote, he said, "for the

(*Continued on Page* 8)

Philly Musicians, S-W Renew Contract

Present contract between the Philadelphia local of the American Federation of Musicians and Stanley-Warner, which was to have expired on Sept. 28, was renewed here yesterday for another year. James C.

(*Continued on Page* 10)

Capra Talking Another Warner Deal for One Pic

Frank Capra and Warner Bros. are talking a deal for Capra to do the screen version of the George Kaufman and Moss Hart play,

(*Continued on Page* 4)

Wheat Fills Lobbies Of Wash. Pic Houses

Seattle—So a Ketchikan, Alaska, theater dropped films temporarily to become a warehouse for canned salmon.

So what?

Theater lobbies in many situations in this state are now being used for storage of sacked wheat to meet the problem presented by a bumper crop which has filled elevators to overflowing.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

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FINANCIAL

(Wednesday, Sept. 3)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	7½	7¼	7⅜	— ⅛
Columbia Picts. pfd..	....	....	....	.....
Con. Fm. Ind.	13-16	13-16	13-16	+1-16
Con. Fm. Ind. pfd.	10⅜	10⅜	10⅜	+ ⅛
East. Kodak	140¾	139¾	140¾	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	14⅜	14	14	— ½
Loew's, Inc.	37⅝	37⅛	37⅜	— ⅛
do pfd.	....	....	....	.....
Paramount	15¾	15¼	15¼	— ¼
Para. 1st pfd.	111¾	111½	111½	.....
Para. 2nd pfd.	14¼	13⅞	13⅞	.....
Pathe Film	14⅛	13⅞	14	— ⅛
RKO	3⅝	3½	3½	— ⅛
RKO $6 pfd.	54	54	54	+ ¼
20th Century-Fox	9⅜	9⅛	9¼	+ ¼
20th Century-Fox pfd.	22½	22½	22½	— ¼
Univ. Pict. pfd.	159	159	159	— 1
Warner Bros.	5⅝	5½	5⅝	+ ⅛
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Para. B'way 3s55	55¼	55¼	55¼	+ ⅛
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	96½	96½	96½	.....
NEW YORK CURB MARKET				
Radio-Keith cvs.	¼	¼	¼	.....
Sonotone Corp.	2⅛	2⅛	2⅛	+3-16
Technicolor	9¾	9⅝	9⅝	+ ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc..	9¼	9⅛	9⅛	— ⅛
Universal Picts.	24¾	24½	24½	— ½

N. Y. OVER-THE-COUNTER SECURITIES	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45..	65¼	68
Roxy Thea. Bldg. 4s 1st '57......	58½	64

RKO Appoints Nat Holt Western Division Manager

Nat Holt, RKO theaters division manager in Cleveland, has been named Western division manager. Holt will fill the spot left vacant by Charles Koerner who was made the head of all RKO theaters. Appointment becomes effective Oct. 1.

Holt has been with RKO since 1932, prior to which he was with Loew's and Fox West Coast.

Expect Award Today on Bids for Gov't Film Work

(Continued from Page 1)

siderable interest centers around the award because one of the bidders was the recently-formed Institute for the Advancement of Visual Education and Vocational Training, Inc., which purportedly was formed for the object of "maintaining high standards in the industry" but which, competitors allege, was formed for the purpose of obtaining a monopoly on Government film work.

Thirteen other bidders submitted proposals for the work which officials indicate will run into tremendous volume, but because of the complicated nature of the offerings, it was impossible to determine which was low bidder That is what Treasury experts have been studying, and the answer to which they expect to have ready by today.

Proposition of the Institute that it operates on a non-profit basis raised considerable comment from competitors at the time bids were opened, and it is likely that quite a furore of protests will be heard from firms "trying to make a living" in competition with the Institute, if it gets the award.

Kallis Leaves Buchanan; New Affiliation Nears

Moe Kallis, who has been associated with the art department of Buchanan & Co., Inc., working on the Paramount account yesterday, announced his resignation, to take effect immediately. He will announce his new affiliation shortly.

Kallis joined Buchanan in 1939, coming to the agency from the Paramount home office, where he was in charge of the motion picture company's art department under Robert M. Gillham, director of advertising and publicity, since 1936.

Mono. Stockholders Meet Oct. 1; Re-Elect Officers

Annual meeting of Monogram stockholders will be held at the company's offices in Los Angeles Oct. 1. Business will include election of nine directors.

Following were re-elected by the management: W. Ray Johnston, Trem Carr, Samuel Broidy, Herman Rifkin, Charles Trante, John Mangham, Melvin Hulbring and Howard Stebbins. The board nominated William Hurlbut for a directorship.

Hattie Helborn Retiring As N. M. Schenck's Sec'y

Miss Hattie Helborn, for many years secretary to Nicholas M. Schenck, president of Loew's, Inc., is retiring effective on Monday. She will be succeeded by Miss Mae Levintan, who for the last eight years has been secretary to Oscar A. Doob, head of Loew's theaters advertising and publicity. Miss Levintan will be succeeded by Mrs. Gertrude Katz of the theater publicity department.

May Solve Gas Shortage By Use of Tank Cars

Washington Bureau of THE FILM DAILY

Washington — With Benjamin L. Jacoby, president of the Associated Gasoline Retailers of Philadelphia and vicinity, asserting before an Eastern dealers' conference in Philadelphia that there is no gas shortage on the Eastern seaboard, J. J. Pelley, president of the Association of American Railroads, told a special Senate investigating committee yesterday that by the use of 20,000 railroad tank cars the East's gas problem can be solved in a fortnight.

Pelley, revealing that Ralph K. Davies, acting petroleum co-ordinator, had asked representatives of oil companies, railroads and tank car owners to meet with him today, expressed the view that agreement to use the 20,000 tank cars might be reached.

The Pennsylvania Railroad announced yesterday that it had made new arrangements for delivering by tank cars sufficient crude oil to Eastern refineries to meet the daily requirements of 280,000 passenger automobiles.

Lawrence Praises N. Y. Theaters for USO Results

In a letter to Joseph Hazen, chairman of the New York motion picture division of the USO drive, Richard W. Lawrence, chairman of the New York campaign, expressed his appreciation for the results attained by the theaters.

"The energy and devotion which all of you gave to this great community enterprise deserves and has the commendation of New York's citizens as well as the appreciation of the young men in the service," Lawrence wrote, adding that "I am sure you will always look back upon your part in this USO campaign as a very worthwhile experience."

RKO Signs Pare Lorentz To Write, Produce, Direct

Pare Lorentz has been signed by RKO to write, produce and direct. Lorentz, whose "The Fight for Life" and "The Plow that Broke the Plains" received widespread attention, will make a story of modern American life as his first contribution to RKO.

Prior to making factual films. Lorentz was critic for Judge, New York Evening Journal, Vanity Fair, Town and Country, U. S. Camera and McCall's.

RKO Signs Sparks, Schine

The Sparks circuit of 102 theaters and the Schine circuit of 149 houses, have signed with RKO for its first block-of-five.

Frank C. Gath Dead

Rochester—Frank C. Gath, 52, engineer at the Riviera for several years, died at his home.

COMING and GOING

FRANK CAPRA leaves for Hollywood Saturday.

SIDNEY I. BERNSTEIN, Film Adviser in the British Ministry of Information, expected to return to England within a day or two.

ALEXANDER KORDA arrives this morning by plane from Hollywood.

L. BUSH-FEKETE, who collaborated on the script of "Lydia," is here from the Coast.

SPYROS SKOURAS, EDDIE ZABEL, NED E. DEPINET, A. W. SMITH and **CRESSON E. SMITH**, all left last night for Kansas City by plane.

JIMMY DORSEY and his orchestra report to the Paramount lot on Sept. 12 for an appearance in "The Fleet's In."

VINCENT TROTTA, AMPA prexy, is in Atlantic City acting as judge in the selection of Miss America.

WILLIAM WALDHOLZ, in charge of distribution for the Federal Housing Administration, has returned to his office after a two-week vacation.

PAUL SCHOFIELD, of the Walter Wanger studios, is staying at the Warwick Hotel.

BILL MORGAN, 20th-Fox Manager in Trinidad, arrives Monday for home office conferences.

ELLIOT KRONISH, formerly with the Loew-Poli division, New Haven, is in from Detroit for a visit.

SIDNEY LAX, former Columbia shipper, New Haven, now in uniform at Camp Devens, is on a 10-day furlough.

Hear Million Offer to End $500,000,000 Suit Oct. 3

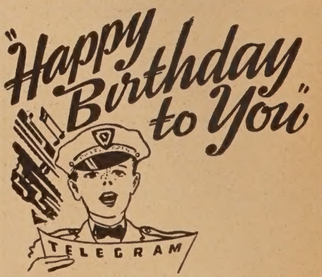
Hearing, in behalf of RCA stockholders, to consider offer of $1,000,000 made by attorneys for Westinghouse and General Electric in full settlement of a consolidated derivative suit, will be held before Referee A. J. Halprin on Oct. 3 in New York County Courthouse.

Action was brought by minority RCA stockholders against Westinghouse, G-E, and certain officers and directors of RCA, and was originally instituted more than three years ago, charging conspiracy in waste of approximately $500,000,000 of RCA assets over a long period.

During litigation, the court dismissed $262,000,000 of original amount.

Korda Due Here Today

Alexander Korda is due in New York from the Coast today to prepare for the opening of his newest picture, "Lydia," which follows "The Little Foxes" at Radio City Music Hall.



Pete Smith

Paramount Advances Common Div. to 25c

(*Continued from Page* 1)

first preferred stock and a quarterly dividend of 15 cents on its second preferred. Dividends are payable Oct. 1 to common stockholders of record Sept. 12 and preferred stockholders of record Sept. 15.

Reliable sources estimate that Paramount's September earnings may double those of September, 1940, while a notable showing is expected for the third quarter.

Wall Street circles reported considerable buying of Paramount common by Hollywood interests as well as financial people. All three of Paramount's issues hit new highs for the year on Tuesday.

Loew's to Pay 50 Cents On Outstanding Common

Board of directors of Loew's, Inc., yesterday declared a regular dividend of 50 cents a share on the common stock, payable Sept. 30 to stockholders of record Sept. 19.

Five Film Stocks Reach, Two Maintain, New Highs

(*Continued from Page* 1)

other three dropping back fractionally.

RKO's $6 pfd. closed at 54 for a quarter-point gain and new high, while a similar advance was made by 20th-Fox common which closed at 9¼ as against the old 1941 high of 9⅛. During the day, this issue was up to 9⅜.

Loew's common went to 37⅝ for a new high, then dropped fractionally to 37⅜. Paramount common, which went to 15½ for a new 1941 high yesterday, was up to 15¾ at one time, but closed at 15¼, off one-quarter. Paramount's second pfd., which hit 13⅞ yesterday for a new high, went to 14¼, then dropped back to close at 13⅞.

Bar Children Under 18 In Hackensack, Englewood

Hackensack, N. J.—In a move to prevent the spread of polio, health officers here and in Englewood yesterday issued orders barring all children under 18 from film theaters.

TO THE COLORS!

Rochester — Lt. Michael M. Karlene, on leave from Eastman Kodak Co., is managing editor of the official publication of the Middletown Air Depot, Olmsted Field, Middletown, Pa. Lt. Karlene, personnel adjutant of the depot, is also post athletic director.

ALONG THE RIALTO

WITH *Phil M. Daly*

▼ ▼ ▼

● ● ● AT the risk of being whistled-at around 729 Seventh and 630 Ninth......it must be reported that Miss Frances Burke......the Miss America of 1940......will crown her successor on Saturday at the Atlantic City Beauty Contest......and in the process will wear a stunning Edward Stevenson design of white cotton Chantilly lace...... Creation is from the ingenious brain of the chief designer at RKO Radio's studios......Ed's current screen contributions can be viewed aboard the sleek forms of Ann Shirley in "All That Money Can Buy" and Lucille Ball in "Look Who's Laughing" . . . ● Which reminds that there's a Warner Bros. Corp. in Bridgeport that makes corsets......Only similarity between the companies is that they're both darn close to the public......

▼ ▼ ▼

● ● ● *AFTER being ill for some six weeks......Rodney Bush, assistant to Charles E. McCarthy, is back at his desk...... and lookin' fit as a fiddle . . .* ● *Majors should look sharply at factor of exhib. and reviewer comfort at trade showings...... Crowded projection rooms, poor ventilation, and outmoded chairs are anything but assets to pic properties......in which a helluva lot of dough is invested . . .* ● *Joan Castle and William Post, Jr., members of "My Sister Eileen" cast, are gonna git hitched late this month......They'll quit the comedy Sept. 20 and head for Hollywood by Ickesmobile......where Groom Bill commences seven-year contract with Leo the Lion......Bride Joan appears to pack potent power romantically......having appeared in "Collision" and "Sailor Beware!" . . .* ● *Non-theatrical orgs. are squinting with decided interest at who's gonna get the Government film printing and distribution contract......bids on which were opened in Washington Aug. 23......*

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● ● ● THE New York World-Telegram is set to announce name of new drama critic......Meanwhile, Frank Farrell, sheet's amusement editor, holds the spot......following naming of Sid Whipple as assistant to the executive editor. . . ● Paramount's studio solons are bringing Susanna Foster along rapidly and intelligently......by carving out a special niche for this eye-and-ear-filler......somewhere between the film positions held by Judy Garland and Deanna Durbin......In "Glamour Boy," she's swell......Indications are that John Q. Public, the Missus and the kids......despite the lyrical admonition......will soon be crying for Susanna......

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● ● ● *AS part of Uncle Sam's good-neighbor program...... the national A.A.U. basketball squad of 20th-Fox will tour Latin America......Slated for the jaunt, 'mong others, are:......Centers, Frank Lubin and Fon Johnson; Forwards, Ed McGrath, Les O'Gara, Paul Cloyd and Lee Woodward; Guards, Art Millner, Carl Knowles and Ray Weldie......plus Trainer D. Shifter, Assistant Trainer Ray Harris, and Manager Bud Fischer . . .* ● *Tomorrow will go into Bloomingdale's windows a series of water colors depicting the New York scene......The paintings, from the brush of Milton Marx of Warners' h.o. advertising dept., will be used as pictorial background......for the special window display based on the theme, "New York Is a Colorful City" . . .* ● *Harry Kaufman says it ain't so that Olsen and Johnson will have to hie back to Hollywood for retakes on the celluloid "Hellzapoppin"...... and thereby delay the scheduled advent of their new footlights fling, "Crazy House" . . .* ● *Howard Barnes will be Liberty mag's new "Beverly Hills"......thus filling the cinema-critical boots of the late Freddie James Smith......*

Skouras Finds Pix Biz Best Since '37

(*Continued from Page* 1)

and that the new product appears very promising.

The National Theater execs. will confer with Elmer Rhoden, Fox Midwest operating chief, on the first RKO block, and with Harold J. Fitzgerald, head of Fox Wisconsin, in Milwaukee. Skouras and Zabel plan to return on Saturday.

RKO Sales Execs. Leave for Midwest to Close Fox Deals

RKO sales execs., Ned E. Depinet, A. W. Smith and Cresson E. Smith, left last night by plane for Kansas City to close circuit deals on the first block with Fox Midwest. They will also visit Milwaukee to close with Fox Wisconsin.

Wisconsin Exhibs. Report B. O. Business Picking Up

Milwaukee — An improvement in business has been reported by exhibitors within the past several weeks particularly in neighborhood houses. Many theaters which during the Summer experienced only good business on week-ends, report receipts showing an upward trend on week-day nights as well.

Exhibitors are hopeful that the money resulting from increased payrolls due to the defense program is finally finding its way to the box-office and that business will continue to show an improvement from now on

WEDDING BELLS

William Levy, of the UA sales force in Chicago, was married Tuesday night in New York to Norma Selwyn of Hartford.

Hot Springs, Ark.—Fredrik S. Niemann, Warner writer and artist (Merrie Melodies) and his bride, the former Gypsy Cathryn Yoes, are honey-mooning here following their Little Rock marriage.

Cleveland—Elsie Reese, M-G-M inspectress has announced Sept. 29 as the date of her wedding to Spencer Wilson of Cleveland.

Kenosha, Wis.—Announcement has just been made of the marriage Nov. 20, last, of Doris Picken, of the Gateway theater here, and Norman Rover in Dubuque, Ia.

Grand Rapid, Mich.—Marilyn Norris, daughter of Walter J. Norris, Butterfield manager here, was married Saturday to Donald Burrell Canham of Oak Park, Ill., at St. Stephen's Rectory.

UA Weighs Two Easterners for Prexy

(*Continued from Page* 1)

former head of Famous Players Canadian Corp. If he joins the company, a new office, possibly chairman of the finance committee, will be created for him to fill. It is believed by some that Nathanson will be able to give considerable time to UA affairs inasmuch as he may not have to fill a Canadian Government position mentioned previously.

While official confirmation was lacking yesterday, it is understood that the deal for the United Artists Theater in San Francisco has been completed, the board having cleared all last-minute details.

Harry Buckley, UA vice-president, who has been the key man in the theater negotiations, said yesterday that the San Francisco house was the first in the contemplated UA circuit and that others would be announced as deals were completed.

A company spokesman branded as unfounded a published report that with the closing of the David O. Selznick deal the name of the organization might be changed to Selznick-United Artists.

First Quiz Kids Short Debuts to Big Chi. Bally

Chicago—World premiere of Paramount's first short subject with the Quiz Kids was held here last night at the Chicago Theater. Headed by Mayor Kelly, the opening ceremonies were carried over 48 NBC Blue network stations with the youngsters broadcasting their regular weekly half-hour program.

A pre-premiere ceremony was carried by WLS from a platform in front of the theater and leaders of education and civic organizations attended. A special edition of the Herald-American gave its entire first page to the premiere.

Paramount was represented by Neil Agnew, Oscar Morgan, Richard Murray, Monroe Goodman, Leslie Roush, Allen Usher, J. J. Donohue and Manny Reiner. B & K executives present included John and Dave Balaban, Walter Immerman, J. J. Rubens, W. K. Hollander, Nate Platt, Henry Sticklemeier, A. J. Platt, J. J. Sampson, Harry Lustgarden, Pete Kallares, Guy Martin, Roy Rogan, Tom Ronan, M. M. Rubens and I. Weinshank.

Landau as Breen's Aide

West Coast Bureau of THE FILM DAILY

Hollywood—Arthur Landau, veteran actor's agent, has joined RKO as an aide to Joseph I. Breen.

STORKS!

Edward B. Marks, Jr., son of the music publisher, is the father of a daughter, Katherine, born last week.

REVIEWS OF NEW FILMS

"Mexican Spitfire's Baby"

with Lupe Velez, Leon Errol,
Charles "Buddy" Rogers

RKO 69 Mins.

BROAD, SLAPSTICK FARCE THAT SHAPES UP AS FAIRLY SUBSTANTIAL PROGRAM FEATURE.

Film has one of those complicated plots with much confusion and lot of laughs. Customers should find antics of Leon Errol and Lupe Velez amusing. Although gag situations at times are drawn thin, Leslie Goodwins' direction keeps proceedings moving at a swift pace.

Burden of film is carried by Errol who contributes a dual performance geared for guffaws. His portrayal of Lord Epping is a splendid piece of comedy work. Errol gets some good support from Miss Velez and other members of the cast, notably Fritz Feld as the Frenchman who desires to avenge the affront to his honor.

All complications arise when Errol, as Uncle Matt, believes his nephew, Charles "Buddy" Rogers, and the young man's wife, Miss Velez, need a child to solve their problems. He wires his friend Lord Epping, who is coming to America, to bring with him a French war orphan which Rogers and his wife can adopt.

The yarn becomes involved when Lord Epping arrives with attractive blonde Marion Martin, an orphan from the last war. In order to hide her presence, Errol takes her to a country hotel as a hideaway. At that point everybody arrives on the scene, Errol is busy impersonating his other character, and there is no sense in trying to unravel what ensues. But it is enough to say, the situations are hilarious.

Good performances are also registered by Rogers, ZaSu Pitts, Miss Martin and Elizabeth Risdon.

CAST: Lupe Velez, Leon Errol, Charles "Buddy" Rogers, ZaSu Pitts, Elisabeth Risdon, Fritz Feld, Marion Martin, Lloyd Corrigan, Lydia Bilbrook, Jack Arnold.

CREDITS: Producer, Cliff Reid; Director, Leslie Goodwins.

DIRECTION, Good. PHOTOGRAPHY, Good.

Distribs. Crack Down On Preview Restoration

(*Continued from Page* 1)

editor of the Los Angeles Times and Edwin S. Schallert, motion picture editor of the Times, that they had just received instructions from distribution heads to continue to abide by the preview regulations established recently.

The committeemen had hoped to work out a plan whereby Hollywood correspondents could see pictures 10 day to two weeks in advance of general release date, but instructions were to give present setup a further trial.

Hotchkiss stated his publication had no quarrel with the industry and wished to co-operate. General news breaks and other mutual problems were discussed.

"Sign of the Wolf"

with Michael Whalen, Grace Bradley,
Mantan Moreland

Monogram 69 Mins.

OUTDOOR ACTION PICTURE WHOSE TWO CANINE STARS HELP MAKE IT A PROGRAM TREAT.

Smoky and Shadow may not get top billing but these two intelligent and attractive German police dogs are responsible in good measure for a major share of the entertainment provided by this action picture. Considering limitations, film under Howard Bretherton's direction is absorbing and interesting.

Leads are capably played by Michael Whalen and Grace Bradley but there is a colored comedian, Mantan Moreland, who virtually steals the film. An old hand at acting, Moreland has been featured in films with all-colored casts. He is the gifted type of comic who can make ordinary dialogue sound funny. When caught at the New York theater, audience appeared to enjoy him immensely. There is another good supporting performance by Louise Beavers.

Dogs, who are descended from the Strongheart line, figure strongly in the story. They belong to Miss Bradley who shows them at exhibitions. Returning from a show in her plane, accompanied by Moreland, they all crash in the Canadian wilderness. Smoky runs into the wilderness but Shadow attracts attention of Whalen and his younger brother, Darryl Hickman, who rescue Miss Bradley and Moreland.

While Miss Bradley is recuperating, Smoky is used by a couple of fox hijackers to raid farms in vicinity. They throw suspicion on Shadow but Whalen discovers who the real villains are and with Shadow's help downs them. In interim, romance has flowered between Whalen and Miss Bradley, Moreland and Miss Beavers, and it all ends on happy note, especially since kid can have the dogs.

CAST: Michael Whalen, Grace Bradley, Mantan Moreland, Darryl Hickman, Louise Beavers, Wade Crosby, Tony Paton, Smoky, Shadow.

CREDITS: Producer, Paul Malvern; Director, Howard Bretherton; Screenplay, Elizabeth Hopkins and Edmond Kelso.

DIRECTION, Good. PHOTOGRAPHY, Satisfactory.

Selznick May Sign UA Contract Tomorrow

(*Continued from Page* 1)

O. Selznick deal and presented to Selznick. Selznick and his attorneys are studying the proposed agreement and it is expected that Selznick will sign the contract tomorrow or Saturday.

The agreement provides for Selznick to deliver 10 pictures with a minimum of four in the first two years. It is not for any specified period of years and by its terms Selznick will acquire member-ownership in UA and the $300,000 stock bought by UA from Douglas Fairbanks estate. Selznick will pay for this stock out of dividends on his future pictures. He has two pictures to deliver on his current contract.

At present UA stockholders have no plans to invite anyone else to become a member-owner.

Clark to Subpoena Radio Commentators

(*Continued from Page* 1)

the sub-committee investigating war propaganda in films and radio.

Senator Clark told THE FILM DAILY that he also intends to have Walter Winchell, famous gossip-columnist, radio commentator, and actor, appear before the committee.

Dorothy Thompson, leading woman columnist who frequently has taken to the air with her views, also will be summoned, if she is in the country at the time the sub-committee gets ready to hear her, Senator Clark said.

He said that Winchell and Miss Thompson would be summoned later on. as a part of the inquiry into war propaganda on the part of the radio industry, which will follow the sub-committee's probe into the motion picture industry.

Senator Clark said that aside from these, and Jimmy Fidler, who he revealed Tuesday had been subpoenaed to appear, he does not think of any other columnists or radio commentators who might be called.

The emphasis at the present time is all on the motion picture angle with the radio probe to come, he said. He said that Fidler and Fisher have been summoned now because much of their comment has been on the subject of motion pictures.

Addition of the name of Fisher and revelation that Winchell and Miss Thompson will be called confirmed the impression prevalent here since the probe was first announced that the hearings will be a name show that will be widespread publicity to everything that is done and said before the sub-committee. And the fact that Wendell L. Willkie has been retained to represent the industry should assure an SRO sign at virtually every meeting, if only newspaper men are admitted to say nothing of the general public, which is as avid here as any place else to glimpse celebrities.

The fact that these celebrities will be appearing before a Senatorial committee on a subject as important as the international situation should be sufficient to bring headlines for the hearing in papers throughout the country.

Capra Talking Another Warner Deal for One Pic

(*Continued from Page* 1)

"George Washington Slept Here." Capra, who leaves for the Coast Saturday, is signed to do "Arsenic and Old Lace," which goes before the cameras Oct. 10.

Present contract with Warners is a one-picture deal, and it is understood, Capra prefers signing on picture-to-picture basis rather than a long-term contract.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Glamour Boy"

with Jackie Cooper, Susanna Foster,
Walter Abel, Darryl Hickman
Paramount 80 Mins.

YOUTH, LAUGHS, SONGS AND CLEVER STORY MAKES THIS STRONG ALL-AUDIENCE COMEDY EVERYWHERE.

When the guns roar, the wise producing company will make the public do ditto through the medium of wholesome laughter. Paramount does just that in "Glamour Boy," which is in sharp and happy contrast to the world's cares and woes. Hence this comedy should score squarely with all who seek diversion. It is more than a comedy and more than an antidote for tribulations; it is a mirthful (and by no means far-fetched) peep into the inner workings of Hollywood.

Producer Sol C. Siegel has put the footage together in a thoroughly showmanlike fashion, and Ralph Murphy's direction, in face of a difficult assignment which called for versatility, is standout. Jackie Cooper has the male lead, and opposite him is cast the onrushing-to-stardom Susanna Foster, whose singing adds lustre to several scenes. The yarn recounts how Cooper, who was the kid star of the original film, "Skippy," is selected to coach young Darryl Hickman in a remake.

Jackie is down on his luck in Hollywood and hoping for a chance to come back. While on his coaching chore, he meets Susanna, who has been given a screen test, and selfishly aids her in taking a role away from Ann Gillis to forward his own career. The Cooper-Foster romance is budding fast when Jackie pulls a fast one at the instigation of Ann Gillis's agent, and rockets Susanna right out of her big chance. Toward the finale, young Hickman, a super-precocious kid, launches a wild scheme to bring the estranged lovers together again, and it works in an hilarious way.

Throughout is a load of clean, crisp comedy; plenty of action, and, at times, bellylaugh situations. Set "Glamour Boy" down as one which will send patrons of all types and ages homeward wreathed in smiles. Dan Fapp's photography is skillful, and so are the cast's performances.

CAST: Jackie Cooper, Susanna Foster, Walter Abel, Darryl Hickman, Ann Gillis, William Demarest, William Wright, Katherine Booth, Jackie Searle, Norma Varden, John Gallaudet, Edith Meiser, Olive Blakeney, Josephine Whittell, Jack Chapin.

CREDITS: Producer, Sol C. Siegel; Associate Producer, Colbert Clark; Director, Ralph Murphy; Original Screenplay, Bradford Ropes, Val Burton; Sound Mixer, Gene Merritt; Film Editor, William Shea; Art Directors, Hans Dreier, Haldane Douglas; Director of Photography, Dan Fapp.

DIRECTION, Versatile. PHOTOGRAPHY, First-Rate.

More Rochester Houses May Turn to Usherettes

Rochester — At least two more downtown theaters are contemplating using usherettes as the problem of getting ushers grows more acute here. Lester Pollock's Loew's Rochester is the only house now using usherettes.

Local industrial plants are taking so many men that ushers daily become harder to find, it's reported.

"Night of January 16th"

with Robert Preston, Ellen Drew, Nils Asther
Paramount 79 Mins.

WELL-MADE MURDER MYSTERY OKAY FOR STANDS GENERALLY AND MELLER ADDICTS PARTICULARLY.

Close to a decade ago, Paramount wheeled out a screen version of a successful spine-chilling stage opus, "Night of June 13," and the story had sufficient appeal and power to justify the company remaking it. One of the changes now is that it's June in January,—but the thrills are there just the same. Robert Preston has the role of a gob whose rich uncle dies leaving him a theoretical three millions, but the sum's tangibility is questionable because a big business's prexy, has allegedly feathered his own nest with more than six times the lad's legacy.

The former gob, as a result of his inheritance, is made a director of the swooning enterprise and sets forth to find out what has happened to his dough, and also who killed the big biz baron by pushing him over the parapet of a penthouse. In the course of his quest, he meets the murdered man's confidential secretary (Ellen Drew) whom he suspects of having had a hand in the homicidal proceedings. Being progressively convinced of her innocence, they try to solve the money-and-murder mystery together, and, in the process, fall in love.

Their investigation takes them finally to Havana where they clear up the case, and, of course, wed. In between the fore and aft sequences there is a lot of creepy stuff designed for hair-raising. Like numerous contemporary mellers, this one moves along showing results while tripping lightly over important details. But no matter, fans who like the spine exhilarated will probably pronounce "Night Of January 16th" as shivery as the season it suggests . William Clemens direction is okay, as is John Mescall's photography.

CAST: Robert Preston, Ellen Drew, Nils Asther, Donald Douglas, Margaret Hayes, Clarence Kolb, Rod Cameron, Alice White, Roy Gordon, Cecil Kellaway, Harry Hayden, Edwin Stanley, Paul Stanton, Willard Robertson, James Flavin.

CREDITS: Producer, Sol C. Siegel; Associate Producer, Joseph Sistrom; Director, William Clemens; Screenplay, Delmar Daves, Robert Pirosh, Eve Greene; Based on play by Ayn Rand and produced on New York stage by A. H. Wood; Sound Mixer, Hugo Grenzbach; Film Editor, Ellsworth Hoagland; Art Directors, Hans Dreier, Haldane Douglas; Director of Photography, John Mescall.

DIRECTION, Okay. PHOTOGRAPHY, Ditto.

Harris to Start Ball Rolling for V. C. Meet

Preliminary arrangements for the 1942 Variety Clubs national convention in Hollywood will be worked out when John H. Harris, chief barker, goes to the Coast late this month to present the charter to the new tent there headed by Charles Skouras. Convention attendance is expected to hit the 1,500 mark.

"Among the Living"

with Albert Dekker, Susan Hayward,
Harry Carey, Frances Farmer
Paramount 68 Mins.

SPINE-CHILLER ABOUT PATHOLOGICAL MURDERER IS ABSORBING PROGRAM PICTURE.

Horror angles in this melodrama lean toward the gruesome but it is type of yarn which chills and thrills average audiences. For awhile, film has all the earmarks of a slick psychological study of a mad murderer on the loose. Then it bogs down at the finish to an ordinary climax.

There is a fine directorial effort by Stuart Heisler who keeps the film at an absorbing pitch. Unfortunately he was unable to surmount a script that sagged at the end otherwise he would have had film that would have been above the ordinary.

Acting honors go to Albert Dekker who plays a dual role of both the sane and mad, twin brother. It is a difficult portrayal but Dekker's characterizations are effective and convincing.

As the sane brother, Dekker discovers when he attends his father's funeral that his twin brother, supposedly dead for 25 years, is alive but a maniac secreted in the basement of the old house. Only the family doctor, well-played by Harry Carey, and an old butler know the secret. Carey tells Dekker about his mad brother.

In the meantime, the mad brother has murdered the butler and escapes into town. Some of the film's most interesting sequences are those when the insane brother wanders about the streets and becomes the object of the romantic attention of pert Susan Hayward.

When a night club hostess is murdered, Dekker posts a reward at the suggestion of Carey. Miss Hayward, who does not know the new boarder in her house is a murderer, persuades him to look for the killer at his old home.

There the insane twin attempts to strangle Miss Hayward who is saved by her boy friend, Gordon Jones, who has followed them. Meanwhile, the sane brother wanders on the scene and as mad twin escapes, the mob grabs Dekker. A kangaroo court is set up but Dekker breaks away and when the mob catches up with Dekker they discover the mad twin lies dead on his mother's grave.

Commendable supporting performances are turned in by Frances Farmer, Gordon Jones, Jean Phillips, Maude Eburne and Ernest Whitman.

CAST: Albert Dekker, Susan Hayward, Harry Carey, Frances Farmer, Gordon Jones, Jean Phillips, Ernest Whitman, Maude Eburne, Frank M. Thomas, Harlan Briggs, Archie Twitchell, Dorothy Sebastian, William Stack.

CREDITS: Producer, Sol C. Siegel; Associate Producer, Colbert Clark; Director, Stuart Heisler; Screenplay, Lester Cole and Garrett Fort; Original, Brian Marlowe and Lester Cole; Film Editor, Everett Douglas; Cameraman, Theodor Sparkuhl.

DIRECTION, Good. PHOTOGRAPHY, Good.

Goulding on His Own

Chicago—E. N. Goulding, well-known to the film trade, has resigned his connection with the law firm of Fleming, Green and Ellis and opened his own law office in the First National Bank Building.

"Nine Lives Are Not Enough"

with Ronald Reagan, Joan Perry,
James Gleason
Warner Bros. 63 Mins.

FAST-MOVING NEWSPAPER YARN THAT SHAPES UP AS SATISFACTORY SUPPORTING FEATURE.

In keeping with breezy tempo of film, murders are committed with reckless abandon. Although yarn places strain on one's credulity, Director A. Edward Sutherland has handled proceedings with light enough touch to bring film home in good shape.

Yarn follows formula so well that typical exaggerated newspaper background is included. One of the busiest and personable stars of the lot Ronald Reagan, has the lead as star reporter who is always getting a big story and the paper in a jam because he fails to check the facts.

Howard da Silva is the suffering city editor. Considering the general level of the role, da Silva's performance is a testament to his acting ability. Joan Perry, as the wealthy daughter of the slain millionaire; James Gleason, as the police officer; Faye Emerson, as one of the murdered parties; and Edward Brophy, as the dumb cop, all register favorably.

While demoted because he tried to buck the town's big gangster, Reagan along with Gleason and Brophy discover the body of the missing millionaire. It looks like it is a suicide but Reagan and Gleason believe it is murder. As a result of calling it a murder, Reagan is fired.

He then goes to work with Gleason in checking the clues. They are successful in forcing the murderer's hand into the open. He turns out to be the millionaire's partner and friend of the family. Just an idea as to what the script did not miss, Miss Perry, who has fallen in love with Reagan, buys the paper for Reagan and the city editor is forced to conduct a lovelorn column.

CAST: Ronald Reagan, Joan Perry, James Gleason, Howard da Silva, Faye Emerson, Edward Brophy, Peter Whitney, Charles Drake, Vera Lewis, Ben Welden, Howard Hickman, Cliff Clark, Tom Stevenson, Paul Phillips, Joseph Crehan, John Maxwell.

CREDITS: Associate Producer, William Jacobs; Director, A. Edward Sutherland; Screenplay, Fred Niblo, Jr.; Original Story, Jerome Odlum; Cameraman, Ted McCord; Film Editor, Doug Gould.

DIRECTION, Capable. PHOTOGRAPHY, Good.

Exhib. Action Against Ascap to be Filed Today

West Coast Bureau of THE FILM DAILY

Hollywood—The first Federal action of exhibitors against Ascap is to be filed in Federal court, Los Angeles, today on behalf of 137 exhibitors, a representative group of Washington, Northern Idaho, Alaska, Southern California, Arizona, Northern California and Nevada branches of PCCITO under whose auspices the suit is being brought.

Action involves $77,772.61 and plaintiff asks for reimbursements of payments as far back as 1930

An injunction will also be sought to stop Ascap from further collection of its blanket license fee, under the Sherman anti-trust law.

Tax Jump 'Injustice,' Congress is Told

(*Continued from Page* 1)

13,500 theaters in the United States."

Wood Asks House Schedule

Wood's letter urged the disapproval of the Senate commitee's 15 per cent levy and called for re-establishment in the bill of the lower 10 per cent House schedule.

On the floor of the Senate yesterday attack centered on other provisions of the tax measure, with Senator LaFollette terming the bill "a vicious assault on the rank and file taxpayer" and Senator Clark of Maryland joining with him in assailing the lowered income tax exemptions which directly hit the screen's mass "white collar" audience.

The film industry's attack on the higher admissions levy found ready support yesterday from a committee representing the legit. theater's organized groups. The committee, comprising Eddie Dowling, Herman Shumlin, Milton R. Weinberger and James F. Reilly, is functioning for the National Association of the Legitimate Theater, the League of New York Theaters, the Dramatists Guild, the International Alliance of Theatrical Stage Employes, covering stagehands and box-office men; the Theatrical Managers and Agents and the Actors Equity Association.

Exhibs. Must Fight, Says Myers

Abram F. Myers, general counsel for Allied, reported that the exhibitors are doing a fine job in stirring up interest in the tax in both House and Senate. "They realize that if they don't hit this one, they will get another one later—that they are about to become along with gasoline, cigarettes, and liquor, the whipping boys of taxing bodies."

At the same time, official report of the Senate finance committee on the new tax bill which was reported to the floor of the Senate yesterday, revealed just what the hike in admissions means to theater owners.

The official report said that the bill as written would bring in $191,000,000 from admissions taxes, as compared with $83,000,000, which would be brought in under the present law. It said that the new schedule of taxes imposed by the Senate committee was 45.9 per cent higher than the tax voted by the House.

Light Bulb Tax Upped 8 Per Cent

The official report said also that the Senate committee increased the tax on light bulbs eight per cent over the present rate, as against no increase by the House; lowered the rate on photographic equipment one-tenth of 1 per cent from the House increase of 10 per cent; and left unchanged the increase of 2.7 per cent voted by the House on electric signs.

The committee knocked out the 1.7 per cent increase on outdoor advertising voted by the House.

Satisfactory barrage of protests against the admission tax increase was said in authoritative sources to virtually guarantee a fight on the floor of the Senate to void the increase. Heretofore, leaders have been undecided whether to try for lower rates in the Senate or wait until the bill got to conference.

A Senator to Lead the Fight

Yesterday, however, indicative of increased confidence of ultimate victory, it was said by a reliable source that a Senator had actually been selected to head up the drive, and had given his consent to lead the fight. But his name was withheld pending commencement of the actual battle, against last minute change in plans.

The Senate yesterday accepted the proposed new surtaxes, approved an amendment increasing the tax on local telephone bills to 10 per cent and further okayed an amendment eliminating the House tax on soft drinks.

Yesterday the Senate body among other things voted to uphold the committee in voiding the House proposal to tax time sold by radio stations, which would have yielded $4,800,000 net revenue and the billboard tax which would have raised $1,170,000.

Indications now are that the Senate will not get around to consideration of the admission tax until tomorrow at the earliest, and possibly not until the first part of next week.

Today, however, a number of highly controversial items are set aside for debate, including lower exemptions on income tax, the community-property-states controversy, and others.

Charges Theaters "Penalized"

Wood's letter, which reflected generally the exhibition attitude otherwise expressed, charged the Senate committee's action in effect penalized theaters for their patriotism by overloading the industry "with a burden far out of proportion to that imposed on other lines of business."

It was pointed out that the virtual 50 per cent increase came during the closing minutes of the final session of the finance committee and gave the industry no opportunity to show the unfairness of upping the tax and the damage which would result from this action.

The letter follows in full:

"A grave injustice will be perpetrated upon a patriotic and willing industry if the amendment to the admissions tax section of the pending tax measure (H. R. 5417) as approved by the Senate Finance Committee is adopted and becomes a law.

"This amendment seeks to increase the rate of tax upon admissions from one cent for each ten cents or fraction thereof to what in effect is substantially a sixteen and two-third per cent tax. (In addition thereto, theaters in many states are compelled to pay a state admissions tax ranging upwards from three per cent.)

"On July 1, 1940, the motion picture theaters of the country accepted, without complaint, an additional impost upon their business of approximately $50,000,000 per annum, the result of the lowering of the exemption from 40 cents to 20 cents. A few months ago when it was announced that in order to obtain additional revenue the Congress would recommend a further reduction in the exemption figure, the industry again, in a spirit of patriotism, voiced no objection.

"It was therefore a shock to learn that during practically the closing minutes of the final session of the Senate Finance Committee, it was voted to increase the rate of the admissions tax by approximately 50 per cent without giving the industry an opportunity to show the absolute unfairness of the increase and the damage which would accrue to a business that is suffering immeasurably as a result of the additional tax imposed by the Congress on July 1, 1940.

"We have been informed that the books are closed insofar as any appeal to the Senate Finance Committee is concerned and that the only consideration we can hope for is through the medium of the Conference Committee which will be appointed by the Senate and House to work out any differences. It is for this reason that this memorandum has been hurriedly prepared and is being submitted to every member of the Congress.

"Our record of co-operation in all national emergencies speaks for itself but it would appear that we have been severely penalized for our patriotism because, in reading over the record of what transpired at the hearings held in connection with this revenue measure before both the House Ways and Means Committee and the Senate Finance Committee, we learn that many of those interests which protested the enactment of new or additional Federal taxes upon their business have gone scotfree.

"We realize the seriousness of the existing emergency and the stupendous job which the members of the Congress face in attempting to find the money called for in the pending revenue measure, but this is no reason to overload a patriotic industry with a burden which is far out of proportion to that imposed upon other lines of business.

"Speaking, therefore, for the 13,500 theaters in the United States, I respectfully urge that the increased admissions tax suggested by the Senate Finance Committee be disapproved and that the rate approved by the House be re-established in the bill."

When Whistle Blows

Rochester—"When the whistle blows it's time to quit and see Red Skelton in 'Whistling in the Dark' at Loew's."

That's what the signs to be placed in factories will say when "Whistling in the Dark" opens at Loew's Rochester. It was arranged by Manager Lester Pollock.

Close Johnstown's Dale To Meet Polio's Threat

Johnstown, Pa.—The state, county and city board of health officials have ordered the Dale Theater, in the suburban section, closed and children under 16 years of age banned from all theaters in a move to meet the polio epidemic.

Six Distribs. Keep Mex. Offices Open

Mexican offices of all distribs. except M-G-M and Columbia are still operating, foreign managers were advised here yesterday. The Motion Picture Workers Union of Mexico has allowed other companies until Sept. 17 before fulfilling strike action.

Six companies, which are still operating, have given Mexican exhibitors 30-day notice as stipulated in the contract that they will be unable to conduct business there because of labor conditions, reports stated.

Unless the Government takes a firmer stand, close to 1,000 theaters will have to cease operation because of lack of product. Distribs., this time, feel a showdown is necessary if they are going to run their own offices in Mexico.

HOLLYWOOD SPEAKING--

By RALPH WILK

—HOLLYWOOD

CHARLIE RUGGLES and Charlotte Greenwood will co-star in a series of domestic comedies if Paramount Producer Richard Blumenthal is successful in the search for this type of material.

● ●

JAMES ELLISON in a William Saroyan sketch, is what the South American audiences will receive, when Ellison departs on his tour to the Latin-Americas. Ellison has returned from San Francisco where he conferred with Saroyan.

● ●

DIRECTOR Sam Wood's gesture in permitting Melie Cheng, wife of a Chinese vice consul and herself a student of the silver screen, to stay on his set a month studying his directorial technique while he is filming "Kings Row" for Warners, is gaining the director a lot of favorable comment in the industry.

● ●

LESTER COWAN, producer, who has just returned from a plane trip to New York to confer with Gilbert Miller, stage producer, on securing Helen Hayes for a production, purchased an option on Celia Waner's novel "I've Come Back," on his Eastern visit.

● ●

UNIVERSAL has signed Edgar Allan Woolf to write an untitled original script.

● ●

FOLLOWING his usual custom in promoting new talent, Edward H. Griffith is testing several unknown players for roles in his next production for Paramount, "Out of the Frying Pan." Among Griffith's discoveries are Caroline Lee and Stirling Hayden.

● ●

BECAUSE Louis Hayward clicked so prominently in "Ladies in Retirement," recently completed at Columbia, Producer Lester Cowan has signed him for his next picture, "Brighton Rock."

● ●

HARRIETT PARSONS' first assignment at Republic as an associate producer will be "Mattie Harrigan, a comedy of a hillbilly, to star Judy Canova, based on an original idea by Miss Parsons. Jack Townley has been set to work on the script.

● ●

WILLIAM MORGAN will direct "Newspapermen Are Human" when he finishes "Mercy Island" at Republic.

● ●

FELIX JACKSON, recently elevated to producership by Universal, will produce his own play, "Life of Thomas Newsome" as his first executive chore. He will work under the guidance of his friend and former associate, Bruce Manning. Herman Mankiewicz has been signed to write the screenplay.

● ●

GEORGE MONTGOMERY and Alice Faye will play the leading roles in 20th-Fox's "My Gal Sal," Theodore Dreiser's adaptation of his story of his brother Paul Dresser, song writer.

QUESTION

Why is New York piling into the Rivoli Theatre by the tens of thousands to see Universal's pre-release world premiere of Gregory La Cava's "Unfinished Business" starring Irene Dunne and Robert Montgomery?

ANSWER (Daily News)

KATE CAMERON: . . "The intangible quality of the new picture is not unlike that of 'Love Affair' . . . as smoothly finished a production as we have seen this season . . . a delightfully entertaining one."

ANSWER (New York Times)

BOSLEY CROWTHER: "Any picture which brings Irene Dunne and Robert Montgomery to a state of matrimony, with the directorial blessing of Gregory La Cava, must, perforce and in truth, have a great deal to recommend it . . . served to re-open the Rivoli to extensive business . . ."

ANSWER (New York Herald Tribune)

HOWARD BARNES: " . . . a brilliant motion picture . . . full-bodied and delightful entertainment . . . triumph of screen staging . . . only a past master of cinematic magic could have woven the plot strands of 'Unfinished Business' into the beguiling tapestry of humor and serious drama, stunning imagery and oblique philosophy that the motion picture is."

ANSWER (New York Sun)

GEORGE RITCHIE: "The brightest thing in fall romances is already on view at the Rivoli . . . Here is the sort of thing that Hollywood does best."

ANSWER (New York Journal-American)

G. E. BLACKFORD: "Some very expert directing by one Mr. Gregory La Cava, a flock of laughs and an excellent cast have made an above-average attraction of 'Unfinished Business'."

ANSWER (New York World-Telegram)

WILLIAM BOEHNEL: ". . . a highly enjoyable motion picture . . . a nifty comedy-drama . . . first rate entertainment."

ANSWER (New York Post)

ARCHER WINSTEN: " . . . 'Unfinished Business' is one of the most delightfully enjoyable romantic dramas of the season."

ANSWER (Daily Mirror)

LEE MORTIMER: . . . "The film is an excellent method of opening a new season and, because it should help some of the local Little Red Riding Hoods to forget their first loves, it is placed first on the Wolves' Table recommended list of pictures to see. Not only for wolves . . . for everybody."

Columnists Fire Broadsides at Propaganda Probe

David Lawrence, Samuel Grafton Blast Senate Sub-committee in Sun and Post

(*Continued from Page* 1)

from two such widely divergent editorial viewpoints as those held by David Lawrence, whose New York outlet is the Evening Sun, and Samuel Grafton, whose by-line graces the editorial page of the New York Post.

Lawrence, handling the inquiry without gloves, assailed it as "a precedent" which "can be used in the future to intimidate all forms of expression in America."

"No Right to Investigate"

"Congress has no right to legislate on the subject of moving picture themes," wrote Lawrence, adding, "And where there is no right to legislate, there can be no right to investigate."

Asserting that the committee members "are about to conduct an inquisition to determine who the movie producers are and to publicize their family history, religious background, etc.," Lawrence contends the inquiry "may well be the beginning of a wave of intolerance and recrimination such as the nation has heretofore not witnessed."

Lawrence continues in his copyrighted "Today in Washington" column:

"The principal objection to the proposed hearing is that it assumes the right of Congress to pass judgment on editorial expressions. The motion picture producers have already decided to submit to the jurisdiction of the Senate sub-committee, but they have made a mistake in judgment in adopting that attitude. They are not obliged under the Constitution to submit to such an inquisition and it is not too soon for the courts of the United States to pass on the question of how far a congressional committee may go in smearing American citizens by idle innuendoes and injuring their business standing. The charge that the movie men are trying to drag America into war is as baseless as the charge that the isolationists are under the influence of Hitler or his agents. To take cognizance of baseless charges and start a publicity campaign through the means of a Senate committee hearing is to hit below the belt in the forum of public debate on national or international questions.

Shoud Drop the Inquiry

"The sub-committee would do well to drop this embarrassing inquiry, for it may prove of more harm to the minority than the majority, and while the motion picture men will doubtless make an excellent case for themselves, it will only afford the reactionary forces and opponents of liberalism a chance to use the same devices to break down public confidence in all other mediums of editorial expression."

Grafton in his scathing arraignment of the investigating committee declared, "Every consideration of morality and ethics requires that the witnesses be impudent enough to turn this into an investigation of the investigators."

Pointing out that "This is a stacked probe. It smells to heaven," Grafton affirmed that the industry witnesses "are under a moral duty to be contemptuous and even fractious."

Turn Tables on Probers

The New York Post writer goes on to say:

"I trust that Hollywood will not follow its immemorial custom of crawling on its belly. It is being summoned to Washington to answer the dreadful charge of harboring anti-Hitler sentiments, during a fifty-billion-dollar anti-Hitler defense program. There will be a national revulsion of disgust if the industry attempts to prove plaintively that it is not really so very anti-Hitler after all.

"Hollywood must say, in a clear, strong voice: 'Yes, we are anti-Hitler. And where do you stand, Mr. Senator? Are you pro-Hitler, by chance?' The question must be asked. It is time to create a Legion of Decency to get after the Senate when it puts on obscene spectacles such as this, beside which the cinematic display of Marlene Dietrich's shin-bone is as nothing."

The Critics Speak Out

. . . on production, exhibition, publicity

(*Continued from Page* 1)

1936's "Give more attention to stories." On the exhibitor side, the "Drop double features" of five years ago was perhaps more emphatic than the present "Eliminate or cut down duals"; offsetting that, however, is the fact that the critics who are anti-dual are far more numerous today.

* * *

RE-EXAMINATION of the 1936 Forum findings in the light of those of 1941 permits more pertinent comparisons. Six other criticisms were repeated on the producer side, eight others on the exhibitor side. In one recommendation to producers there was a complete reversal. Whereas five years ago the critics were appealing for new versions of silent hits, today the cry is for fewer re-makes of old pictures. And of course a wide variety of new suggestions replaced many voiced in 1936.

The order of frequency where criticisms are repeated is far from uniform, although there is some approximation of regularity on the exhibitor side. For example, "Eliminate games and giveaways" finished second in both Forums and "Survey the film tastes of their locality" was third in 1936, fourth in 1941.

On the producer side, this year's No. 2, "Make fewer and better pictures" was No. 6 in 1936, while "Adhere more closely to published works when filming," the No. 2 in 1936, is now No. 7. "Seek new personalities for supporting as well as star roles," No. 7 in 1936, drops this year to No. 13, and "Produce more biographical films," No. 3 five years ago, is now No. 14. Still farther down is 1936's No. 5, "Be more original and not follow 'cycles'," now No. 16, while "Use more color," now No. 17, was No. 13 in 1936.

* * *

RECOMMENDATIONS reiterated for exhibitors, in addition to those already noted, embrace "Watch out for patrons' comfort," No. 8 in 1936, now placed sixth; "Avoid over-selling," No. 7 in 1936, now rated eighth; "Shorten programs," No. 14 in 1936, now No. 11; "Enter community affairs," No. 11 in 1936, now No. 12; "Balance programs," No. 6 in 1936, now No. 15, and "List starting times of features accurately," No. 5 then, No. 19 now.

In addressing themselves to advertising and publicity directors, the critics repeat three recommendations which, in the present digest, are fused as one: "Work closer with motion picture editors giving them local items, exclusive stuff, less and better (No. 5 in 1936)—shorter and better written material (No. 1 in 1936)—more fresh items for smaller town newspapers (No. 9 in 1936)."

The extent to which these and other criticisms set down on paper by the critics of the nation are justified when applied specifically may or may not be debatable; the professional integrity and the eager willingness to serve the industry of the Forum participants are not.

"Fantasia" Will Start In Toronto On Sept. 15

Toronto—First-run of "Fantasia" has been booked into the Royal Alexandria Theater, a legit house, for two weeks commencing Sept. 15.

"Citizen Kane" was to have had its Canadian premiere for the reopening of Shea's Theater at Toronto, Sept. 25, but the booking has been moved ahead. Personal appearances were considered for this theater but stage persentations have been postponed.

That Warner Sextet Hits The Trail for Dallas P.A.

West Coast Bureau of THE FILM DAILY

Hollywood—Nationwide p.a. tours of Warner's "Navy Blues" sextet got under way yesterday when the six girls boarded a Southern Pacific train for Dallas, where they will arrive tomorrow.

Three hundred photographers will also be on hand at the Dallas station to greet the sextet. Novel stunt was made possible by the Dallas Morning News which issued press cards to the amateur lensers in a photographic circulation contest. Arrival and round of events in Dallas will be given extensive radio coverage.

Philly Musicians, S-W Renew Contract

(*Continued from Page* 1)

Petrillo, AFM prexy, represented the local musicians' union in the negotiations covering the Earle.

It is understood Earle will continue policy of employing 28 men split into two shifts. Circuit attempted to have 14 men employed on one shift.

Currently, the circuit is busily engaged in renewing contracts with AFM locals in about 70 situations. According to a Warner spokesman, negotiations are proceeding smoothly with approximately 50 per cent renewed for the coming year.

21 Managerial Changes In Loew Met. Area Theaters

Twenty-one changes in Loew's theaters in the Metropolitan area were announced yesterday by S. H. Meinhold.

Retirement of Jack Fieman as manager of the Mayfair has placed Len Grotte, former manager of the Prospect, in charge of the Broadway house. Edward Burke, Melba manager, goes to the Prospect in the same capacity.

William Wiegand, assistant manager of the 175th St., is now manager at the Melba. Martin Waldman, manager of the Burland, is now at the Burnside as manager. Leo Sidosky, assistant manager of the State, will manage the Burland. Jos. Citron, assistant manager of the 83rd St., moves to the State. Henry Beuttel, assistant of the Paradise, is now assistant at the 83rd St. Edward Brunner, assistant of the American, is now at the Paradise as assitant.

Raymond Simon, assistant of the Rio, is now assistant at the Canal. Alexander Lapiner, who was doorman at the Rio, is promoted to assistant manager. Jos. Frank, assistant manager at the Inwood, is now at the Astor Theater as assistant. Robert Spodick, assistant of the Canal, is now at the Inwood as assistant manager. Irving Schwartz, assistant manager of the Boulevard, is now assistant at the 175th St. Nathan Bernstock, assistant manager of the Ziegfeld, is now at the Boulevard as assistant manager. Sid Stromberg, assistant manager at the Palace,, is now assistant at the Ziegfeld. Milton Schwartz, assistant manager of the Century, is now at the Palace as assistant manager. Herbert Schoenhof, assistant manager of the Warwick, is now assistant at the Century. Samuel Furst, assistant of the Post Rd., is now at the Dyckman as assistant manager. Martin Squires, assistant at the Burnside, is now assistant manager at the Post Rd. Bert Shopenn, assistant at the Dyckman, is now at the Warwick as assistant manager. Ambrose C. Forrest, assistant manager of the State, Newark, has resigned.

SOEG Sets Friday Noon As Strike Call Deadline

West Coast Bureau of THE FILM DAILY

Hollywood—SOEG Tuesday night voted to set Friday noon as deadline for producers to accept its demand for a contract and if demands are not met strike action will be instituted at any one or all the five studios which SOEG represents.

SEP 9 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 47 NEW YORK, FRIDAY, SEPTEMBER 5, 1941 TEN CENTS

IINDUSTRY WINS SMASHING TAX VICTORY

Nat'l Joint Committee Plan Gets Wide Backing

Exhibitor Unit Leaders And Major Execs. Join In Endorsing Proposal

Abram F. Myers' proposal for the creation of a national joint committee consisting of representatives from all branches of the industry has been met with favorable response by exhibitors and distributors. The Allied general counsel in a bulletin made public yesterday said the committee idea had been received warmly and quoted excerpts from letters by industry leaders.

Grad Sears, general sales manager of Warner Bros., wrote that the sug-

(Continued on Page 8)

Demand "War Pix" Accessories in Probe

Washington Bureau of THE FILM DAILY

Washington — Building up the framework for its probe into alleged war propaganda efforts on the part of the movie industry the Senate investigating sub-committee revealed yesterday it has requested to be supplied with all press sheets, lithographing and other advertising on several pictures which dealt with the

(Continued on Page 3)

Cal Tinney Ribs Senate Pix Probe in Broadcast

Philadelphia—Cal Tinney, speaking from WIP over the Mutual network, in his inimitable manner Wednesday night lambasted the Senate sub-committee which is to investigate the motion picture industry be-

(Continued on Page 3)

Foreign Heads Meet On Mexican Problem

Foreign managers discussed the Mexican situation at a meeting at the Hays office yesterday. Closing of the offices of the six other distributors was the main topic under consideration. Distribs. are expected to shut down offices along with M-G-M and Columbia which were closed by a strike of the Motion Picture Workers' Union.

"NAVY BLUES SEXTETTE" LEAVES LOS ANGELES on cross-country good-will visit to theaters, papers and public of key cities. First stop Dallas this afternoon. Watch this space for day-by-day wire-photo coverage.—Advt.

Gov't Withholds Award Of Film Work Contract

Washington Bureau of THE FILM DAILY

Washington—The Procurement Division yesterday withheld decision on award of the contract for Office of Education film work, with the explanation further study was required.

Officials said that the complicated nature of the offering. and the neces-

(Continued on Page 7)

Fox West Coast Closes For UA's 1941-42 Lineup

Fox West Coast has closed with UA for the new season product. Deal was negotiated on the Coast where Seymour Poe, assistant to Haskell Masters, Western sales manager, is remaining to iron out final details.

Circuit has bought already first groups offered by RKO and Warner

(Continued on Page 7)

Hoosier Youth Prefers Films

U. S.-Purdue Survey Shows Pix Well in Lead

Moving pictures are the leading recreation among young people in the Indiana rural area, it is revealed in a study of Blackford County, by Purdue University and the U. S. Dept. of Agriculture. The study, made last year and based on interviews with young people 18 to 28

(Continued on Page 7)

Hearing Starts in First Atlanta Arbitration Case

Atlanta—First arbitration case to be heard in the Atlanta territory was called yesterday with Aaron H. Courshom, operator of the Parkway Theater, Miami, Fla., charging he

(Continued on Page 10)

Senate Overwhelmingly Kills Finance Committee's 15% Admission Tax

By OSCAR HUME

Washington Bureau of THE FILM DAILY

Washington — The motion picture industry won a sweeping victory yesterday in what had been described as a "life-death battle" when the Senate by an overwhelming majority voted to kill the Senate finance committee's recommendation for a 15 per cent increase in admission taxes.

The surprise victory came as a tribute to the united efforts of every branch of the industry which literally has been turning heaven and earth in an effort to wipe out the disas-

(Continued on Page 10)

Polio Epidemic Cuts Pa. Attendance 50%

Harrisburg, Pa.—Theater managers in the Harrisburg area report decreases in attendance from 40 to 50 per cent as a result of the infantile paralysis epidemic that is centered in 11 counties in Eastern Pennsylvania.

Children under 18 years of age

(Continued on Page 8)

140 Coast Indies Join in Fight on Ascap Seat Fees

West Coast Bureau of THE FILM DAILY

Los Angeles — The long-pending first Federal suit by exhibitors against Ascap materialized in Federal District Court here yesterday

(Continued on Page 7)

Name Odlum to Direct New Production Unit

Washington Bur., THE FILM DAILY

Washington — President Roosevelt yesterday named Floyd B. Odlum, president of Atlas Corp., to direct a new Division of Contract Distribution in OPM, to break up Army and Navy orders into smaller units and institute reforms in Federal buying.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Thursday, Sept. 4*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅛	9⅛	9⅛	— ⅜
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd..	....	....	....	.....
Con. Fm. Ind.	13-16	13-16	13-16	.....
Con. Fm. Ind. pfd..	10¼	10¼	10¼	— ⅛
East. Kodak	139	139	139	— ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	14	14	14	.....
Loew's, Inc.	37¼	36¾	37	— ⅜
do pfd.	108½	108½	108½	+ ¼
Paramount	15¼	15⅛	15⅛	— ⅛
Para. 1st pfd.	111	110½	111	— ½
Para. 2nd pfd.	13¾	13⅝	13⅝	— ¼
Pathe Film	14	13⅞	14	.....
RKO	3⅝	3⅝	3⅝	+ ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	9¼	9	9	— ¼
20th Century-Fox pfd.	22	22	22	— ½
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5½	5⅜	5½	— ⅛
do pfd.	72¼	72¼	72¼	— ¾

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46.	....	....	....	.....
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	98	93	98	— ⅛
Warner Bros.' dbs. 6s48	97	96½	97	+ ½

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	7-32	3-16	3-16	—1-32
Sonotone Corp.	2	2	2	— ⅛
Technicolor	9⅞	9¾	9⅞	+ ⅛
Trans-Lux	....	....	....	.....
Universal Corp vtc.	9¼	9	9	— ¼
Universal Picts.	24	23	23	— 1¾

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45..	65¼	68
Roxy Thea. Bldg. 4s 1st '57......	57	62

Universal Board Votes $2 Div. on First Pfd.

Universal Pictures board at a meeting yesterday, declared a dividend of $2 per share on the 1st preferred stock, payable Oct. 1 to holders of record Sept. 25. "U" paid o similar $2 dividend on July 11.

Editorial

Headwaiters

. . . at theaters?

By CHESTER B. BAHN

HOLLYWOOD having set the sequel example in the long ago, your columnar observer of the cinematic scene follows through this Friday morn with a second pillar stemming from the 1941 Critics' Forum, digest of which was published yesterday.

As was to be expected, the critics, columnists and commentators who contributed to the Forum, and in certain rare instances, others who did not, carried the discussion of the industry's needs in production, exhibition and advertising-publicity into their own local channels. The result, across the country, was a general stimulation of newspaper and reader interest in the motion picture.

Sifting the hundreds of clippings and letters that flowed across the editor's desk during the Forum period has been a pleasant, enlightening and profitable chore. The published resume necessarily was restricted to the replies submitted. But in the columns of such modest non-contributors as W. Ward Marsh of the Cleveland Plain Dealer there are suggestions, particularly as regards exhibition, worth passing along.

It is W. W. M. taking the floor:

o

"I HAVE always felt that a little of friendlier feeling which once existed between owner and patron in the old days would still be a great asset to any house. 'Good-will' soared to fabulous financial heights when the Dodge Brothers sold out to Chrysler. It could be turned into the backbone of theater's box office again if any manager were so minded, but it would take such a phenomenal fellow these days that he would probably be snapped up by some other business at three times the money the theater felt it could afford to pay him.

"To greet people and to convince them the greeting is an earnest one; to make them believe they are welcome and then remember them, and delight their vanity by remembering them—these are great and noble feats and any theater manager who does it today knows that he often has patrons come to his house when his feature is lousy.

"They come because they feel at home and because it gives them a strange thrill to be remembered and to be spoken to and to be told, confidentially, that next week's show will be better than this one. Remember, there's not a man alive today who doesn't go back to some restaurant simply because the headwaiter remembered him after the first visit and called him by name on the second visit.

"Maybe a few headwaiters at the door would help, but that may be just a silly suggestion."

Brother Marsh may have something there at that.

Mrs. Lena Ross Dead

Chicago—Mrs. Lena Ross, mother of Earl Ross, movie actor, is dead from a heart attack.

RKO Signs Jed Harris

West Coast Bureau of THE FILM DAILY

Hollywood—Jed Harris has been signed to produce for RKO.

Discuss Distrib. Plans For Six Columbia Films

Plans for the distribution of six important pictures will be discussed today at a meeting of Columbia's division managers in New York. Session was called by Abe Montague, general sales manager.

Attending will be Phil Dunas, Midwestern division; Carl Shalit, Central; Sam Galanty, Mideast, and Nat Cohn, New York. Jerry Safron, Western division chief, and Sam Moscow, Southern division, who discussed the plans with Montague in Hollywood will not be present.

Home office executives attending will include Rube Jackter, Lou Weinberg, Lou Astor and Max J. Weisfeldt.

The six pictures which are now in release or will be before Nov. 1 are "Here Comes Mr. Jordan," "Our Wife," "You'll Never Get Rich," "Ladies in Retirement," "The Men in Her Life" and "Texas."

SEC Defers Stock Swap Hearing at Pathe's Plea

Washington Bureau of THE FILM DAILY

Washington—SEC hearing on application of Pathe Film for permission to transfer 3,500 shares of stock of DuPont Film Manufacturing Corp. to E. I. Dupont De Nemours in consideration of 56,750 shares of the latter company's stock has been postponed until Sept. 12 at request of applicant. Pathe also asked SEC exemption to permit compensation to Col. T. C. Davis, a director, for services in connection with the transfer.

F. J. A. McCarthy in South For Regional "U" Parleys

Universal is conducting a series of Southern regional sales, first of which was held last night in Dallas. F. J. A. McCarthy, Southern and Canadian division sales manager, is conducting the sessions.

Second meeting is scheduled for tomorrow in New Orleans and a third is to be held Sunday in Atlanta.

Following these domestic meetings, McCarthy will leave for a visit of the Canadian branches.

Would Quiz DeSylva, Meyer Before Trial of Suit

M. Witmark & Sons yesterday filed notice of motion returnable on Sept. 10 to require the presence of B. G. DeSylva and Joseph Meyer in New York to testify before trial in the latter's $50,000 damage suit against the music publishers. The plaintiffs charge the defendant with selling synchronization rights to the plaintiffs' song. "California Here I Come," to 20th Century-Fox Film Corp. for film "Rose of Washington Square" for $150. Complaint claims that the price was inadequate and did not represent the value of the rights.

COMING and GOING

HARRY GOLDBERG, advertising and publicity manager for Warner theaters, has returned to his desk after spending a few days in Philadelphia.

COLE PORTER has returned from the Coast and is staying at the Waldorf-Astoria Hotel.

CLAY V. HAKE, Australian manager for 20th-Fox, sails for Australia Sept. 17.

VAN JOHNSON, minor dancer in "Pal Joey," leaves for the Coast Sept. 16 to appear in a Warner picture.

ARTHUR W. KELLY and **ALEXANDER KORDA** arrived from Hollywood yesterday by plane.

BEBE DANIELS, BEN LYON and **JESSIE MATHEWS** were among the passengers arriving yesterday on the Clipper from Lisbon.

J. M. JERROLD returned yesterday to Springfield, Mass., after a short visit here.

JULES LAPIDUS, Universal's Eastern district manager, will be in Washington over the weekend.

F. J. A. McCARTHY, Universal's Southern and Canadian sales manager is in Dallas.

BRYAN FOY, associate producer for Warner Bros., left last night for Hollywood.

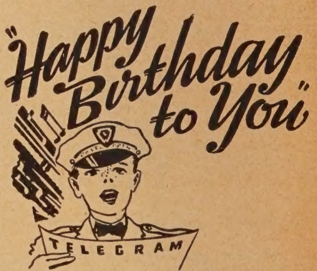
PHIL ENGEL, Eastern field publicity representative for Warner Bros., is in Providence.

FRANK MANENTE, former assistant at the now closed Plaza, Worcester, is vacationing at Lake Sunapee.

Kelly Returns; Silent On Selection of Prexy

Arthur W. Kelly, vice-president of United Artists, returned from the Coast yesterday but would make no comment on a selection for the presidency of the company. Kelly said there was nothing definite on the issue at present.

Five pictures are currently in production, in addition to the last of Hal Roach's streamlined features, Kelly said. Edward Small is shooting "Twin Beds" and "The Corsican Brothers"; Alexander Korda is shooting "The Jungle Book"; Walter Wanger is making "Eagle Squadron" and Arnold Pressburger has "Shanghai Gesture" before the cameras. Roach, Kelly said, was completing "Fiesta," the Technicolor streamliner.



SEPTEMBER 5

Doris Kenyon
Sam Sax
Jerry Safron
Cleve Adams
Amos Hiatt
Jack Buetel

SEPTEMBER 6

Rowland V. Lee
Otto Kruger
Donald Keith
Dorothy Gulliver

SEPTEMBER 7

Arthur W. Kelly
Roscoe Karns
Merna Kennedy

Tinney Ribs Senate Probe in Broadcast

(*Continued from Page* 1)

cause of the war propaganda charges that have been made.

Starting with the appointment of Wendell L. Willkie, Tinney ribbed the Senators by saying they liked nothing better than be thrilled getting on a sub-committee. He said the Senators wanted to find out "why the movies have Nazi villains in them" and why "the movies paint the British in a friendly light," although he said that the President and high economists were painting the British in a friendly light, too.

Tinney said some Senators thought the movies were trying to get us into war, and although Tinney thought that movies had made as many pictures as might be possible on the last war, he doubted that the industry wanted to get us into another one just to get more plots for pictures.

Generally, Tinney's tone was one of derision of the Senators, and he wound up by getting in mention of his narration in "Thumbs Up Texas", declaring that the people of Texas wanted to know why M of T had to go to Oklahoma for a commentator for a picture about Texas.

Conn. Allied to Fete Reed, Board Chairman

New Haven—Allied Theater Owners of Connecticut will sponsor a testimonial luncheon for Joseph P. Reed, operator at Washington Depot and Bantam, and chairman of the Board of Directors of the organization, on Oct. 7, at Ceriani's. The occasion is Reed's 30th anniversary in the business in Connecticut. Dr. J. B. Fishman and Daniel Pouzzner are co-chairmen. Reed first operated with portable equipment before any permanent theaters were established here.

Forms Guild Authority On Radio Appearances

Hollywood—Screen Actors Guild has established a Guild Authority which will consist of members of the board of directors to pass on requests for free radio performances.

Tobey's Pot-Shot

First Senatorial pot-shot at the industry's retention of Wendell L. Willkie as counsel for the Senate Interstate Commerce sub-committee's investigation into alleged film war propaganda was taken by Sen. Charles W. Tobey, R., N. H., a committee member, the AP reported yesterday.

The wire service quoted Tobey, an isolationist, as making during an interview, "Why should the industry need a counsel to tell it what to say, especially if there is nothing to conceal and everything is as pure as snow?"

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● AT Paramount's trade showing yesterday in the Normandie Theater......an exhib. ups and asks Phil M. why he's so enthusiastic about filmland......The guy probably wasn't too serious with the query......so we won't be either in answering him:......

▼ ▼ ▼

● ● ● *WE like this industry 'cause it's unique......F'rinstance it's one in which 20th-Century ain't the parent of "The Little Foxes"......Studio execs. put thirsts down with 7-Up...... Matured technicians still play with dollies......Every film producing outfit has its leader, and so has every film the outfit produces......Censers (with a slight switch in spelling) waft nonsense instead of incense......The word "set" is widely used as a verb, adjective and noun......Pressure groups have no meters ......Producers are the ones who actually buy films and say little about it, while exhibitors don't buy films (they lease 'em on license) and say much about it......Industry can't control duals but is itself under dual control,—executives and lawyers ......Even the heating and ventilating pipes have their unions ......Too chief centers of filmland, Hollywood and New York, are geographically some 3,000 miles apart, yet commercially are unbelievably close......A group of 10 femme stars make more dough than almost any 10 men in other businesses......Productions go to the cutting room to make them complete......Every crime pic has accessories thereto......"Lots" consist of gangs of acres......Theatermen keep their screens up all winter...... Films are canned when they're born, and canned again when they're dead......Climate is held so essential to production, yet most anything is done under a Hays......and the piece de resistance is that B.O. is discussed in the best parlors......*

▼ ▼ ▼

● ● ● OVERTONES:......Lieutenant Tom Orchard, who has donned Navy blue and gold in place of his civic duds as March of Time's associate producer, is doing a bang-up job handling pix for that branch of the service. . . . ● Rise Stevens, who's gonna make her screen bow in Metro's "The Chocolate Soldier" opposite Nelson Eddy, gets nod to open the Metropolitan Opry season in late November as star of Mozart's "Figaro." . . . ● Warnereports: Charley Ryan sez receipts for four days at 19 WB stands in Chi. sector netted 'bout $5,600 for the USO......Al Blasko, manager of WB's Parthenon in Hammond, Ind., has two reasons for his shining smile,—(1) his fellow workers made him prexy of the Warner Club, and (2) his spouse presented him with a son born appropriately on Sunday, Aug. 31......Mort (Quick-On-The-Trigger) Blumenstock took a good gander at THE FILM DAILY'S 1941 Production Guide and Directors Annual issued yesterday and is said to have 'mediately recommended to his h.o. staff that it read and absorb the section: "If I Were An Advertising-Publicity Director"......

▼ ▼ ▼

● ● ● *STUFF:......That's a swell treatment the UA promotional boys gave the new pressbook for "Tanks a Million," first of the Hal Roach "Streamline Features." . . . . . ● Highly Recommended Reading: The article in the September issue of American Magazine titled "Mr. Van Packs 'Em In" and sub-titled "Wise guys along Broadway jeered when a frugal dry goods merchant from the Middle West was made boss of Radio City Music Hall, the world's largest theater—but his old-fashioned business methods are scoring a four-star hit that makes veteran showmen gasp." . . . ● Universal Pictures baseball team by virtue of its 3-0, no-hit, no-run victory over Skouras Theaters goes into the Motion Picture League's play-offs against Paramount Pictures......*

Demand "War Pix" Accessories in Probe

(*Continued from Page* 1)

war situation in Europe and which isolationists accuse the industry of having made in an effort to stir up sentiment in this country for intervention in the war against Germany.

The pictures, advertising on which is to be studied by the committee, include: "Escape," "Mortal Storm," "Voice in the Night," "Madmen of Europe," "They Dare Not Love," "The Devil Commands," "Night Train," "Four Sons," "The Man I Married," "Man Hunt," "Pastor Hall," "Foreign Correspondent," "Blackout," "The Great Dictator," "So Ends Our Night," "One Night in Lisbon," and "The Mystery Sea Raider."

The non-interventionists will try to prove through these pictures that movie makers are war-minded and that they are turning out pictures with a single thought: to get this country into war. The industry on the other hand, points out that this attitude is ridiculous since these pictures represent only a small fraction of the total number produced, that they were produced because of public demand and that the extent of the public demand is fully borne out by the box office records.

However, there is no question that the non-interventionists will try to build their case around the few pictures which have dealt with the war, and obscure as much as possible reference to the much greater number which have had no war reference. The Senators will be aided in this of course by the fact that the industry counsel will have no opportunity to cross-examine, this prerogative being reserved to the Senators alone.

It is reported that Wendell L. Willkie has requested the sub-committee for permission to cross-examine but so far it is understood no request has been received. And if such request were made and granted it would be unusual indeed as only in very rare cases has counsel been permitted to cross-examine at Senate hearings.

Neither Louella Parsons Nor Hedda Hopper Summoned

West Coast Bureau of THE FILM DAILY

Hollywood — Neither Louella O. Parsons nor Hedda Hopper has received an invitation to appear before Senatorial committee investigating propaganda.

Need a Film Plot?

Johnson City, Tenn.—The board of directors of the local Chamber of Commerce voted to instruct its officers to "do everything possible" to interest Hollywood in producing a picture based on the lives of Alf and Bob Taylor, brothers who were both governors of Tennessee although elected by different political parties in battles that came to be known as "The War of the Roses."

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Skylark"

with Claudette Colbert, Ray Milland, Brian Aherne, Binnie Barnes

Paramount 94 Mins.

LOVE AND LAUGHS, PLUS ACE DIRECTION AND ACTING, MAKE THIS STRONG, DELIGHTFUL ENTERTAINMENT FOR ALL FANS.

Date books should enter "Skylark" in capital letters because it's that type of attraction,—one of the strong and appealing productions of the new season. In classification, this is a romantic comedy drama, particularly rich in love and laughs, the two most-sought-after entertainment elements among present day fans. From the technical angle the footage is class; from the box-office angles it's mass.

Mark Sandrich's flare for top-flight film-making is reflected throughout, and the fact that he both produced and directed gives consistent quality from first to last. Additional merits, aside from general worth, must be set down as (1) excellence of cast and performances, (2) drawing power of the several name players, (3) superb dialogue, and (4) smartly handled situations.

The story itself is simple in structure and thoroughly human. It recounts the marital crisis of Claudette Colbert and Ray Milland precipitated by the latter's phobia for grabbing money and fame in the advertising business instead of being an attentive husband. She becomes rebellious and disillusioned, and hence prey for the worldly Brian Aherne.

About this triangle moves much of the sophisticated action, also involving the alluring and assertive Binnie Barnes whose jealousy and hatred of Miss Colbert is because of their mutual interest in Aherne. All the while, the Colbert heart really belongs to Milland, and their reconciliation, after a Reno divorce, climaxes the footage.

But before any such happy finale there are some riotously funny scenes and heartaches,—all splendidly devised by Allan Scott's screenplay, based upon the adaptation by Z. Myers of Samson Raphaelson's play and novel. "Skylark" is one of those yarns which draws its charm and power from the manner in which it is told, and the way it is made in celluloid,—and that way is excellent. So is Charles Lang's photography.

CAST: Claudette Colbert, Ray Milland, Brian Aherne, Binnie Barnes, Walter Abel, Ernest Cossart, Grant Mitchell, Mona Barrie, James Rennie, Armand Kaliz.

CREDITS: Producer-Director, Mark Sandrich; Screenplay, Allan Scott; Adaptation by Z. Myers; Based on a play and novel by Samson Raphaelson; Sound Mixer, Harry Lindgren; Film Editor, Le Roy Stone; Art Directors, Hans Dreier, Roland Anderson; Director of Photography, Charles Lang.

DIRECTION, Tops. PHOTOGRAPHY, Excellent.

English Meller Into Globe

"Frightened Lady," an English melodrama made during the "blitz" month in London, opens at the Globe Sept. 11. Film is based on Broadway play, "Criminal at Large. Arthur Ziehm is handling the national release.

"The Bandit Trail"

with Tim Holt, Ray Whitley, Lee (Lasses) White, Janet Waldo

RKO Radio 60 Mins.

STAR'S PERSONALITY AND HEROICS BRIGHTEN THIS SOMEWHAT RUN-OF-MINE WESTERN STORY.

Producer Bert Gilroy unleashes Tim Holt again in this attraction, and he and his heroics are naturally the spotlight holders. Around his youthful and steady head revolves plenty of action, which finds him returning to his native heath only to discover that his father has been murdered and the family ranch grabbed by a bank. So off Tim goes, having been "needled" into apparent revenge-seeking by uncle, Morris Ankrum.

These two and a coterie of henchmen rob a bank, but Tim is a party to the Waldo, Lee (Lasses) White, Morris Another bank robbery is planned, but the Holt eyes alight upon the banker's pretty daughter, Janet Waldo, and she inspires him to eventually become a marshal.

In that capacity he goes about cleaning up the town in which she dwells, and leaves his former pals-in-crime flat in a canyon hideout. Ankrum, however, decides to get to the bottom of Tim's sudden highmindedness. Together, they team momentarily to blast a ring of bad men from a saloon and gambling joint. Ankrum is killed and Tim thereupon does the job alone, and promises to ride back some day to the personable Miss Waldo.

Holt fans will very promptly and properly take to this western which is, in excitement and quality, on a par with the star's preceding offerings. Lee (Lasses) White carries the comedy torch. Edward Killy's direction is okay as is Harry Wild's camerawork.

CAST: Tim Holt, Ray Whitley, Janet Waldo, Lee (Lasses) White, Morris Ankrum, Roy Barcroft, J. Merrill Holmes, Eddie Waller, Glenn Strange, Frank Ellis, Joseph Eggenton, Guy Usher, Jack Clifford, Bud Osborne.

CREDITS: Producer, Bert Gilroy; Director, Edward Killy; Screenplay, Norton S. Parker; Author, Arthur T. Horman; Musical Director, Paul Sawtell; Director of Photography, Harry Wild; Art Director, Van Nest Polglase; Associate, Walter E. Keller; Recorded by John C. Grubb; Film Editor, Frederic Knudtson; Songs by Fred Rose and Ray Whitley.

DIRECTION, Okay. PHOTOGRAPHY, Ditto.

Nolan Funeral Today

Funeral services for Mrs. Mary Nolan, 48, wife of John Nolan, Comerford exec., will be held at 10 a.m. today at the Church of the Holy Child, Richmond, L. I. Interment will be in Albany. Surviving, in addition to her husband, are her mother, Mrs. Anna Leavy; a brother, Dudley, and a sister, Helen.

"Citizen Kane" 25 Per Cent Ahead

"Citizen Kane" in its Labor Day week engagement in key cities did a 25 per cent better gross than last year's attraction in the same theaters. In all these situations full-week holdovers have been scored, RKO said yesterday.

"Dude Cowboy"

with Tim Holt, Ray Whitley, Marjorie Reynolds

RKO 59 Mins.

ORDINARY WESTERN SHY ON ACTION WITH EMPHASIS MOSTLY ON MUSICAL SEQUENCES.

Western featuring Tim Holt moves slowly and lacks punch usually found in outdoor pictures. Weak yarn is tough obstacle for Holt to hurdle although he makes likeable impression as cowboy star.

Holt gets a Treasury Department assignment to run down counterfeiters who are making their hangout on a dude ranch. Headed for the same place is pretty Marjorie Reynolds, whose father, an engraver, is held captive by Eddie Kane, leader of the counterfeiters.

Before going out to the ranch, Holt picks up his pals, Lee (Lasses) White and Ray Whitley who are running a medicine show. White is singled out for the romantic affections of Helen Holmes, a wealthy guest. Another, attractive Louise Currie, has eyes for Holt, but Holt's attention is focused on Miss Reynolds.

Without any dramatic effect, the climax is reached as Holt discovers the hideout and with the aid of the sheriff's posse rounds up the gang.

CAST: Tim Holt, Marjorie Reynolds, Ray Whitley, Lee (Lasses) White, Louise Currie, Helen Holmes, Eddie Kane, Eddie Dew, Byron Foulger, Tom London, Lloyd Ingrahan, Glenn Strange.

CREDITS: Producer, Bert Gilroy; Director, David Howard; Cameraman, Harry Wild; Musical Director, Paul Sawtell; Film Editor, Frederic Knudston; Songs by Ray Whitley and Fred Rose.

DIRECTION, Fair. PHOTOGRAPHY, Good.

Roy Colvin Named Sec'y By Equipment Dealers

Chicago—Its best attended meeting was held here yesterday by Independent Theater Equipment Dealers at Stevens Hotel. Roy Colvin of the Exhibitors Supply Co., St. Louis, was elected secretary.

Brenkert deal with RCA was fully discussed by members, with H. B. Snook from Camden headquarters and Karl Brenkert on hand to talk over the deal with interested distributors.

Among distributors present were John Sibereert from Los Angeles, Joe Goldberg and J. Bartel, Chicago; Ben Shearer, Seattle; Joe Hornstein, New York; F. A. Vanhusan, Omaha; Art Theile, Des Moines; Roy Colvin, St. Louis; Harry Graham, Denver; W. E. Carrell, Louisville; Henry Sorenson, Dallas; J. Eldon Teek, Oklahoma City; George McArthur and Ralph Rubin, both Detroit.

Among manufacturing representatives, were W. H. Pederson, Wenzel Projector Co.; Les Abbott, Ray Sherman, Roy Boomer, Motiograph Co.; Edward Wolk, Wolk Co.; R. A. Klein and H. B. Snook, RCA, and Karl Brenkert.

"Riding the Wind"

with Tim Holt, Mary Douglas, Lou White

RKO 60 Mins.

TIM HOLT WESTERN IS CRAMMED WITH GOODLY COMBINATION OF FAST-RIDING AND HEAVY SHOOTING.

This is one of the Tim Holt westerns where the musical sequences do not retard the action. Cowboy fans will get a generous amount of footage devoted to galloping riders who do a lot of shooting.

Director Edward Killy makes sure the story keeps stepping in the right direction. Yarn by Morton Grant and Earle Snell is a standard one dealing with conflict between ranchers and unscrupulous land owner who has built a dam on his property placing the ranchers at his mercy.

Tim Holt believes in avoiding bloodshed. While the ranchers are awaiting word on their appeal to the higher court, Holt has a windmill builder come to the territory to have the water pumped by the machine.

Henchmen of the land owner, Eddie Dew, wreck the windmill after it is erected. The ranchers are then led by a hot-blooded Scotsman, Earle Hodgins, who set out for a showdown with guns.

Word comes just in time that the court has reversed the decision and the U. S. Marshal serves the papers on Dew. The latter heads for the dam hoping to blow it up and flood the basin but is stopped by Holt in a walloping climax.

Tim Holt does a commendable job. Songs by Ray Whitley are pleasing and Lew White is good in his character role. Romantic interest is Mary Douglas.

CAST: Tim Holt, Ray Whitley, Mary Douglas, Lew (Lasses White, Eddie Dew, Ernie Adams, Earle Hodgins, Kate Harrington, Charles Phipps, Bud Osborne, Karl Hackett, Hank Warden, Larry Steers.

CREDITS: Producer, Bert Gilroy; Director, Edward Killy; Screenplay, Morton Grant and Earle Snell; Original, Bernard McConville; Musical Director, Paul Sawtell; Cameraman, Harry Wild; Songs by Ray Whitley and Fred Rose; Film Editor, Frederic Knudtson.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Dive Bomber" in $54,000 Week at New York Strand

"Dive Bomber," plus Sammy Kaye's ork, grossed approximately $54,000 in the first week at the New York Strand, Warners reported yesterday. At the same time, the home office said the pic set opening day records in four New England houses Wednesday. Film is being single featured in all four—Warners, Bridgeport; Capitol, Springfield; Warner, Worcester, and Roger Sherman, New Haven.

W. K. Jenkins Named To Army Morale Board

Atlanta—William K. Jenkins, secretary-treasurer of Lucas & Jenkins, has been named to Citizens' committee for the Army and Navy, Inc., morale board, for the fourth corps area.

"ALOMA"
AS HOT AT THE BOX OFFICE AS PARAMOUNT

the HOTTEST Company in the Business!

Paramount Pictures

"ALOMA"

OUTGROSSES

"ROAD TO ZANZIBAR"

IN

NEW YORK *(Note: Breaks week-end record)* N. Y. Paramount	**BOSTON** Metropolitan Theatre
NEWARK Newark Paramount	**NEW ORLEANS** Saenger Theatre
PATERSON U. S. Theatre	**WORCESTER** Capitol Theatre
CHARLOTTE Carolina Theatre	**SCRANTON** Strand Theatre
JACKSONVILLE Florida Theatre	**DULUTH** Norshore Theatre
TAMPA Tampa Theatre	**PEORIA** Madison Theatre
SAN ANTONIO Majestic Theatre	**DETROIT** Michigan Theatre

DOROTHY LAMOUR · JON HALL

"ALOMA OF THE SOUTH SEAS"

IN TECHNICOLOR

A Paramount Picture

with Lynne Overman • Philip Reed • Katherine DeMille • Fritz Leiber • Dona Drake

Directed by ALFRED SANTELL · Screen Play by Frank Butler, Seena Owen and Lillie Hayward

Story by Seena Owen and Kurt Siodmak · From the Play by LeRoy Clemens and John B. Hymer

Paramount Pictures

PRINTED IN U.S.A.

Hoosier Youth Prefer Pictures

(*Continued from Page* 1)

years old, showed that young men go to movies an average of 36 times a year, and young women an average of 39 times.

Next most popular recreation for men are hunting or fishing and basketball, which, combined with movie attendance, are about as important as the total of the following recreations: motoring or travel, baseball, swimming, reading, skating, radio, miscellaneous athletics, social games, and dancing.

Women's preferences after motion pictures, and each about one-half as important as movies, are reading, needlework, motoring or travel and swimming, followed by basketball, hiking, hunting or fishing, radio, and picnics, each one-third as important as films.

Boys working at home for wages and those going to school are the best theater patrons, followed in order by those working away from home, farming with their fathers, working at home for board, lodging and spending money, and farming for themselves.

Best girl patrons are shown to be those working away from home, followed by those going to school, working at home, and living in their own homes.

By age groups, the study shows that young men of 20 to 21 attend pictures most often, followed in order by those 18-19, 24-28 and 22-23. Young women in the 22-23 age group attend most often followed by those 24-28, 20-21, and 18-19.

Fox West Coast Closes For UA's 1941 Lineup

(*Continued from Page* 1)

Bros. According to a FWC spokesman, negotiations with Universal are continuing despite reports to the contrary. Discussions are now taking place over Paramount's first block.

Saica Buys Cuba's Cosmo

Havana (By Air Mail)—Saica Films, production company, has bought Cosmo Films, distributing company, and Saica will move to Cosmo's headquarters, Trocadero 153.

WEDDING BELLS

Davenport, Ia.—Eleanor Wilson, employee of the Spencer Theater at Rock Island for the last two years, was married to Harley Bergendahl, a member of the W. D. Carroll Advertising Co. of Davenport.

Cleveland — John Coyne, M-G-M booker, and Miss Ruth Haley of this city have taken out a marriage license.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

SCOTT R. DUNLAP. Producer. Born in Chicago, Ill., June 20, 1892. Father was George Dunlap, financial backer of McCall Opera Co. Became an actor at age of four, and continued on the stage until he was 23. Appeared with Nat Goodwin in "The American Citizen" and with Ethel Barrymore in "Captain Jinks." Went to Hollywood in 1915 as actor with Selig Polyscope Company, later becoming assistant director with Otis Turner at Universal. Joined D. W. Griffith for production of "Hearts of the World," and was afterward engaged as Frank Lloyd's assistant at Fox. Was Fox director for eight years, filming many such pictures as "Trooper O'Neill," "Cloth of Gold" and "The Hell Ship." Made "Robinson Crusoe," with Jackie Coogan, for M-G-M, and the Harry Carey pictures for Hunt Stromberg and Chas. R. Rogers. Abandoned directing in 1928 to become partner in Frank & Dunlap Agency. Joined Monogram in 1937 as executive producer, and supervised filming of such successes as "Boy of the Streets," "Son of the Navy" and "Romance of the Limberlost." Recent pictures include "Roar of the Press," "Arizona Bound" and "The Gun Man from Bodie," the latter two being the initial pair of "Rough Riders" western series starring Buck Jones and Tim McCoy. Now preparing three Monogram productions, "Son of Mine," "Navy Bound" and "The Girl Next Door."

Gov't Withholds Award Of Film Work Contract

(*Continued from Page* 1)

sity of taking into consideration "a number of factors" in addition to the price offered, was responsible for the delay. However, it was learned that a number of inquiries have been received at the Procurement Division concerning the bid of the recently formed Institute for the Advancement of Visual Education and Vocational Training, Inc.

In offering its bid, the Institute asserted that it intended to make no profit off the work. At the hearing, there was considerable comment as to whether the Government should encourage non-profit organizations to compete with business enterprises which are "trying to make a living." It was pointed out that in the past the Government has not sought charity in connection with its work. The Institute implied that because of its non-profit nature, it would be able to do a better job than would ordinarily be expected.

Thirteen other companies submitted bids on the work, which according to Office of Education officials, should run into considerable volume of business.

The Institute is composed of Jam Handy, Loucks Norling, Ray-Bell, and Caravel, which it was revealed yesterday, have between them contracts for producing 30 of the 50 reels of the 16 mm. training films projected by the Office of Education. The current contract under consideration is largely for printing and distributing copies of these productions. The Institute members and their share of the job follow: Jam-Handy and Caravel, 10 reels each; Ray-Bell and Loucks Norling, 5 reels each. Other companies to get awards for 5 reels each include: Emerson York, Audio Products, West Coast Sound, and Calvin Co.

The 50 films will be used largely by vocational schools and engineering colleges with an especial view toward training defense workers, it was said, though both Army and Navy have asked permission to purchase prints as they are completed.

Forty of the reels will be on machine shops, 10 on shipbuilding.

Iowa Town Expects 50,000 For Monogram Premiere

Marshalltown, Ia.—This city of 17,000 is expected to have at least 50,000 visitors on hand for the world premiere tomorrow of Monogram's "Saddle Mountain Roundup" at the Odeon and Casino Theaters.

The premiere will climax a three-day Saddle Mountain Roundup sponsored by the Greater Marshalltown Association and the local retail merchants' organization which tied up the event.

Max Terhune and Dusty King, two of the three Range Buster stars, along with Cousin Herald Goodman, WHO radio star who has a featured part in the film, will lead a mile-long parade tomorrow and make p.a.'s at the two theaters. Premiere will be climaxed with a half-hour radio broadcast on the Saddle Mountain Roundup portion of WHO's barn dance tomorrow night and a banquet for Iowa theater owners at the Tallcorn Hotel.

J. D. Chaffin of the George W. Weeks studio and F. E. Judd, Iowa Monogram franchise holder, are handling the premiere along with A. R. Zimmer and Lionell Wesson, managers of the theaters.

More Disney Insignias For U. S. Armed Forces

Walt Disney has designed two more insignias for the armed forces, this time for the Bureau of Aeronautics in Washington and the 33rd pursuit group at Mitchell Field, New York.

140 Coast Indies In Fight on Ascap

(*Continued from Page* 1)

with the filing of a brief of action by Albert J. Law, general counsel for the PCC of ITO, in behalf of 140 plaintiffs, a representative group of the Washington, Northern Idaho, Alaska and Southern California-Arizona, Northern California-Nevada branches of the Conference under whose auspices the suit is being filed.

Suit asks for an injunction to stop Ascap from further collection of its blanket license fee and charge to theaters of 10c per seat for motion picture houses with seating capacity to 800, 15c to 1,600 and 20 cents to 1,600 and over. (which was collected under protest) and to cease monopolizing, extorting, intimidating and otherwise restraining trade, as provided for by Sections 1 and 2 of Sherman Act.

Plaintiffs ask for reimbursement of payments for as far back as 1930, when the changeover took place.

The 140 individual theater owners, operate 234 theaters, and the suit involves the sum of $77,374.06 which is demanded returned, with treble damages of the above amount requested.

The group claims the duplication of licensing fees, due to producers' group payment to Ascap, and maintains no charge should be made at the source of outlet (the theater).

Complaint names Ascap and the individuals, officers, directors and representatives of the Society.

Attendance Increase Seen By Charles Skouras

Seattle—Frank L. Newman, president of Evergreen Theaters of Washington and Oregon, officiated at the "Kickoff Dinner", opening the Greater Fall Motion Picture Season at the Olympic Hotel here with more than 100 theater managers of key cities present. Charles Skouras, who spoke, predicted that with the heavy increase in national defense projects there would come an influx of thousands of families with resulting heavy increase in theater attendance.

Dipson May Operate Buffalo's Erlanger

Buffalo — The Dipson circuit is negotiating with the Statler Hotel interests to operate the Erlanger Theater, Buffalo's only legit house. If successful, reports indicate the Erlanger would be operated as movie and stage show theater. Statler interests are said to have been disappointed with Erlanger's financial return last season when the united booking office operated it.

Polio Epidemic Cuts Pa. Attendance 50%

(*Continued from Page* 1)

have been barred from theaters in Harrisburg by order of the City Board of Health.

However, theater managers state that it is not the drop in juvenile attendance that is hurting business as much as the alarm that has been created among adults.

Managers of downtown theaters have invited Dr. Robert M. Hursh, city health officer, to station policemen in the lobbies to determine whether or not a patron is eligible. Move followed complaint by Dr. Hursh that some children under 18 were being admitted. The managers asserted that there had not been "a solitary case of willful violation."

PRC Closes First-Run and Circuit Deals for Program

A number of first-run and circuit deals for Producers Releasing Corp.'s 1941-42 program have been announced by Arthur Greenblatt, general sales manager.

Harry Asher in Boston closed a deal with the E. M. Loew circuit for 24 situations and with M & P, Loew's Inc., Interstate and others on "Dangerous Cargo."

In Pittsburgh, Milton Lefton sold the new program to Warner Bros. Theaters and the Black Diamond circuit. The Long circuit in Dallas closed with Jack Adams, Sr. Ike Katz set a number of deals on new product in the Atlanta territory.

The RKO circuit in New York has booked "South of Panama" and "Paper Bullets."

Seattle—Lloyd Lamb has purchased the PRC franchise for the Northwest, including Washington, Oregon, part of Idaho and Alaska.

Mack Wenzel Dead In Chi.

Mack Wenzel, age 52, founder of the Wenzel Co., is dead. A brother Fred and two sisters survive.

Bridgeport Nabes In Price Increase

Bridgeport, Conn. — Neighborhood exhibs. made a concerted move as of Labor Day to raise admission prices. The Parkway, Bostwick, and Liberty went up from 15 to 20 cents top, while the West End and Capitol upped from 20 to 25 cents plus tax. Warner houses in the territory moved their evening price dividing line from 6 p.m. to 5 p.m., and made evening prices prevail all day Saturday and Sunday. Bridgeport admissions in general are still under New Haven and Hartford, 44 cents being top, as compared to 50 cents in the other cities.

Back Joint Committee Plan

Endorsed by Exhib. Leaders, Company Execs.

(*Continued from Page* 1)

gestion was an excellent one and that he was positive the production, distribution and administrative ends of the business would surely co-operate. "I will give the committee the benefits of any suggestions which may come to me from time to time and any other help which they earnestly require," Sears wrote.

Another major company executive, who did not want to be identified, endorsed the proposal but declared his company could not participate until legal aspects had been canvassed, according to Myers, who quoted the executive as saying that "every effort to bring about understanding of our respective problems which thereby should result in greater consideration for our respective difficulties can only do good."

Exhib. Leaders Praise Idea

Other letters of endorsement and praise of the idea were quoted, in part, from Col. H. A. Cole, national Allied president; Jack Kirsch, president of Illinois Allied; William L. Ainsworth, president of the Independent Theaters Protective Association of Wisconsin and Upper Michigan, Inc.; Roy E. Harrold, president of Associated Theater Owners of Indiana; Ray Branch, Allied of Michigan president; Fred A. Beedle, president of Allied Motion Picture Theater Owners of Western Pennsylvania; M. A. Rosenberg, member of the executive committee of national Allied; Max Stearn, Southern Theater, Columbus, O.; Allied of Eastern Pennsylvania and the board of directors of Allied-Independent Theater Owners of Iowa-Nebraska.

Myers pointed out that since the proposal was made, the industry has had "a striking example of the urgent need for more effective co-operation in legislative work," referring to the revised Revenue Bill which, he said, was strictly a "sneak punch."

"While the bill was under consideration," Myers said, "several attempts were made to arouse interest among exhibitors. They were repeatedly urged to get in touch with their Senators to support the 10 per cent tax with minor modifications. But because the 10 per cent rate was not regarded as unduly burdensome, and the proposed amendments were not vital, there was virtually no response.

Exhibs. Tax Silence Cited

"Based on the volume of mail received from that source, the Senators may have concluded that the exhibitors were indifferent to the tax. The organizations, as such, did their part but the exhibitors who cast the votes on election day did not make their influence felt.

"Allied can appeal with hope of response only to the exhibitors in Allied territory or in territories that customarily co-operate with Allied. If Allied formulates its program first (and it usually does), other organizations for political reasons feel they must propose a different or more elaborate plan. The points of difference are calculated to curry favor with certain elements in the industry. Often they involve concessions so costly to the Government that the loss must be made up by increasing the rates. In any case, it is poor teamwork and invites disaster."

Co-ordination for Common Good

Myers said that a better way would have been for representatives of the really important groups first to consider all aspects of the problem and then to co-ordinate their activities for the common good.

The legal aspects of the committee proposal do not concern Allied, Myers said, who added that the office is not without experience in interpreting the anti-trust laws. The general counsel, he said, would not knowingly expose Allied or its leaders to prosecution for violation of those laws.

Proposal will be one of the principal topics for discussion at the Allied convention in Philadelphia Sept. 16-18 and Myers invites producers, distributors and exhibitors to participate in the forum.

Move for Co-ordination Of Canadian Censorship

Montreal—Governmental responsibility for direction of all censorship activities, radio, films and press included, has been vested in War Services Minister Thorson, it was learned yesterday. The Minister himself will be chairman of a reorganized censorship co-ordination committee and Justice T. C. Davis, Associate Deputy Minister of National War Services, will be vice-chairman.

Preliminary steps have been taken towards establishing a greater measure of co-ordination between various agencies in different departments of the government dealing with censorship but details have not yet been worked out.

Benefits for U. K. Labor In Two Rochester Houses

Rochester — Lester Pollock of Loew's Rochester, and Jay Golden of the RKO Palace, have donated the use of their houses for a midnight stage and screen show Oct. 17 to be sponsored by the Rochester Joint Labor Committee to Aid British Labor. All unions are giving their services. Michael J. Mungovin, business agent of the Stage Hands union, is chairman in charge.

Rep. Cuban Distrib. Moves

Havana (By Air Mail)—Tropical Films, S.A., local distributor for Republic, has moved to larger quarters at 216 Consulado to meet the demands arising from increased business.

« REVIEWS »

☆ SERIAL ☆

"King of the Texas Rangers"

First Episode
Republic 28 Mins.

Action and Excitement

Judging from the fast action and pulsating melodramatics in this initial chapter, Republic has something in this serial which will fill the bill neatly for theaters where adventure yarns are a favored commodity. "Slingin' Sammy" Baugh, pigskin hero of the Southwest Conference, has the leading male role, and in the femme top spot is Pauline Moore. The script deals with a ring of saboteurs whose nefarious deeds are centered on the destruction of the petroleum resources on both sides of the Rio Grande.

Republic evidently intends to boost good-will 'twixt ourselves and our Latin-American neighbors, for the studio has cast Duncan Renaldo to play the part of Baugh's side-kick in running down the gangs' operations. Too, the footage has a constructive flavor insofar as national defense is concerned as it makes fans conscious of the threat to U. S. resources, and makes heroes out of those who shield the oil fields from harm. The serial, in 12 chapters, uses the initial episode to "plant" the characters. Veteran Monte Blue has only a small part,—that of the Texas Ranger who is killed by the plotters. Baugh is his son, dedicated to avenging his dad's demise.

The climax thrill in the first chapter is the dynamiting of the oil derricks, and they fall in flames, setting a roaring conflagration. Baugh and Pauline Moore are trapped in the midst of the sea of fire. Neil Hamilton plays the role of a ringleader in the foreign gang. Cast is well chosen.

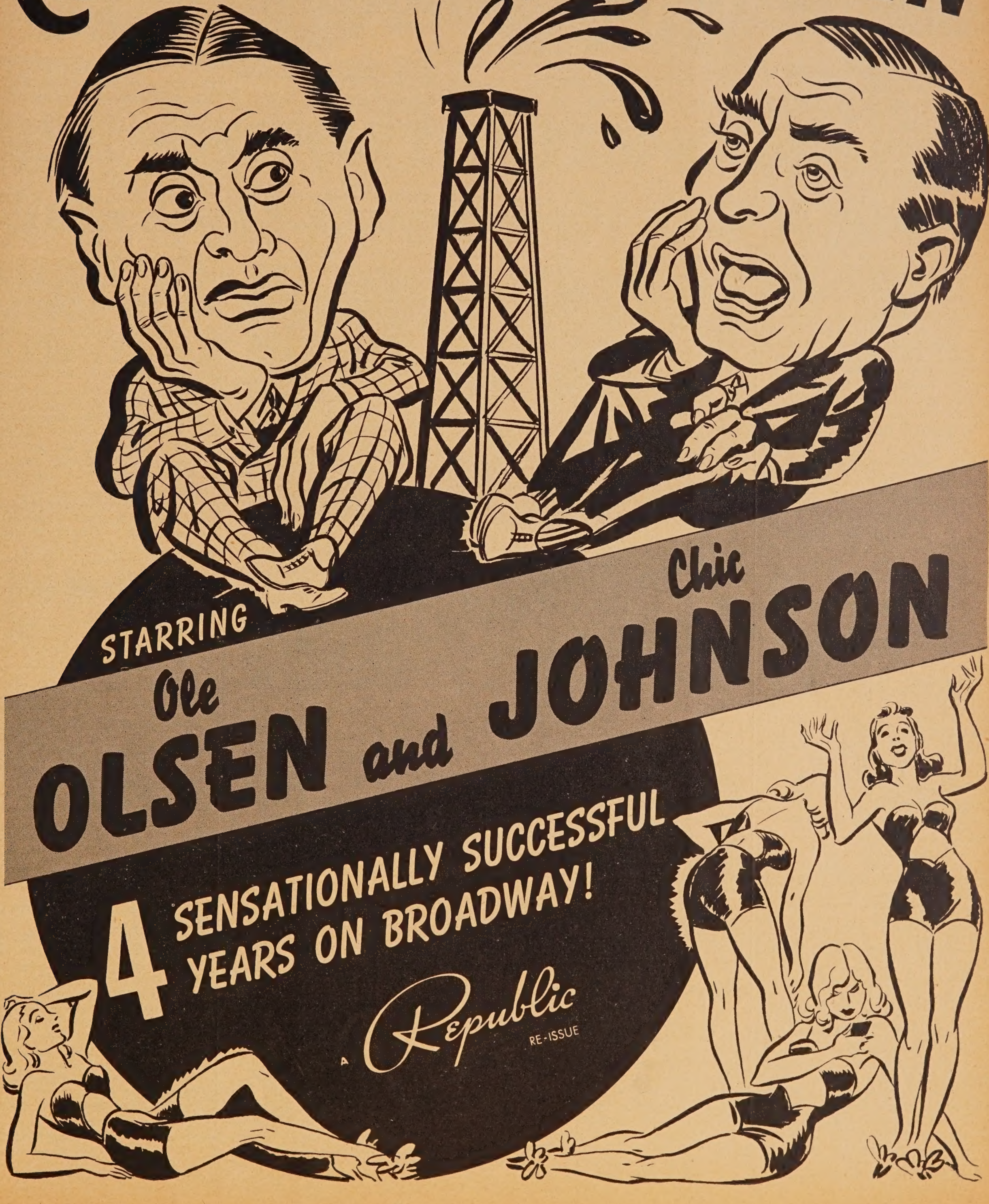
Hiram S. Brown, Jr., is the associate producer; William Witney and John English the directors; Reggie Lanning in charge of the camera work; and Ronald Davidson, Norman S. Hall, William Lively, Joseph Poland and Joseph O'Donnell the authors of the original screenplay.

2 Dept. Stores to Sponsor Television Fashion Series

Bloomingdale's and Abraham & Straus, department stores, have been signed as initial participating sponsors on NBC's projected television series, "Fashion Discoveries of Television," which will get under way via WNBT, Sept. 18. Arrangements were completed through Norman D. Waters & Associates, Inc., agency. Other sponsors are expected to be announced shortly.

Both Bloomingdale's and Abraham & Straus are interested in Metropolitan Television, Inc., licensees of both tele and FM outlets not yet on the air.

COUNTRY GENTLEMEN



STARRING

Ole OLSEN and Chic JOHNSON

4 SENSATIONALLY SUCCESSFUL YEARS ON BROADWAY!

A *Republic* RE-ISSUE

Industry Fight on New Tax Aided by LaFollette

Senate Lowers Income Tax Exemptions, Giving Industry New Headache

(*Continued from Page* 1)

trously high increase proposed by the Senate committee.

The Senate's reversal of the Finance Committee's surprise action represents one of the industry's greatest legislative victories in years. Such a reversal had been given slight chance, particularly in view of the short time given the industry to effect it. All factions, however, put their shoulders to the wheel, and the united endeavor turned the trick. Carrying the ball, notably, were Charles Pettijohn of the MPPDA, Abram F. Myers of Allied, Ed Kuykendall of the MPTOA and Pete J. Wood of the ITO of Ohio, among others.

The successful fight against the higher rates was led by Senator Robert M. La Follette of Wisconsin who contended that the tax was an inordinate burden on theaters and also upon the recreational habits of the poorer classes.

Opposition Half-Hearted

A half-hearted opposition was voiced by Senator Walter George of Georgia who attempted to justify the increase on the basis of need for additional revenue.

But so effective had been the efforts of industry representatives in Washington, so strong was La Follette's plea and so weak was George's opposition that the increase was killed by an overwhelming majority. So great was the opposition in fact, as ascertained by voice vote, that there was no attempt to obtain a recorded vote on the proposal.

The action of the Senate in killing the committee proposal has the effect of restoring the House rates containing some objectionable language. However, so great was the victory in overcoming the Senate's proposal to make further increases in the taxes that there likely will be small loss of joy in retaining the House language even with the objectionable features.

9-Cent Admissions Exempt

The house bill which almost certainly will become the final law now that the Senate has voted for the same language, provides a tax of 10 per cent, with exemptions on admissions of 9 cents and under. Industry representatives objected to the exemption fearing that it might be inducement in some areas toward price cutting.

Another feature contained in the Senate finance committee proposal but not contained in the House bill provided for a special junior admission tax, with admissions for children under 18 being charged on the basis of the admission charged rather than on the top admission. Industry representatives had requested the change to bolster admissions of children of school age. However, this provision was wiped out in the Senate action in restoring the House language.

May Seek to Amend

There is a possibility that some attempt will be made to have the measure yet amended in conference to wipe out the exemption and provide for the junior admission, but there is even greater possibility that the industry will be content to let well enough alone and to rest on its laurels.

There is a provision that would seem to prohibit consideration in conference of the section since it has been approved by both House and Senate, but this provision sometimes is gone around. Industry representatives were understood considering an attempt, but sentiment was said to be against it, the majority evidently feeling they should be content with the gains already made.

The successful plea by LaFollette came after a dramatic fight by all fronts of the industry which brought a deluge of legislative representatives and a flood of telegrams from indignant exhibitors throughout the country. Extent of the success of this tremendous drive was seen in the overwhelming majority by which the increase was voided, despite the fact it had the support in committee of 10 of the members as against only eight who were opposed to it.

Senator LaFollette's Plea

Pleading for the lower tax Senator LaFollette pointed out that the increase was voted by the committee with no opportunity for a hearing. "This tax would place an inordinate burden on the theaters which instead of producing increased revenue will be likely to produce less by cutting attendance of the poor people who now depend for part of their recreation on the theaters but who might be unable to afford the increase," he said. "In times like these I don't think we should take away the entertainment of our working classes."

Commenting on the Senate victory Abram F. Myers, general counsel for Allied, said the job was tinctured with some regret that the Senate merely killed the Senate amendment restoring the House language, and not retaining the Senate language which would have wiped out the nine-cent exemption. Question of whether it is advisable and feasible to make further efforts to change the language so as to wipe out the exemption is still under consideration, he said.

Lower Income Tax Exemption

Mitigating to still further extent the benefits resulting from the successful fight on increased admission taxes, the Senate voted to lower personal income tax exemptions to $1,500 for married couples and to $750 for single persons. If the House concurs in this proposal it will certainly be reflected in box office receipts since it will bite heavily into the theater budget of many persons.

Just how deeply it will bite is illustrated by Senator LaFollette, the same Senator who fought successfully for the lower admission taxes, who quoted statistics tending to establish that the average family, after meeting the necessities of life, has only $285 left over now for education, recreation and all other miscellaneous expenses.

Clark of Missouri Opposed

LaFollette's plea to keep the present exemptions of $2,000 and $800, which were approved by the House was rejected by a roll call vote of 43 to 23.

Joining in Senator LaFollette's unsuccessful appeal was Senator Clark of Missouri (of war propaganda probe fame) who said he was unwilling "to tax the poor devil who is barely able to keep body and soul together until those who are making enormous profits out of Government expenditures are brought into line."

The lower exemptions will impose income taxes on 2,256,000 who would have been exempt under the House bill.

NEW WORRIES FOR BOSTON EXHIBS.

Strawhats in Fadeout, But It's Just One Thing After the Other as Films' Opposition

Boston—Summer theater season is coming to a close around Boston and picture men are grateful; for the straw hatters have drawn heavily from normal pix patronage and their biz has been the largest in history.

There's still something for local exhibitors to worry about, however. The China "Whirl of Fire" is booked for Braves Field for nights of Sept. 19-20. Sponsored by United China Relief and staged by veteran showman J. C. Harlacker, event is expected to draw 30,000 each night.

Then for week of Sept. 29-Oct. 4 the Hamid-Morton Circus, sponsored by Aleppo Temple, Shriners, comes to Boston Garden with six evening and four afternoon shows.

And a new race track opens at Burrillville, few miles from Boston and Worcester, to run for 38 days with pari-mutuel horse racing.

Then the big Brockton Fair goes in for pari-mutuels for first time in history and this is expected to draw thousands of new patrons Brocktonward. The Fair plays to about 375,000 persons and runs for eight days beginning Sunday. Night programs will feature Hal Leroy in a musical revue. Dozen of old-time silent films have been booked for the Fair. And both Wonderland and Taunton dog tracks reopen Sept. 15 for long Fall meetings, nights of course.

And the legit season opened this week with Al Jolson at the Shubert and Helen Hayes at the Colonial.

Other than these the motion picture men have not a care in the world. . . .except that business is definitely off and that defense workers are not attending theaters but are spending their money on gambling or new cars. Also Boston's big stores have decided to remain open each Wednesday night until 9 o'clock.

Atlanta Hears First Arbitration Case

(*Continued from Page* 1)

was not permitted to show "pictures until 120 to 150 days after downtown theaters had shown the same pictures." Courshom sought right to play pictures within 21 days.

Suit was brought against Paramount Film Corp., Vitagraph, Loew's and Paramount Enterprises.

Harold T. Patterson, Atlanta attorney, presided. S. S. Perry, New York, assistant executive director of the AAA, attended. The hearing continues today.

Portage Arbitrator Rules Some Evidence is Secret

Chicago—In ruling that some of the evidence subpoenaed by complainant would be examined only by himself, Arbitrator McConnell in the Portage Theater case stated that successful application of principles of arbitration required certain distributors' contracts and exhibitors' secret records need not be divulged in open hearings in order to prevent arbitration proceedings from being undertaken to force disclosure of trade secrets.

Theodore Rein for complainant argued that comparative results must be shown in determining ability to pay. After another all-day session. in which proceedings threatened to be drawn out, hearings were adjourned until Sept. 5, allowing both parties to prepare stipulation of facts. One fact brought out by Attorney Goldberg for respondent was clearance is a commodity bought and paid for by contract.

St. Louis Amusement Co. Intervenes in Palm Case

St. Louis—The St. Louis Amusement Co. has intervened in the clearance case filed by Victor Thien, owner of the Palm Theater, against Paramount, 20th Century-Fox and Fanchon & Marco. F & M operates the Aubert and Union Theaters for the St. Louis Amusement Co.

Thien charges that the clearance granted to the Aubert and Union over the Palm is unreasonable and asks for a reasonable arrangement.

SEP 12 41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 48 NEW YORK, MONDAY, SEPTEMBER 8, 1941 TEN CENTS

INJECT MONOPOLY INTO PROPAGANDA PROBE

Screen Guild Council Asks CIO Affiliation

Would Embrace SPG, SRG, H.O. Employes Unions; Coast Extension, CIO's Plan

Affiliation of the New York Screen Publicists Guild, Screen Readers Guild and the several home office employes guilds represented on the Screen Guild Council of New York with the CIO has been recommended by the Council and is under discussion in the individual indie unions, it was learned at the week-end.

The CIO affiliation proposal, it is understood, was introduced in the Council by the Screen Readers Guild.

Among the clerical workers unions

(*Continued on Page* 7)

Foy May Head Studio For Major Company

Bryan Foy, producer of "B" pictures for Warner Bros., is in New York to negotiate a deal with another major company whereby he would become executive studio head.

Foy asked for, and was granted,

(*Continued on Page* 3)

Pizor Asks Clearance Change for Philly House

Philadelphia—Lewen Pizor, owner of the Tioga Theater, has filed a demand for arbitration, naming in his complaint Warner Bros. Circuit

(*Continued on Page* 7)

Industry's USO Drive Sets Results Mark

Joseph Bernhard, general manager of Warner Bros. Theaters and chairman of the USO Theater Week Drive said on the week-end that 10,223 U. S. pic stands were enrolled in the campaign, the largest enrollment of any drive in film annals. Also that preliminary reports show collections in proportion to the enrollment increase. He added that every Broadway and first-run stand co-operated. The local Roxy extended its drive over the week-end because of audience enthusiasm for it.

Exclusive "Wired-Photo by Wide World" shows "NAVY BLUES SEXTETTE" thanking Dallas for enthusiastic welcome with display of famous dancing feet. Lucious Warner troupe feted by civic officials and huge throngs on first stop of nationwide good-will junket. Next stop St. Louis.—Advt.

Bank Sells Para. Holdings; Atlas Buys More RKO Stock

Washington Bureau of THE FILM DAILY

Washington—Heavy sale of Paramount debentures by Manufacturers Trust Co. and further acquisition of RKO securities by Atlas Corp. feature the SEC's summary of July security transactions and holdings.

The Manufacturers Trust Co. sold 53,000 shares of Paramount Pic-

(*Continued on Page* 6)

Nazis Impose Restrictions On Pix in Netherlands

London (By Cable)—New restrictions on exhibition of films have been issued by the Nazi authorities in Holland, according to information reaching Dutch circles here Friday.

The new regulations provide:

(1) Exhibitors may show only films made in occupied Holland or in territory of the German Reich which

(*Continued on Page* 7)

Cuban Exhibitors Reject Code

Score Gov't Interference in Film Business

Havana (By Cable)—Claiming the proposed Code of Fair Trade Practices Between Exhibitors and Distributors would open the way to Government interference in the industry, the National Union of Exhibitors has rejected the pact. A draft was voted down at the last meeting of the

(*Continued on Page* 6)

D of J Scouts "Stalling" Of Browne and Bioff Trial

Washington Bureau of THE FILM DAILY

Washington—The Department of Justice said at the week-end it has no idea when a Federal judge will be available in New York for the

(*Continued on Page* 6)

Present Inquiry But A Study for a Fuller Probe of the Industry

By OSCAR HUME

Washington Bureau of THE FILM DAILY

Washington — The old issue of monopoly in the motion picture industry will play an important part in the war propaganda investigation which gets under way here tomorrow, it was learned at the week-end.

Way for the reopening of this issue was paved in a resolution by Senator Gerald P. Nye of North Dakota expanding the powers of the propaganda probe to cover the monopoly angle.

Senator Nye said he considered it necessary to expand the scope of the probe to cover the monopoly issue, because there are "certain

(*Continued on Page* 6)

U. S. Taking Hand In Mexican Dispute

State Department will attempt to iron out labor situation confronting American distributors in Mexico, THE FILM DAILY learned over the week-end. Shutdown of offices with accompanying shortage of product, it is feared, will afford Nazi elements in Mexico opportunity to flood Mex-

(*Continued on Page* 7)

Gov't Files Particulars Bill in Schine Suit

Buffalo—U. S. Attorney George L. Grobe late Friday filed in Federal District Court here a bill of particulars with respect to the Govern-

(*Continued on Page* 3)

Senate Passes Tax Bill by 67 to 5

Washington Bur., THE FILM DAILY

Washington—The Senate late last night passed the $3,583,900,000 tax bill by a vote of 67 to 5. Measure now goes to conference with the House with final action expected around Sept. 22.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*September* 5)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	9⅜	9	9⅜	+ ¼
Col. Picts. vtc. (2½%)	7½	7½	7½	+ ⅛
Columbia Picts. pfd.	27½	27½	27½	— ½
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10¼	10¼	10¼	.....
East. Kodak	138¾	138½	138¾	— ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	14¼	14	14	+ ¼
Loew's, Inc.	37⅜	36⅞	37⅜	+ ⅜
do pfd.	....	....	....	.....
Paramount	15¼	15⅛	15⅛	.....
Para. 1st pfd.	111	111	111	.....
Para. 2nd pfd.	13¾	13⅝	13¾	+ ⅛
Pathe Film	14	13⅞	14	.....
RKO	3½	3½	3½	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	9	9	9	.....
20th Century-Fox pfd.	22	22	22	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5½	5⅜	5½	.....
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	56	56	56	+ ¾
Para. Picts. cv. 3¼s47	98	98	98	.....
Warner Bros.' dbs. 6s48	96¾	96¾	96¾	— ¼
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9¾	9¾	9¾	— ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	9	8¾	8¾	— ⅜
Universal Picts.	23½	23½	23½	— ½

N. Y. OVER-THE-COUNTER SECURITIES	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	65¼	68
Roxy Thea. Bldg. 4s 1st '57	57½	62½

Two Ernest Lubitsch Pix Set for 20th Century-Fox

West Coast Bureau of THE FILM DAILY

Hollywood—Ernest Lubitsch will produce Clare Boothe's "Margin for Error" for 20th-Fox. His first film for the studio will be "Self-Made Cinderella," with Ginger Rogers which goes before the cameras early in December.

Arch Oboler has been assigned to do the script for the Boothe play.

The Broadway Parade

Picture and Distributor	Theater
Sergeant York (Warner Bros. Pictures-Jesse Lasky)—10th week	Hollywood
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—4th week	Astor
The Little Foxes (RKO Radio Pictures-Samuel Goldwyn)—3rd week	Music Hall
Aloma of the South Seas (Paramount Pictures)—2nd week	Paramount
Unfinished Business (Universal Pictures)—2nd week	Rivoli
Dive Bomber (Warner Bros. Pictures)—2nd week	Strand
Whistling in the Dark (Metro-Goldwyn-Mayer Pictures)—2nd week	Criterion
When Ladies Meet (Metro-Goldwyn-Mayer Pictures)	Capitol
Sun Valley Serenade (Twentieth Century-Fox)	Roxy
Frightened Lady (J. H. Hoffberg Productions)	Globe
Badlands of Dakota (Universal Pictures)	Rialto
KuKan (Adventure Epics, Inc.)—12th week	World
Charley's Aunt (Twentieth Century-Fox) (a-b)	Palace
Father Takes a Wife (RKO Radio Pictures) (a)	Palace
The Lone Rider of Ghost Town (Producers Releasing Corp.) (a)	New York
Gambling Daughters (Producers Releasing Corp.) (a)	New York

◆ *TWO-A-DAY RUNS* ◆

Fantasia (Walt Disney Productions)—43rd week	Broadway

◆ *FOREIGN LAUGUAGE FEATURES* ◆

Soviet Power (Artkino Pictures)	Central

◆ *FUTURE OPENINGS* . ◆

Lydia (United Artists-Alexander Korda) (c)	Music Hall
Our Wife (Universal Pictures)—Sept. 17 (c)	Paramount
Navy Blues (Warner Bros. Pictures)—Sept. 19	Strand
Pittsburgh Kid (Republic Pictures) (c)	Rialto
West Point Widow (Paramount Pictures)—Sept. 11 (a)	Criterion
Tillie's Punctured Romance (Monogram Pictures)—Sept. 11 Revival (a)	Criterion
Lady Be Good (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
A Yank in the RAF (Twentieth Century-Fox) (c)	Roxy
Citizen Kane (RKO Radio Pictures-Orson Welles)—Sept. 11 (b)	Palace
I'll Sell My Life (Select Attractions)—Sept. 9 (a)	New York
Thunder Over the Prairie (Columbia Pictures)—Sept. 9 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Odlum's Job to Solve One Of U. S. Knottiest Problems

Washington Bureau of THE FILM DAILY

Washington—As head of Contract Distribution in OPM, Floyd Odlum, Atlas prexy, will have the job of solving one of the knottiest problems thus far to confront the administration in its drive to rearm.

Odlum's task will be to see to it that defense contracts are evenly distributed, and that the possibilities of small manufacturing plants and contractors are utilized in the defense efforts. So far, the Government has had little success in persuading the bigger contractors to turn over part of their business to the smaller ones, with the result that a vast amount of the nation's productive ability has not been utilized.

Solution of this problem will be Odlum's task.

The Atlas prexy has long been rumored for certain titled positions in Washington in payment for certain favors to the New Deal, but the selection of him for this highly important post indicates the esteem which the President places on his ability.

Of $6,000,000 Greek Relief All Spent but $1,500,000

Chicago—Spyros Skouras told Van Nomikos, Allied executive, that $6,000,000 were collected for the Greek relief fund, all of which has been spent except for $1,500,000.

Efforts are being made to obtain safe conduct from the British to send food to Greece and Crete.

Van Nomikos was re-elected president of the Greek AHEPA society for the second term.

Skouras left for a Milwaukee meeting and from thence will go to Hollywood.

Single Circuit Operator Sees USO as "Opposition"

Columbus, O.—Unanimity of exhibitor support of the USO campaign was broken at the week-end when Pete J. Wood, secretary of the ITO of Ohio, which has enthusiastically backed the drive, reported a single Mid-western circuit operator had declined to run the USO trailer.

Exhib. who has a string of 10 houses was reported by Wood as taking the position that inasmuch as some of the funds are used to purchase films for camps, it's "opposition."

Operator's stand has created a marked stir in industry circles and others.

Pathe News Signs Lease For New Headquarters

After many years on W. 45th St., Pathe News will move to 59th St. and Madison Ave., where it has acquired 20,000 square feet of floor space. Leases were signed Friday and moving is expected to be completed by Jan. 1.

Executive offices, projection rooms, library, cutting rooms and all departments will be established on one floor in the new set-up.

Hoyt Circuit Earnings Hit $550,000, New High

Sydney, Australia (By Cable)—Earnings for the Hoyt circuit for the fiscal year ending June, 1941 are reported unofficially at 180,000 pounds (slightly more than $550,000 at present rate of exchange) before payment of state and commonwealth taxes. Figure for past year will be a new high in circuit's history.

COMING and GOING

HERMAN WOBBER, GEORGE J. SCHAEFER and **JOSEPH VOGEL** went fishing at the Thousand Islands over the week-end.

SIDNEY R. KENT returns from his summer vacation at the Thousand Islands early this week.

JOSEPH I. BREEN, RKO studio chief, arrives this morning for conferences with George J. Schaefer.

ROBERT T. KANE, 20th-Fox producer, arrives this morning from the Coast.

GUY P. MORGAN, recently Argentine manager for UA, arrives today from Buenos Aires.

JIM O'LOGHLIN, Canadian sales manager for 20th-Fox, is visiting the home office for the first time in 10 months.

H. M. WARNER and **CHARLES EINFELD** are scheduled to leave the Coast tomorrow for New York and Chicago.

AUBREY SCHENCK, of National Theaters, returned from Los Angeles over the week-end.

PROF. ROBERT GESSNER of New York University is back from a visit at the Hollywood studios.

SENATOR CLAUDE E. PEPPER and **REAR ADMIRAL HARRY E. YARNELL** arrive in New York tomorrow to make a Columbia short, "Will Democracy Survive?."

RAYMOND MASSEY returned to the Coast on Friday for a Warner Bros. assignment.

H. M. RICHEY left over the week-end for Jacksonville.

DARRYL F. ZANUCK, STAN LAUREL and **OLIVER HARDY** fly to Milwaukee Sept. 15 to attend the American Legion convention.

WALT DISNEY, PHIL REISMAN and **JOCK WHITNEY** leave Rio today for Buenos Aires.

Michalson Says RKO's Shorts Biz Ahead 15%

RKO's short subjects business is running 15 per cent ahead of the same period last year, according to Harry Michalson, shorts sales manager. Bookings and gross on shorts during the first 35 weeks of this year were the largest in the history of the company, he said.

Warners Sets Record With 11 Pix Shooting

West Coast Bureau of THE FILM DAILY

Hollywood — Eleven feature pictures will be in production at Warners today, a total of simultaneous production never before reached in history of studio.

Kane Due En route to London

Robert T. Kane, 20th-Fox producer, arrives this morning from the Coast. Kane leaves Saturday by plane for England where he will produce "This Above All."

BUY
DEFENSE
SAVINGS
STAMPS

Record Reservations For Allied Conclave

Allied's national convention committee announced at the week-end that advance reservations at the Benjamin Franklin Hotel in Philadelphia for the annual conclave have broken all records. These reservations, the committee declares, include exhibitors from both Allied and non-Allied territories and from practically every distributing company and equipment and supply dealers. Convention is scheduled for Sept. 16-18.

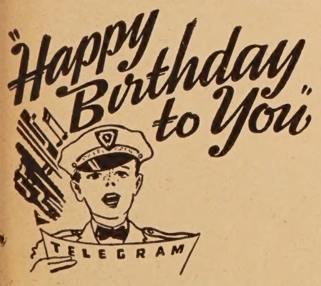
Committee reports that outstanding industry executives have promised to participate in the discussions designed to create a national liaison group for better industry relations.

Statistics for a recent full calendar year, the committee announces, indicated that total film cost for all theaters was 36.3 per cent of the gross box-office receipts. However, the committee contends that experience since then has proved that the admissions tax has cut into the box-office dollar and it "may well be that the total of the new taxes will wipe out all possibility of exhibitor profit, despite the fact that financial reports of the film companies show very good earnings."

These vital problems must be considered by exhibitors and the place to do it is the Allied convention, the committee asserts.

Mich. High Court's Decision May Be Suit Sign Post

Detroit—Possible key to the fate of the four Midwest Theaters was found in decision of the Michigan Supreme Court affecting title to another amusement enterprise here, Eastwood Park. The Court set aside a deed signed three years ago on the ground that the grantors misunderstood its nature, and thought they were signing a management contract. Jacob Schreiber, former owner of the four theaters has a similar suit pending in Circuit Court, contending that he thought the document signed was a similar temporary contract for operation rather than an outright bill of sale.



Howard Dietz
David Horsley
May McAvoy
Charles Stuart

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● **INDUSTRY** title-writers were reported yesterday to have found one......to tag on the dramatic screen spectacle which is scheduled to open formally in Washington tomorrow......starring the industry, the Senate Interstate Commerce sub-committee, and Wendell L. Willkie......Suggested title is taken from the opening lines of Shakespeare's "Macbeth":......"Wendell We Three Meet Again?"......The rest of the quote was vetoed as too long for any Capital marquee...... It reads: "In thunder, lightning or in rain......When the hurly-burly's done......When the battle's lost or won"......

▼ ▼ ▼

● ● ● *SPEAKING of the* 1940 *Republican Presidential candidate......it was clarioned on Friday......that he's coming up again for election......—this time to the board of directors of Lehman Corp.........which is one of America's largest investment houses and definitely interested in Para. and RKO Corp...... Robert Lehman sez Willkie's nomination will be submitted to stockholders at their annual meeting......to be held in N. Y. on Oct.* 15......

▼ ▼ ▼

● ● ● **AND** speaking of tomorrow's movie "quiz" in Washington ......there have been conflicting flashes......radio and otherwise..... as to what colyumists are to appear in the proceedings......The ones who will are the ones who'll be invited......and that's that......

▼ ▼ ▼

● ● ● *AND speaking of radio........Maj. Edward Bowes sounded* 10-*years chippier o'er the wave-lengths on Thursday night ......which signalized his return to the air......after his recent recuperative layoff......*

▼ ▼ ▼

● ● ● **AND** speaking again of both Washington and radio...... ......Warners' "Navy Blues" Sextet will snuggle triumphantly in the Seat of Government on this comin' Friday......having already (this past week-end) steered into the hearts of Dallas, Fort Worth and Memphis......In the nation's capital the sextet of gals will appear in a sextet of broadcasts via Mutual, CBS and NBC......The Mutual hookup will comprise some 100 stations......Meanwhile St. Louis, Chicago, Cleveland and Pittsburgh will git the gals......and theater-customers of the Warners will git the gold from this swell promotional junket...... which will continue for some time yet and embrace many keys......Thus far, the tour has resulted in a barrage of public interest......stirred-up by stunts and slews of space in noozesheets......Typical of the slick strategy Charley Einfeld and his marshals have contrived is the Washington campaign......which calls, in addition to radio and press support, for the Sextet to visit the Senate......—chaperoned by the Senators of the gals' respective home States......Also, the flashy femmes will demonstrate shorter skirts before the newly-created Defense Advisory Commission......and be the guests of the Navy at Bolling Field ......To prove that every Knox a boost, the Secretary of the Navy will be personally present, 'tis asserted......when the gals appear at special performance of "Navy Blues" in the Earle Theater on Friday night.

▼ ▼ ▼

● ● ● *AND speaking of the Navy........reminds that the Army is not outside the industry's thoughts......Jimmy Sileo, proficient photographic proprietor of Cosmo-Sileo Co., has contributed some exquisite enlargements......of the Rockettes and Ballet of Radio City Music Hall (some* 500 *photos in all) to the Army...... to help raise morale......The Citizens' Committee for the Army and Navy, headed by the famous painter, A. Shelton Pennoyer.... received the gift gleefully......*

Foy May Head Studio For Major Company

(*Continued from Page* 1)

a 30-day leave of absence from Warners to consummate the deal. If no pact is signed, it is understood that Foy will return to Warners.

Gov't Files Particulars Bill in Schine Suit

(*Continued from Page* 1)

ment's amended complaint in the Schine anti-trust suit. They bear signatures of Herbert H. Borkland, special assistant to the Attorney General and Attorney Seymour Simon.

The papers about four pages long state what the Government intends to claim during the Schine trial regarding "percentage of first-class pictures distributor and non-distributor defendants" have released in the past 10 years.

Cinema Lodge Will Hold Hotel Astor Ball Oct. 18

Robert M. Weitman, managing director of Paramount Theater, heads the entertainment committee and David Weinstock, of Raybond Theaters, has been appointed chairman of arrangements committee for the Second Annual Banquet and Ball of the Cinema Lodge of B'Nai Brith to be held at the Hotel Astor Oct. 18, Arthur Israel, Jr., Lodge president, announced over the week-end. Membership meeting is scheduled for Sept. 16.

International Hookup for "Yank in RAF" Premiere

Premiere of "A Yank in RAF" at three theaters in Los Angeles and at the Roxy Sept. 26 will be linked up by an international broadcast. Hookup, which will include Washington and London will be in nature of salute to the RAF in London, and a greeting from the RAF and the American Eagles, U. S. fliers serving with the British forces abroad.

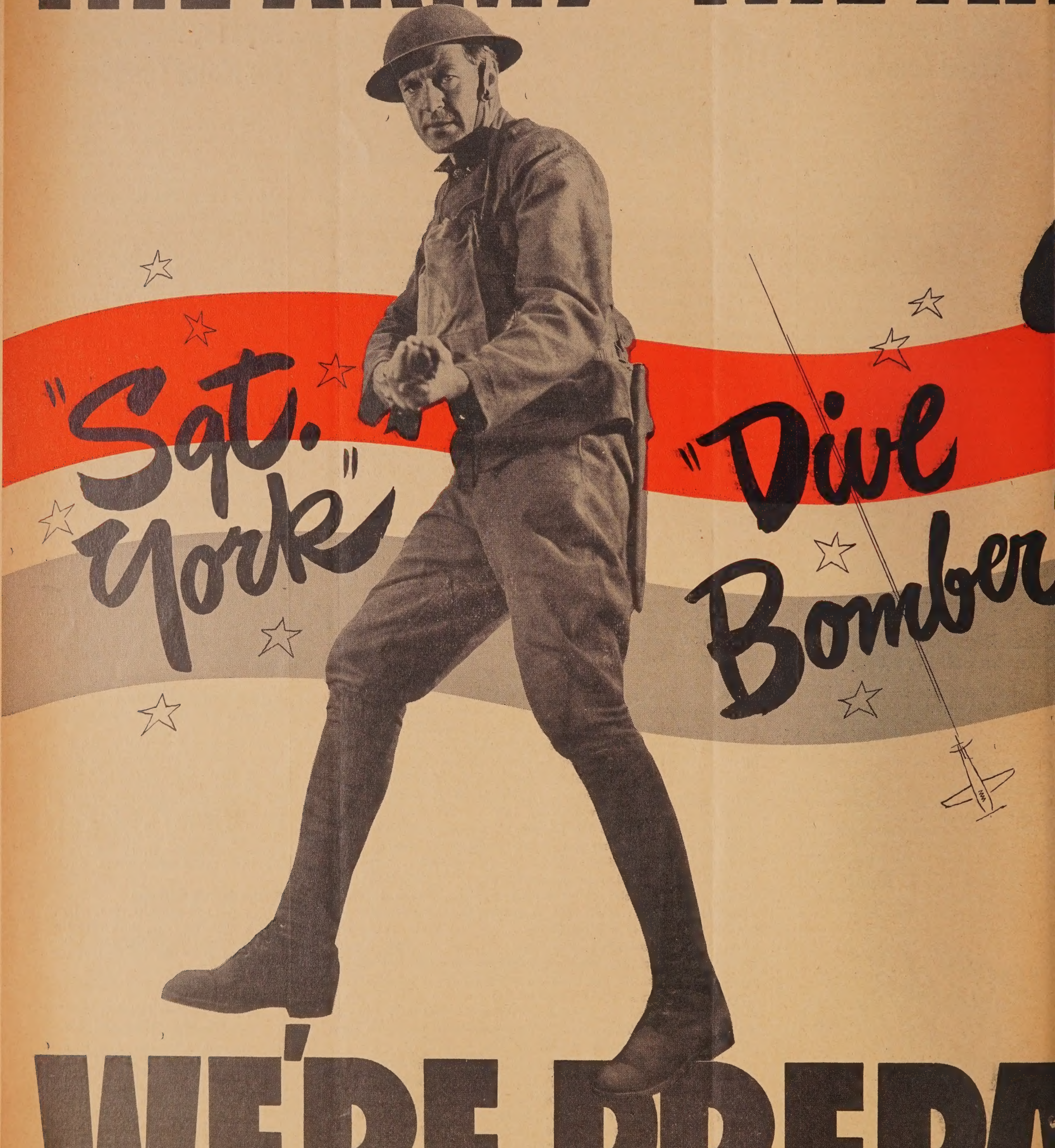
Mono. Signs Circuits

The Golden State-T & D circuit of San Francisco and the entire Butterfield circuit of Michigan has closed with Monogram for its 1941-42 program.

Arbitration Ass'n. To Shift Location

American Arbitration Association will move to the Time and Life Bldg., 9 Rockefeller Plaza, on Oct. 30. Transfer of headquarters from the U. S. Rubber Co. Bldg., 1230 Sixth Ave., was asked by the rubber company which plans to take over the entire building for its own use. The AAA moved to its present offices last Winter.

THE ARMY ★ THE AI


"Sgt. York"
"Dive Bomber

WE'RE PREPA

R CORPS ★ THE NAVY
"Navy Blues"
ARED!
Warner Bros.
MARK OF SHOWMANSHIP

JACK L. WARNER, In Charge of Production • HAL B. WALLIS, Executive Producer

Propaganda Probe Gets Under Way Tomorrow

Isolationist Committee Will Withhold Big Guns At the Present Inquiry

(Continued from Page 1)

phases" of the propaganda issue which cannot be fully established without showing how exhibition places are controlled by producers.

At the same time, the isolationist leaders expressed belief that the probe which gets under way tomorrow will be only the forerunner of a much bigger and explosive probe which will be gotten under way as a result of this one.

Study for Full Inquiry

He pointed out that the present probe is merely a study of the resolution to determine whether a full inquiry shall be made. Since the hearings are being made under this guise, Senate approval of neither the original measure nor of the new measure, providing for the monopoly probe, is necessary.

This decision was solely up to the Senate Interstate Commerce Committee, to which the measures were referred. And it so happens that the committee is composed almost entirely of leading isolationists.

Indicating utter confidence that as a result of this preliminary probe, the Senate will authorize a full investigation, Senator Nye gave the impression that the isolationists will not fire their biggest guns at the preliminary study, beginning tomorrow, but will hold them back for the bigger probe which he hopes will be voted by the Senate as a result of the preliminary investigation.

He indicated that in addition to himself and Senator D. Worth Clark of Idaho, there will be few witnesses in favor of the probe. "There are a number of people who might be called," he said, adding, however, that they likely would not be called as part of the preliminary hearing.

Covering All the Loopholes

He said the monopoly phase was included in order that the committee might not be hampered in any way in its study of the war propaganda situation. He added that there was some question whether under the original text the committee might legally go into the monopoly issue, and added that they didn't want to leave a single loophole uncovered.

The new resolution confirmed what had been suspected all along, that the isolationists are dangerous adversaries, and that they are going to leave no stone unturned to prove their point. Those in Washington who know them, whether they hold the same views or not, regard this group as among the ablest members of the Senate, hard-hitting adversaries who know their way about.

Probers Have all the Breaks

And in addition, they have all the rules on their side, since this is not a trial but a Senate inquiry, where the rules are all in favor of the Senators who are privileged to ask all the questions they want, the others privileged to ask no questions.

And skilled in the ways of the Senate, they know every little parliamentary angle and how to take advantage of it. The fact that they were able to obtain the investigation, under the guise of a committee study of the original resolution, without the approval of the Senate, is proof enough of that.

Fiber Washer Slugs Cut Candy Profits

Wilmington, Del.—Police reported that the use of slugs in candy vending machines reached an all-time high the past week when 513 were taken from machines located in the Wilmington film theaters.

Majority of the slugs used are fiber washers, police said.

D of J Scouts "Stalling" Of Browne and Bioff Trial

(Continued from Page 1)

trial of the IATSE's William Bioff and George E. Browne, explaining there frequently are times when judges are unavailable for trying cases. D of J officials scouted "stalling" reports, but said that they really know very little about the matter, as it is being handled locally by U. S. District Attorney Mathias F. Correa.

Trial was postponed last week when Correa told the court there was no judge available at present. He asked postponement until Sept. 15, adding that no assurance could be given of trial at that time unless a judge could be found to hear the case.

Conversion of Paramount Preferred Gets Impetus

Conversion of Paramount's preferred stock is being resumed on a broader scale following the declaration of 25 cents on the common stock Wednesday. If the recent dividend sets a $1 annual rate on the common stock, second preferred stockholders who may convert into 9/10 of a share would receive 90 cents in dividends compared with 60 cents now being paid on this preferred. Holders of first preferred now getting $6 annually may convert into seven shares of common and on this basis would receive $7 annually.

E. M. Loew Using Premiums

Boston—E. M. Loew circuit has dish and kitchen utensil policy at several of its larger theaters and reports business better than in several months. National theater, 3,500 seater, said to be experiencing best Summer in its history.

Cuban Exhibitors Reject Gov't's Code

(Continued from Page 1)

Union on the grounds that members would acquire more obligations than benefits.

Fernando Gonzales, president of the Union, told THE FILM DAILY "The Code has been rejected by the Union because we do not accept interference by the Government in our business".

Negotiations were instituted under the provisions of Government Decree No. 604 and it is necessary that the exhibitors approve the Code before it goes into effect. The Union is expected to hold out for revisions to give them parity with the distribs.

Bank Sells Para. Holdings; Atlas Buys More RKO Stock

(Continued from Page 1)

tures, Inc. 3¼ per cent convertible debentures 1947 and held 3,324,800 shares at the end of the month.

Atlas Corp. purchased 13,696 shares of RKO $1 common and held 821,623 shares at the end of the month. Atlas also purchased 1,825 shares of RKO 6 per cent convertible preferred and held 45,671 shares.

RKO Corp. during July purchased 722 shares of K-A-O common and, at the end of the month held 1,205,598 shares. During the same period RKO acquired 6,976 shares of K-A-O 7 per cent cumulative convertible preferred and held 7,476 shares at month's end. Malcolm Kingsberg disposed of 10 shares of K-A-O 7 per cent cumulative preferred vtc during the month. Leon Goldberg sold 30 shares of 7 per cent convertible and Kingsberg sold 490 shares of the same issue.

Loew's, Inc. purchased 40 shares of Loew's Boston Theaters $25 common to bring its holdings to 118,426 shares. J. Robert Rubin sold 800 shares of Loew's common and held 20,515 shares at the end of July.

Trem Carr purchased 17,523 shares of Monogram Pictures Corp. common and held 20,158 shares at the end of the month. W. Ray Johnston sold 64,152 shares as trustee for franchise holders and 40,825 shares in payment of advances or loans. He held 23,273 shares at end of July.

Charles D. Prutzman purchased 170 shares of Universal Corp. common to bring his holdings to 4,900 shares.

Olsen-Johnson Luncheon

A luncheon in honor of Olsen and Johnson will be given at the Warwick Hotel, Philadelphia, Thursday by Universal which is to release "Hellzapoppin'" shortly.

THE WEEK IN REVIEW

Tax Victory for Pix

By L. H. MITCHELL

ADMISH TAX: The industry won a smashing victory in the fight against the Senate Finance Committee's raising of the theater admission tax to 15 per cent when the Senate itself overwhelmingly defeated its committee's figures and adopted the House rates. MPTOA, Allied and other exhib. organizations put up a vigorous fight against the 15 per cent tax and were aided by Senator Robert M. LaFollette who attacked the rate as an "inordinate burden" upon theaters and the recreational habits of the poorer classes. Abram F. Myers, Allied general counsel, characterized the 15 per cent tax a "sneak punch."

* * *

"WAR PIX" PROBE: Senate Committee's "witch hunt" in an effort to fasten its war propagandizing charge upon the film industry will get under way tomorrow with either Senator Bennett Champ Clark (D., Mo.) or Sen. Gerald P. Nye (R., N. D.) in the studio. Will Hays, MPPDA prexy, who denied the charge of war propaganda against the industry, will be quizzed on a recent speech in which he said the films' purpose was not to "muse but to amuse." Newspaper columnists during the week came out with blasts against the "witch hunt." Meanwhile, the isolationist-packed committee had subpoenaed some radio columnists and others to appear before it. Also it has demanded press books, posters, ads and other accessories used to publicize productions dealing with the war in Europe. Wendell L. Willkie has been retained by the industry to represent it at the hearings.

* * *

THIS AND THAT: Warners will ask 50 per cent for "Sergeant York". . . . Arguments in the Gov't. anti-trust suit against the Crescent Amusement Co. and other defendants will start Dec. 1. . . . Attempt of West Coast studio publicity heads to restore, at least partially, preview privileges to Hollywood columnists was squelched by the distribs. who stood by their guns (temporarily at least) that previews were a matter concerning distribution and not production. . . . Iowa-Nebraska ATO authorized a complaint to the D of J against rental prices. . . . Eight film stocks reached new highs for the year on Tuesday on New York's big board. . . . UA reported weighing two Easterners for company prexy. . . . Estimated that Broadway crowd of 500,000 on the Labor Day week-end holidays tumbled previous b.o. highs. . . . Proposal for a national joint industry committee receiving wide backing. . . . Spyros Skouras reports best biz since 1937 and predicts a "good year" ahead.

U. S. Taking Hand In Mexican Dispute

(Continued from Page 1)

ican exhibitors with Fascist propaganda pictures.

Equally concerned are foreign managers over demands by Motion Picture Workers Union which are not only termed as "exorbitant" but "which would take away power from companies to run their own offices."

Power of union, it was pointed out, has grown tremendously. Union can now, as in case of Columbia's "He Stayed for Breakfast," stop showing of picture after the censor had officially approved of the film by exerting mass pressure. Mexican Government officials, it was said, have made no visible progress in persuading union officials to adopt a more reasonable attitude.

Monogram Will Double Mexican Distribution

Monogram has renewed its Mexican distribution contract with Rafael Arzoz, it was announced by Norton V. Ritchey, Monogram's vice-president in charge of foreign operations. Arzoz, who is in New York, this year will take 42 Monogram pictures instead of 21 which he distributed last season.

Demand for American pictures in Mexico is growing constantly, according to Arzoz who claims that the American pictures, together with Mexican-made product, virtually has eliminated European competition.

Arzoz also is head of Victoria Films, producers of Spanish language pictures in Mexico, and will distribute nine next season, including the first all-color feature to be made in a Mexican studio.

Montague Hosts Managers

Columbia's division managers who attended a sales conference here Friday were the guests Saturday of Abe Montague, general sales manager, on a fishing trip aboard his yacht, the Moneda II. Attending were Phil Dunas, Carl Shalit, Sam Galanty and Nat Cohn, and the following from the home office: Rube Jackter, Lou Weinberg, Lou Astor and Max J. Weisfeldt.

Criterion Reviving "Tillie"

"Tillie's Punctured Romance," old silent film starring Marie Dressler, Charlie Chaplin and the original Keystone Cops, has been booked into the Criterion Wednesday as an added attraction along with "West Point Widow." Monogram is handling release of film whose rights are held by Walter Futter and Eddie Alperson.

Crash Hurts Kill Alexander

Minerva, O.—Michael Alexander, 45, manager of the Roxy theater here, died in Alliance city hospital, shortly after he was injured in an automobile crash.

Indie Unions May Join CIO

Recommended by N.Y. Screen Guild Council

(Continued from Page 1)

represented on the Council are the office employes guilds of 20th-Fox, Loew-Metro, Columbia, Paramount and Warners.

The report offers the "realistic conclusion" that the unions' objectives cannot be gained "without the direct support of the nation's organized labor," pointing to the experience of the Hollywood Guild Council which, it is said, has succeeded defensively but not offensively.

In its report, the Guild Council said:

> **"The CIO indicates its full interest in our situation by declaring that it would set up a motion picture local, in consideration of the importance of our industry and the homogeneous features of our situation. The CIO adds, pertinently, that it would act immediately upon our affiliation to extend its motion picture organization to our sister unions in Hollywood. This would clearly be to our advantage".**

The report discloses that the CIO is prepared to place its financial reserves at the disposal of the unions should affiliation be accomplished, and it is added, "It fully understands the value and power—now part of our own experience as the result of the Disney strike—of a direct pressure blow at the box-office to help us accomplish our objectives".

The Council submits two conclusions:

> **"1. It is necessary, to both the continued organization and successful collective bargaining of the member unions of the Screen Guild Council, that they effect an affiliation with a national labor organization.**
>
> **"2. It is proposed that the affiliation be made with the CIO, which body this report finds of greater advantage to our objectives than it finds the American Federation of Office Employes (A F of L) on three counts: a, trade union strength, b, trade union democracy and c, honest and progressive union principles."**

The Council's exhaustive report was presented to the New York SPG at a special meeting late last week according to reports, widely debated, and it is understood, will be further considered at the Guild's next meeting to which both CIO and A F of L executives probably will be invited to appear.

While the report and recommendations have been submitted to the Hollywood Screen Publicists Guild, with which the local Guild is associated, it is understood that the latter's affiliation with te CIO, if effected, would not necessarily involve the Coast Guild.

Approximately 5,000 industry workers in New York would be affected, potentially, should all of the Council's unions accept its recommendations. It is estimated that of this total the various indie unions now have about 2,000 enrolled.

Although the CIO has scattering industry footholds, and reports have persisted that it was eyeing the studio situation, the move now inaugurated by the New York indie union would represent its first major advance into films.

Personally active in the negotiations on behalf of the CIO has been and is John Stanley, national secretary-treasurer of the United Office and Professional Workers of America, it is learned. Latter has 36,000 members of which some 16,000 are in New York.

The A F of L is represented in the home office field by Local 20940, American Federation of Office Employes, which has just renewed a contract with Universal and has signed also with Big U Film Exchange.

Betty Bryant Recovering From Frisco Operation

San Francisco — Betty Bryant, Australian screen, stage and radio star, who became the bride of Maurice "Red" Silverstein, Metro's Far Eastern head, in Sydney, Australia, last month, is in Dante Hospital here recovering from a serious abdominal operation, which followed another performed in Honolulu en route to the U. S.

Actress, was stricken while flying with her husband on the Clipper to the Hawaiian Islands. Relapse came as they continued the trip here aboard the SS Mariposa. For a time, peritonitis threatened to develop.

Miss Bryant and her husband now expect to leave for New York at the end of the week.

N. Y. State Allied Unit Will Elect at Philly

New York State Unit of National Allied will elect officers and hold a state meeting in conjunction with the national organization's convention in Philadelphia next week. Unit is now being directed by a temporary committee of six which met last week in Rochester.

Young Now District Manager

Portland, Me.—Leo Young, general manager of the Strand, Empire, Cameo and Cinema theaters of the Ralph E. Snider chain in Portland, has been appointed district manager. George C. Crondin, manager of the Empire in Providence, R. I., will become manager of the Strand.

Nazis Impose Dutch Film Restrictions

(Continued from Page 1)

have been approved by the authorities.

(2) All films "likely to disturb public order and safety" are prohibited.

(3) All films contrary to "national requirements" or "the present educational spirit" are prohibited.

Meanwhile, the new Nazi "Fuehrer" of the Film Guild, Teunissen, was quoted by the German-controlled Netherlands radio Friday as declaring, in a speech to a group of film producers, that Holland's film industry had been finally "freed of Jewish influence."

Pizor Asks Clearance Change for Philly House

(Continued on Page 7)

Management Corp., Paramount, 20th Century-Fox and Loew's.

Pizor claims that his clearance arrangement calls for the Tioga to play 14 days behind the Strand and Carmen theaters, but that pictures are made available for from 35-40 days because of late bookings by the other two houses. He asks that the Tioga be allowed to play product seven days after Germantown Ave. first-runs.

Meanwhile, a number of postponements in arbitration hearings here have been announced. Hatboro case has been set back from Sept. 30 to Oct. 2; Liberty, Camden, case from Sept. 16 to Oct. 7; Parkside, Camden, case set for Oct. 10; Great Northern case from Sept. 8 to Sept. 30. The Broad case on Sept. 24 is the next scheduled for hearing.

Extend Grierson's Term As Canada's NFB Chairman

Ottawa—The term of office of John Grierson as chairman of the National Film Board has been extended for another three months, it was learned at the Department of National War Services.

Grierson, a British motion picture executive, came to Canada on a temporary appointment several years ago for the purpose of organizing and coordinating all the film activities of the Dominion government. His term has been extended from time to time since.

Conn. Allied Meets Tomorrow

New Haven—Allied Theater Owners of Connecticut will hold a regular luncheon-meeting tomorrow at the HofBrau Haus, with Dr. J. B. Fishman presiding.

"Dawn" Breaks In Hub

Boston—Paramount has selected the Metropolitan for the world premiere of "Hold Back the Dawn" Thursday. A press dinner will precede the opening.

GUARDIANS OF QUALITY

EASTMAN negative films—in their respective fields—faithfully record the astonishing beauty of modern screen productions. In fact, the films' ability to more than keep pace has had a lot to do with the general improvement in quality. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., *Distributors*
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS

SEP 13 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 49 NEW YORK, TUESDAY, SEPTEMBER 9, 1941 TEN CENTS

PROPAGANDA PROBE BLASTED

Talk Willkie to Head New Exhibitor Association

Industry Executives Favor Retention, Says Brandt, After Sounding Sentiment

Retention of Wendell L. Willkie by the industry to represent it at the Senate Interstate Commerce sub-committee war propaganda hearings opening today in Washington has created more than ordinary interest in film circles, especially among theater operators. Already the possibility of obtaining Willkie's services for an important post within the business is being discussed.

Harry Brandt, who recently pro-

(Continued on Page 4)

Milliken to Capital On Mexican Dispute

Gov. Carl E. Milliken, secretary of the MPPDA, will confer with the State Department in Washington in regard to the Mexican labor situation which threatens to tie up all American film activities in Mexico. Governor Milliken leaves today for Washington following conferences

(Continued on Page 6)

UA Grants Gabriel Pascal 2-Year Release from Pact

United Artists has granted Gabriel Pascal a release from his contract with the organization, the release to be effective for two years. Pascal was to have made two George Bernard Shaw plays for UA.

It is reported that Pascal currently is negotiating with another major company.

Foy Negotiating With RKO Radio

Bryan Foy is reported to be negotiating with RKO and one other major company on a deal which would place him in a high production post.

Currently in New York, Foy is expected to close the deal before the end of the week.

"NAVY BLUES SEXTETTE" GREETS ST. LOUIS and vice versa. Exclusive rush photo shows multi-station broadcast from railroad terminal yesterday carrying messages from Warner beauties to whole Southwest. Next Stop—Chicago!—Advt.

Guild Autonomy Pledge If Unions Vote for CIO

The CIO in the event that the SPG, SRG and home office employes unions ratify the Screen Guild Council's recommendation for affiliation is prepared to give guarantees of Guild autonomy, it was learned yesterday.

The Council will hold a further meeting to discuss the affiliation

(Continued on Page 7)

Hearing Starts on Schad Interests 'Anti'-Trust Suit

Philadelphia — Philadelphia hearing on the application for a preliminary injunction was heard yesterday in U. S. District Court before Judge Guy K. Bard in the anti-trust suit of the Schad interests of Reading, Pa., against Warners, 20th Century-Fox, Wilmer & Vincent and

(Continued on Page 4)

UA Seeks New Eng. Theaters

Frisco Deal Finally Closed; Others Pending

Having closed a deal for United Artists' first theater on the West Coast, the company's next move will be in the New England states, Arthur W. Kelly, vice-president, announced yesterday. Papers giving UA the United Artists Theater in San Francisco were signed yester-

(Continued on Page 7)

Studio Union Negotiations Transferred to East

West Coast Bureau of THE FILM DAILY

Hollywood—Heads of studio unions have been notified by William Bioff now in New York that negotiations

(Continued on Page 7)

Willkie Challenges Legality; "Yes, Industry Abhors Hitler," Sen. Clark Told

By OSCAR HUME

Washington Bureau of THE FILM DAILY

Washington—A ringing challenge to the authority and the motives of the sub-committee conducting the film war propaganda probe, and to Senators Gerald P. Nye (R. N.D.) and Bennett Champ Clark (D. Mo.) who sponsored the investigation, was delivered here yesterday by Wendell L. Willkie, ex-presidential candidate who is counsel for the motion picture industry.

Willkie's statement, contained in a

(Continued on Page 6)

Three New Clearance Complaints Docketed

Two New York cases and one from Kansas City were docketed with the American Arbitration Association yestreday. All involve clearance.

A demand for arbitration was filed by the M. F. Theater Corp., owner of the Kisco Theater, Mt. Kisco, N. Y., against the five consenting companies. Claiming that the Kisco has

(Continued on Page 7)

Inquiry Can Boomerang On Senators, Says Richey

Jacksonville, Fla.—The Congressional film war propaganda, if handled properly, can "develop into a terrific boomerang against those who started the investigation and bring

(Continued on Page 7)

Name UA President Within Week—Korda

Selection for the UA presidency will be announced within the week, Alexander Korda, UA owner-producer, declared before leaving for the Coast by plane last night. Korda said "an end will be put to all guessing games in a few days." He expects to return in about two weeks.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, Sept. 8)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅜	9⅜	9⅜	....
Col. Picts. vtc. (2½%)	7½	7¼	7⅜	....
Columbia Picts. pfd.	....	....	....	....
Con. Fm. Ind.	....	....	....	....
Con. Fm. Ind. pfd.	10½	10⅜	10⅜	+ ⅛
East. Kodak	140	138½	140	+ 1¼
do pfd.	....	....	....	....
Gen. Th. Eq.	14	14	14	....
Loew's, Inc.	37¼	37	37⅛	....
do pfd.	108½	108½	108½	....
Paramount	15¾	15¼	15⅝	+ ¼
Para. 1st pfd.	....	....	....	....
Para. 2nd pfd.	14⅛	13⅞	14⅛	+ ⅜
Pathe Film	14⅜	14	14⅜	+ ⅜
RKO	3⅝	3½	3⅝	+ ⅛
RKO $6 pfd.	....	....	....	....
20th Century-Fox	9⅛	9⅛	9⅛	+ ⅛
20th Century-Fox pfd.	22½	22½	22½	+ ½
Univ. Pict. pfd.	....	....	....	....
Warner Bros.	5⅝	5⅜	5½	....
do pfd.	72	72	72	— ¼
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46	....	....	....	....
Loew's deb. 3½s46	104¾	104¾	104¾	....
Para. B'way 3s55	57	56¾	57	+ ½
Para. Picts. cv. 3¼s47	98	97¾	98	....
Warner Bros.' dbs. 6s48	....	....	....	....
NEW YORK CURB MARKET				
Monogram Picts.	⅝	⅝	⅝	+3-16
Radio-Keith cvs.	¼	¼	¼	+1-32
Sonotone Corp.	....	....	....	....
Technicolor	9⅞	9⅞	9⅞	+ ⅛
Trans-Lux	....	....	....	....
Universal Corp. vtc.	9	8⅞	8⅞	— ⅛
Universal Picts.	....	....	....	....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	65	68
Roxy Thea. Bldg. 4s 1st '57	59	63

B & K Pays $1 on Common

Chicago—B & K declared a $1 dividend on its common yesterday.

REEVES
Sound Recording Studios Inc.
1600 Broadway New York City
35mm. 16mm.
Film Acetate and Wax Recording Facilities. Complete Location Equipment for Film, Business Meetings and Specialty Recordings.

Studios to Honor F.D.R.'s Mother

West Coast Bur., THE FILM DAILY

Hollywood—The film industry will pay tribute to the memory of President Roosevelt's mother this morning when production will come to a standstill at the time when her funeral services open at Hyde Park, N. Y.

RKO Sets First 5-Block With Fox, Warner Chains

Deals for RKO's first block-of-five were closed with Fox Midwest Theaters in Kansas City and St. Louis and Fox Wisconsin last week. Ned Depinet, Andy Smith and Cresson Smith represented RKO in the negotiations. Deals involve more than 100 situations, approximately 50 in each circuit.

Additional circuit deals also were announced yesterday. They include Fox Intermountain covering approximately 40 situations; Warner circuit in the Washington area for 41 theaters; Manning & Wink, covering nine theaters in Georgia and Tennessee, and the John Servass circuit of nine houses in Indiana.

$2,500,000 "John Doe" Gross Seen by Capra

Gross of "Meet John Doe" will hit $2,500,000, according to Frank Capra, who has returned to the Coast from New York.

Capra's deal with Warners for a second picture to follow "Arsenic and Old Lace" is still under negotiation.

First assignment for Capra, however, on his return is from Uncle Sam. He'll make "Espionage" for the Army.

Cleveland Projectionists Win Slight Wage Advance

Cleveland—New two-year projectionists contract negotiated by the Cleveland Motion Picture Exhibitors Association grants a slight wage increase, retains the present working conditions. Operators had asked a sizeable increase, two weeks' vacation with pay.

SPG, Majors Hold Second Negotiating Meet Today

SPG's Negotiating Committee is scheduled to hold a second meeting today with reps. of the majors. Understood that the latter are insistent that Guild splits off its piece work artist members as a condition to discussing a contract. Guild, it is said, has declined to do so thus far.

George F. Olendorf Dead

St. Louis—George Forrest Olendorf, 68, treasurer of the Tootle Company, owners of a string of theaters in the Middle West and head of an outdoor advertising company, died in Springfield.

RKO Associates Fete Holt, New West Coast Executive

Nat Holt, newly appointed division manager in charge of RKO West Coast Theaters was feted by his RKO associates at a special luncheon yesterday at Toots Shor's. Among those gathered to honor Holt, who on Oct. 1, assumes his new duties were: Edward Alperson, James Brennan, Al Dawson, H. R. Emde, W. B. England, Max Fellerman, Leon Goldberg, Louis Goldberg, William Howard, Malcolm Kingsberg, Charles W. Koerner, Harry Mandel, O. R. McMahon, Charles B. McDonald, Matty Polon, John Redmond, A. E. Reoch, George Schaefer, S. A. Schwartz and L. E. Thompson.

Holt until his promotion was division manager of RKO Cleveland, Columbus and Detroit, a position to which a successor has not as yet been named.

Cleveland—Nat Holt, RKO Great Lakes division manager who steps up to the West Coast spot, will be tendered a testimonial at the Hollenden Hotel Thursday. Nat Wolf is chairman of the arrangements committee.

Fineman-Shapiro Circuit Merging With Mervis Bros.

Pittsburgh—Merger of the Fineman & Shapiro Circuit, comprising six theaters, and the Mervis Bros. Circuit, also consisting of six theaters, all of which are located in this city and Alleghany County, is effective tomorrow. The new company will open an office on Film Row within the next month where the booking and buying for these theaters will be done.

Warners Sets "York," Five Others With RKO, Schine

Warners has closed with the RKO and Schine circuits with "Sergeant York," as a special, and its initial group of five pictures. Sale of "Sergeant York," was exclusive of the others with specification it is to be single-billed at all first-run houses. Group contained "Navy Blues," "International Squadron," "The Smiling Ghost," "Law of the Tropics" and "Nine Lives Are Not Enough."

Lou Brock, Jack Schwartz Form Producing Company

West Coast Bureau of THE FILM DAILY

Hollywood—Lou Brock and Jack Schwarz have organized Preference Pictures Corp. and will produce "Girls' Town," an exploitation special, to be released by Producers Releasing Corp.

AMPTO to Meet Oct. 20-21

Pittsburgh—Annual convention of the AMPTO of Western Pennsylvania will be held here on Oct. 20-21. Convention headquarters and committees will be set by the Board of Directors at its next meeting.

COMING and GOING

JAMES R. GRAINGER, Republic prexy, has returned to New York after a three-week trip through the Western territory.

ALEXANDER KORDA returned last night to the Coast by plane.

S. R. KENT returns to his desk today from the Thousand Islands.

WILLIAM F. RODGERS is in Chicago.

JOSEPH I. BREEN, RKO studio chief, arrived late yesterday afternoon from the Coast.

NED E. DEPINET, **CRESSON E. SMITH** and **A. W. SMITH** have returned from Kansas City and Milwaukee.

SPYROS SKOURAS and **EDDIE ZABEL** planed out last night for Kansas City and Milwaukee.

H. M. RICHEY returns today from Jacksonville.

WALTER WANGER plans to fly to London late this month to check up on production of "Eagle Squadron."

MAJ. and MRS. ALBERT WARNER returned over the week-end from a short visit to the studios.

MILTON ARTHUR, brother of **HARRY**, arrives here at the end of the week.

ELSA MAXWELL is stopping at the Waldorf-Astoria Hotel.

GENE RICH, of M-G-M's Chicago publicity department, is vacationing in the East.

ESMOND I. PARKER, president of Consolidated Amusement of Honolulu, is visiting on the West Coast.

W. C. GEHRING, 20th-Fox Central division manager, left last night on a visit through his territory.

JUDITH ANDERSON returns to New York stage Sept. 15 for an engagement in "Macbeth" with Maurice Evans.

FELIX JENKINS, 20th-Fox legal counsel, is in Chicago for the Portage Park arbitration case.

JOE ESLER, Chicago staff man of THE FILM DAILY, has returned from a two-week vacation to Yellowstone Park.

KAY FRANCIS is here for a vacation of several weeks.

HARLAN THOMPSON has arrived from the Coast with the script of his new play, "Chills and Fever," which he expects to produce on Broadway.

MILTON B. ARTHUR, F & M exec., arrives here late in the week to confer with Harry C. Arthur, Jr., and Jack Partington.

SAM ROSEN, **SAM WEBER** of New Haven and **IRVING C. JACOCKS**, of Branford, visited in Boston with I. H. Rogovin, Columbia manager, formerly in New Haven.

LEO SPITZ is on the Coast.

JACK COHN has returned from Hollywood.

Chi. Bookers Club Meets

Chicago — The Chicago Bookers Club will hold its first Fall meeting tomorrow.

FOR FASTER, FRIENDLIER SERVICE AT LOWER COST—'PHONE
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

"BELLE STARR" IN ST. LOUIS IS BIGGEST SINCE "JESSE JAMES"!

Premiere of 20th's Technicolor Smash A Boxoffice Sensation!

GROSSES GREATEST OF ANY IN THE LAST THREE YEARS!

* * *

Opening Weekend Tops "Tin Pan Alley", "Tobacco Road", "Sun Valley Serenade" and "Charley's Aunt" Records!

20th CENTURY FOX

Loew's, WB Trade Wilmington Theaters

Loew's, Inc. and Warner Bros. Theaters yesterday traded theaters in Wilmington, Del. Loew's took a 10-year lease on Warners' Aldine, a 1,800-seat house, while Warners took over Loew's Parkway, a 1,100-seater. Deals become effective Sept. 26.

The Aldine, which closes Sept. 19 for improvements under the supervision of Harry Moskowitz, will show M-G-M and United Artists pictures. The Parkway will be the show window for Warner product. Edgar Doob, Parkway manager, will manager the Aldine.

Details for the switch were handled by Joseph Vogel for Loew's and Joseph Bernhard for Warners.

Hearing Starts on Schad Interests 'Anti'-Trust Suit

(*Continued from Page* 1)

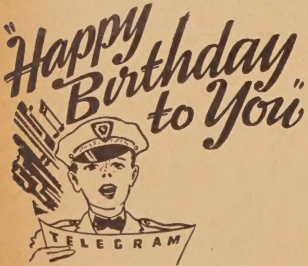
others. Hearing is expected to take several days.

Testimony was heard from Ted Schlanger, S-W zone chief and Joe Eagan, W & V general manager. Attorneys were: Harry Shapiro and William Rudenko, for Schad; Ben Golder, for Vitagraph; Morris Wolf and Morris Pfaelzer, 2nd for Warner Bros.; Bernard G. Segall, representing William Schnader, for 20th Century-Fox, assisted by Howard S. McMorris; John Caskey for 20th Century-Fox; Stevens and Lee for Wilmer & Vincent.

Van Schmus to be Host At "Lydia" Reception

A private screening of Alexander Korda's "Lydia" and a reception later will be held this afternoon at Radio City Music Hall's studio. W. G. Van Schmus, managing director, will be the host.

Korda returned to the Coast last night and will not be present, but the guests of honor at the screening and reception will be Merle Oberon, Hans Yaray, one of the four leading men, and Ben Hecht and L. Bush-Fekete, authors of the screenplay.



Ned E. Depinet
Charles Farrell
Neil Hamilton
Pauline Garon
Nat Feltman

ALONG THE
RIALTO
WITH
Phil M. Daly

● ● ● MILITANT Notes:......Uncle Sam's Navy is doin' a bit o' checkin' on the Hollywood personalities it has on the roster......and opines there's enuf good material to make a feature production...... On active list are Lieut. Comdr. Gene Markey, author and producer; Lieutenant Robert Montgomery, attached to a naval mission in London; and Lieut., junior grade, Wayne Morris......(Yeah, and how about Lieut. Tom Orchard, M of T's associate producer?)......Among reserve officers, Washington points out, are:......Lieut. Commander Wallace Beery, aviator; Lieut., junior grade, Douglas Fairbanks, Jr.; Lieut. Comdrs. Lloyd Bacon and John Ford, directors; and Lieut. Gregg Toland, photographer......(Yeah, and how about that actor, colyumist, and promotional powerhouse, Mister Walter Winchell, who has a Navy commission and is worth a battleship to that service?)......In discussing the Navy material......attention is called to the fact that "the Army still has James Stewart in khaki"......Is the U.S.N. implying they'd like to see Jimmy transferred......or is it a wise-cracking comparison?......If it's the latter, the gloating gobs will do well to lamp the pic talent at Fort Monmouth and other points......Maybe young Mister Stewart is lucky when you consider last Saturday's headline in the N. Y. Times:......"Army Contracts In Day $35,321,819......Varied Supplies Bought......Underwear, Ski Equipment, Toothbrushes, Houseboat, Arctic Socks"......Looks like a swell series of winter sport weekends ahead......

▼ ▼ ▼

● ● ● *GLEANINGS:......Local Film Row pigskin fans can get dual satisfaction out of the Sunday Oct. 12 pro football game 'twixt the N. Y. Giants and the Philadelphia Eagles......The double satisfaction'll be (1) seeing a top-flight game, and (2) benefiting the Jewish Consumptives Relief Society by purchasing tickets (at regular $2.20 each) through Bill Sussman, Eastern sales manager of 20th-Fox. . . ● With shipping from Hollywood last week of the Merrie Melody Cartoon, "All This and Rabbit Stew," starring Bugs Bunny......and the Looney Tune Cartoon, "Notes to You," starring Porky Pig (and not M. "R". K.)......Leon Schlesinger marks his 12th year with Warner Bros.......These subjects are the first two on the new season's program. . . ● Leonard Gaynor is back at his desk with Lynn Farnol's public relations service after bein' down on the farm for a rest. . . ● Miss Betty Dolar has resigned as secretary to WB's Chi. district manager, Rud Lohrenz, and is now secretary to Carl Leserman at the home office......*

▼ ▼ ▼

● ● ● NEW sales promotion broadside on RKO Radio's "Father Takes a Wife" is being sent currently to exhibs. throughout the U. S., Canada, Australia and New Zealand......Leon Bamberger, org.'s sales promotion manager, is also dispatching a gag marriage license anent the new comedy (they'll come in handy if there's another A.E.F.). . . ● The Chicago Theater in Chi. led all other stands in that city for USO collections (approximately $6,500)......which reminds that Ray Bruder, house's former manager (now located in East St. Louis), breezed into Chi. t'other day, with his wife, to adopt a baby boy. . . ● Just as this colyum hinted Metro's W. F. Rodgers is now vice-prexy in charge of sales for Loew's, Inc.......

▼ ▼ ▼

● ● ● *THAT new split-week stage policy now in its second experimental week at the Brooklyn Strand is clicking to the extent that it looks as though the Joe (Fabian) Lee-guided house will adopt it permanently on a seven-day basis. . . ● Jacob A. Weiser will resume his courses in Playwriting and Dramatics at City College, 139th St. and Convent Ave......Registration starts this comin' Friday......Tuesday evenings are devoted to Dramatics, and Thursday evenings to Playwriting......*

Willkie Being Talked For Industry Post

(*Continued from Page* 1)

posed a new exhibitor organization, disclosed yesterday that he had asked several top industry executives for their opinions on getting Willkie to head the proposed group. Everybody with whom he discussed the proposition approved it, Brandt said.

> (Willkie told THE FILM DAILY that Brandt's proposal had not been brought to his attention. He indicated, however, that he preferred to remain with his law practice).

Brandt said he believed Willkie would be a great defender of the theater business and that he could bring about closer relations between the exhibitors and the Hays organization if he were drafted for the job.

Browne Move to Quash Indictment is Floppo

Federal Judge Simon H. Rifkin has ruled Government prosecution of George E. Browne and William Bioff must continue. Court denied an application from Browne to quash the indictment. Trial is on calendar for Sept. 15 if a federal judge is available.

Belmont's Opening Off

Belmont Theater scheduled to open Sept. 15 with "Forgotten Village," will remain dark because of action of New York censor board in banning the John Steinbeck documentary.

Hub's Repertory Now Esquire

Boston — The former Repertory Theater in the Back Bay district, taken over by M & P, is to become The Esquire.

WEDDING BELLS

Chicago—Carl Russo of the Joe Goldberg Agency was married to Beatrice Lind.

Pittsburgh—Marriage of Marcella Lavelle, 20th Century-Fox Exchange employe, to Robert Bonafice took place yesterday in the St. Rosalia's Church, Hazelwood.

Vivienne Crafts, formerly of Portsmouth, England, was married to Harry J. Takiff, of this city, on Friday, at a private ceremony at Temple Emanuel. Dr. Nathan Perilman officiated. The young couple plan a honeymoon trip to the West Coast at the end of this month. Takiff is assistant to Jack Cohn, vice-president of Columbia.

George Blake, son of B. K. Blake, was married Sunday to Jene Ulman. Marriage took place at the Temple Priai Jeshuren. George is production manager for the B. K. Blake Prod.

15,000 Jam Chi.'s Station To Greet 'Navy Blues' Girls

Chicago—This town turned out en masse to greet Warner Bros. "Navy Blues" sextet on their arrival from St. Louis yesterday. Hanging from cross-arms, perched atop waiting trains and jamming every vantage point at the railroad station, more than 15,000 candid cameramen and a like number of movie fans were on hand to cheer the young starlets as they stepped from the train.

Acting as advance emissaries for their picture, "Navy Blues," the sextet embarked on a series of appearances throughout the city which included everything from a coast-to-coast broadcast over radio station WGN to a dinner tendered in their honor in the pump room of the Ambassador Hotel. A contingent of young ensigns from the Great Lakes Naval Training School were detailed as escorts during the girls' stay in Chicago.

The sextet will remain an extra day here to fulfill a very heavy schedule of special events arranged by the local press office of Warner Bros. The party will entrain today for Cleveland as the next stop on their cross-country junket which will terminate in New York for the premiere of "Navy Blues" at the Strand next week.

Milton B. Arthur Assumes Additional F & M Duties

St. Louis—Milton B. Arthur, who operates 15 theaters in California and who is an executive of Fanchon & Marco, has arrived here to assume additional duties with the F & M organization. He will relieve his brother, Harry C. Arthur, F & M president, of certain details so that the latter can give more attention to his production and radio talent activities.

Milton Arthur will be active in supervising the properties in both territories and will divide his time between St. Louis and the West Coast.

Earl Carroll Sues Para., Claims $300,000 Damages

Suit for $300,000 damages for alleged breach of contract was filed yesterday in the Federal Court by Earl Carroll against Paramount Pictures. Carroll claims that the defendant failed to carry out an agreement to permit the supervision of production of film, "A Night at Earl Carroll's," by the plaintiff.

Union Mourns for Stone

St. Louis — Funeral services for Arthur Leroy Stone, 60, a founder of Local 143, operators, and its secretary for many years, will be held today. A memorial service was held at midnight last night by the Union.

Para. Pep Club to Elect

The election of the officers and members of the Board of Governors of the Paramount Pep Club will be held at the annual meeting today in the home office club room.

REVIEWS OF NEW FILMS

"A Yank in the RAF"

with Tyrone Power, Betty Grable,
John Sutton, Reginald Gardiner

20th-Fox 98 Mins.

THUMBS UP IT IS; TYRONE POWER STARS IN ABSORBING AND ENTERTAINING ACTION YARN SLATED FOR TOP GROSSES.

Darryl F. Zanuck has produced a stirring tribute to the RAF. It is swell entertainment whose effectiveness is heightened by the absence of adulation of the heroic exploits of the British fliers and the almost casual approach to their courage and daring. It is also filled with exploitation angles and showmen should have no trouble booming this one for happy box office results.

Directorial efforts of Henry King are largely responsible for absorbing quality of film. He has handled the well-written script of Darrell Ware and Karl Tunberg with an alert sense of the dramatic. Film is also nicely paced for romantic and comedy situations.

Production is of major proportions with most memorable set dealing with the evacuation of the British troops from Dunkirk. There are some innocuous authentic shots of aerial battles but the Hollywood version is more exciting. Editing appears on the spotty side with one complete sequence with Gladys Cooper, listed in the cast, eliminated completely.

As the young American hunting for thrills, Tyrone Power contributes one of his most engaging performances. He plays down his brashness to the right degree and imparts a winning warmth to his characterization. Betty Grable clicks solidly as the chorus girl who broke her engagement with Power in Dallas because he was too unreliable.

She makes an attractive heroine especially in her appearance in the night club scenes where she renders "Hi-Ya Love" and "Another Little Dream Won't Do Us Any Harm" in a most satisfactory manner. Love scenes between Power and Miss Grable are keyed to the right note by Director King who employs use of haunting musical background to the dialogue.

Comedy honors are snared by Reginald Gardiner who is excellent as the flight officer who pines for an introduction to Miss Grable. Another top-notch performance is turned in by John Sutton as the squadron commander who meets Miss Grable and furnishes the chief competition to Power. Donald Stuart rates mention for his portrayal as the corporal.

Film concerns itself with adventures of Power after he joins the RAF at the beginning of the war before the Low Countries were invaded. His squadron leader turns out to be chief rival for Miss Grable's affection. On one bombing flight, Gardiner is killed as he heroically diverts anti-aircraft fire from the crippled bomber flown by Power and Sutton.

The plane comes down in Holland. Power and Sutton escape from the Nazi troops in a boat. How they are rescued is omitted but both recover quickly and the evacuation of Dunkirk has commenced. Power reports for fighting action and is wounded after he downs a number of Messerschmitts. Meanwhile, Miss Grable realizes she really loves Power which blacks out proposed matrimonial venture with Sutton.

CAST: Tyrone Power, Betty Grable, John Sutton, Reginald Gardiner, Donald Stuart, Richard Fraser, Denis Green, Bruce Lester, Ethel Griffies, Ralf Byrd, Fortunio Bonanova, Claude Allister, Gilchrist Stuart, Frederick Worlock.

CREDITS: Producer, Darryl F. Zanuck; Associate Producer, Lou Edelman; Director, Henry King; Screenplay, Darrell Ware and Karl Tunberg; Original, Melville Crossman; Cameraman, Leon Shamroy; Lyrics and Music, Leo Robin and Ralph Rainger; Art Direction, Richard Day and James Basevi; Set Decorations, Thomas Little; Film Editor, Barbara McLean.

DIRECTION, Very Good. PHOTOGRAPHY, Excellent.

"Ladies in Retirement"

with Ida Lupino, Louis Hayward,
Evelyn Keyes, Elsa Lanchester

Columbia-Cowan-Miller 92 Mins.

(HOLLYWOOD PREVIEW)

ABSORBING PRODUCTION, GRIPPING FARE, HIGHLIGHTD BY FINE PERFORMANCES AND SPLENDID DIRECTION.

Lester Cowan's filmization of the Gilbert Miller-produced play is absorbing, gripping fare. It is faithful to its stage parent in plot, although the central character is made a young woman and enacted by Ida Lupino, who gives an outstanding performance.

Although Director Charles Vidor has created an eerie atmosphere and much suspense, he also gains comedy relief through the antics of Ida Lupino's half-demented sisters, Elsa Lanchester and Edith Barrett.

George Barnes' camera plays an important role in the artistic value of the picture, with his exteriors calling for special kudos. Garrett Fort and Reginald Denham have supplied a praiseworthy screenplay based on the play by Denham and Edward Percy.

Louis Hayward does fine work as an absconding bank clerk, who uncovers the murder his aunt, Ida Lupino, committed. Isobel Elsom, as Ida's mistress, repeats the excellent performance she gave in the stage play. Elsa Lanchester and Edith Barrett are especially good as Ida's zany sisters. Evelyn Keyes, Clyde Cook, Emma Dunn and Queenie Leonard are among the able principals.

Elsa Lanchester and Edith Barrett, half-demented and homeless, are taken into Isobel Elsom's home by their sister, Ida, who is the housekeeper. Their antics get on Isobel's nerves and she orders them from her home, also threatening Ida with dismissal. Fearful for her helpless sisters, Ida slays her mistress. Hayward, who has come into the Elsom home to hide from the police because of his bank defalcation, becomes suspicious of his aunt, Ida, and finally traps her into admitting the murder. Ida goes to give herself up to the police, who have run down Hayward.

CAST: Ida Lupino, Louis Hayward, Evelyn Keyes, Elsa Lanchester, Edith Barrett, Isobel Elsom, Emma Dunn, Queenie Leonard, Clyde Cook.

CREDITS: A Lester Cowan production in association with Gilbert Miller; Director, Charles Vidor; From play by Reginald Denham and Edward Percy; Screenplay, Garrett Fort and Reginald Denham; Cameraman, George Barnes; Art Director, Lionel Banks; Musical Score, Ernst Toch; Musical Director, M. W. Stoloff; Editor, Al Clark.

DIRECTION, Splendid. PHOTOGRAPHY, Superb.

Minn. Amusement Co. Closes for 20-Fox Block

Minneapolis—Minnesota Amusement Co., largest theater operating chain in the Northwest, has just closed its first "block-of-five" deal.

John Friedl, president of Minnesota Amusement, closed the deal with Twentieth Century-Fox for the first five-block and already these have been dated in towns in North and South Dakota and Wisconsin. Minnesota was not included in the deal.

M. A. Levy, Minneapolis manager of Twentieth-Fox, said his sales in the territory outside Minnesota are ahead of last year and that these exhibitors evidently favor the block-of-five selling plan.

Fox screenings of the first block were staged in the company's own screen room rather than in outlying theaters.

20th-Fox in Midwest Deals

Chicago—Local 20th-Fox exchange has set seasonal deals with the Anderson circuit, Morris; Affiliated circuit, Indianapolis and the Hainline circuit, Macomb.

Critic Potter Made G.M. Of Berger Amusement Co.

Minneapolis — Merle Potter, for many years motion picture editor of the Journal, has been made general manager of the Berger Amusement Company. Announcement that Potter would take hold immediately was made by Bennie Berger yesterday.

Potter was Journal critic nearly 15 years before that paper merged with the Star here. He succeeds to the post held by Ben Ashe up to a year ago. The place has been vacant since Ashe resigned.

Berger said his company plans to acquire several more houses.

Edward Sherman Opening Coast Booking Offices

West Coast Bureau of THE FILM DAILY

Hollywood—Edward Sherman, Abbott and Costello's manager, is opening new offices in the Beverly Hills-California Bank Building, as a permanent Calfornia booking office for stage, screen and radio talent. Sherman, who had been a personal friend and advisor to Bud Abbott and Lou Costello for years prior to their current popularity and "top-money" appearance, became the duo's manager in 1937 when they appeared at the Atlantic City Steel Pier at $150 per. Sherman will continue the New York vaudeville booking office, but will make California his permanent address.

Para. Nine, League Champ

Paramount's nine won the Motion Picture League baseball championship Saturday by defeating Universal 13 to 3. Team finished season with 9 games won and 1 lost. It's the third time in the past four years that Paramount has won first place.

Industry Blasts Propaganda Probe

(Continued from Page 1)

letter to Chairman D. Worth Clark of Idaho, revealed that the industry will stick to its guns and not back down a single inch, nor apologize for a single action in the production of films depicting the horrors of war, or the dangers of conquest by Nazi Germany.

Willkie told the sub-committee in no uncertain terms that the industry is opposed to the Hitler regime, that it has attempted to portray progress of the defense program and offered to present witnesses to prove that the pictures dealing with the war were based on actual facts of conditions in the warring countries.

The ex-presidential candidate issued a heated challenge to the allegations by Senator Nye that many persons in the industry are of alien origin, pointing out that many distinguished citizens of the United States are of alien origin, and that it is contrary to the American creed to challenge a citizen simply because he did not happen to be born in this country.

Pointedly Willkie called attention to the fact that the resolution empowering the investigation had not been passed by the Senate, and consequently was of doubtful legal status. He also challenged the biased partianship of the committee members.

Industry Opposes Nazism

He said in part:

"After reading the resolution and Senator Nye's speech with care, I have come to the conclusion that your sub-committee intends to inquire whether or not the motion picture industry, as a whole, and its leading executives, as individuals, are opposed to the Nazi dictatorship in Germany. If this is the case, there need be no investigation.

"The motion picture industry and its executives are opposed to the Hitler regime in Germany; they have watched with horror the destruction of a free life within Germany and the ruthless invasions of other countries by Nazis. On behalf of the motion picture industry and its personnel, I wish to put on the record this simple truth: We make no pretense of friendliness to Nazi Germany nor to the objectives and goals of this ruthless dictatorship. We abhor everything which Hitler represents.

"In this conviction, the motion picture industry is no different than other average citizens of this country. In truth, I hope this conviction is no different than that shared by the members of your committee. You and I together with the great overwhelming majority of the people of our country, share the unalterable belief in a democratic form of government and in the inalienable rights of the individual to freedom of worship, freedom of speech, freedom to choose his government without interference, and freedom to live in economic security.

"In simple terms, the United States stands for the right of an individual to lead a decent life. Hitler and his Nazis stand for the opposite. The motion picture industry wants no compromise between these two concepts.

"Senator Nye, in his address, has also accused the industry of co-operating with the national administration on matters of national defense. If your sub-committee proposes to investigate this charge, again I say there is no need for an investigation. The motion picture industry, like other American industries, is composed of sincere patriotic citizens. The industry gladly, and with great pride, admits that it has done all in its power to present to the American public a picture of our Army, our Navy, our Air Corps and their equipment. The motion picture industry is proud, also, that it has co-operated in the sale of defense bonds and has assisted in raising funds for the United Service Organizations.

"Again for the record, on behalf of the motion picture industry and its personnel, may I put this simple truth: We are proud to admit that we have done everything possible to inform the public of the progress of the national defense program.

"The motion picture industry has no wish to flout the authority of the position of your committee. But the industry has instructed me to give an accurate portrayal of their defense effort. However, when Senator Nye says that the industry is doing this work on the demand of the administration we emphatically and indignantly deny his charge. The administration has made no such demand, and frankly the motion picture industry would be ashamed if it were not doing voluntarily what it is now doing in this patriotic cause."

Referring to Senator Nye's charges that there are a number of persons of alien origin in the industry, Willkie said:

"If the committee feels that the racial and geographical background of American citizens is a condition to be investigated there is no need for the investigation. We frankly state that in the motion picture industry there are in position, both prominent and inconspicuous, both Nordics and non-Nordics, Jews and Gentiles, Protestants and Catholics, native and foreign-born. This industry, with many others of our country, demonstrates that neither race, creed nor geographical origin is an essential qualification to participate in American business. This fact illustrates a basic principle of American life, as we have known it for over 150 years. The motion picture industry, composed like other industries of loyal and patriotic Americans, despises the racial discriminations of Nazism and is devoted to the cause of human freedom both in this country and abroad."

Referring specifically to the charges of war propaganda pictures Willkie said:

"Of the more than 1,100 feature pictures produced since the outbreak of the present war, only some 50 have had anything to do with the issues involved in the war or with the ideological beliefs of the participants. Some of these 50 we are glad to admit do portray Nazism for what it is—a cruel, lustful, ruthless and cynical force. We know that this is an accurate portrayal of Nazism.

"However if the committee will permit we will offer witnesses with a first-hand knowledge of German men and women who have actually lived in Germany under Nazism. They will prove to you that the motion picture industry pictures Nazi Germany as it is. Similarly some of these pictures show England under war conditions.

"We ask permission to present witnesses with first-hand knowledge—again men and women who have lived in England during the war. They will prove to you that the industry's portrayal of the magnificent courage of the English people is correct.

"The pictures portraying England and Germany do not purport to tell the American people what they should do about Nazism save as the knowledge of the true facts may, as it always has, influence the judgment of right-thinking men and women. We believe that it is the truth which makes and keeps men free and that it is the suppression of the truth which is a menace to human liberty wherever it occurs."

No Subversive Motives in Pix

"The fact is, of course, that the motion picture industry is not guided by subversive motives, that motion pictures' business is guided by nothing more subversive than the hope to saitsfy the prevailing taste of the American people for their aim is two-fold: to produce profitable pictures that people will want to see and will enjoy and to build up the prestige and artistic accomplishments of individual companies. The success or failure of individual motion picture companies depends only on the ability to produce motion pictures that will satisfy the public. It is as simple an American business principle as that."

In conclusion Willkie warned of the dangers of total censorship involved in the investigation, pointing out that from the picture and radio industries it is only a short step to the newspapers, magazines and periodicals and from freedom of the press it is just a small step to the freedom of the rights of the individual in the world today, he said.

On the eve of the opening of the inquiry, it was apparent that there would be no quarter asked or given. Determination of the sub-committee to rip into the industry was heightened, it became evident, by Willkie's week-end call upon the President to

(Continued on Page 7)

Loew's State, Providence, Made "Patsy" As Rival Projectionists' Unions Picket

Providence, R. I.—Loew's State here is the "patsy" in a jurisdictional fight between AFL and Knights of Labor. House has used IATSE operators since its opening. However, when AFL pickets appeared at E. M. Loew-operated Capitol several days ago (which house uses Knights of Labor operators), K of L quickly retaliated by sending two men down to parade before Loew's State, placarded with "Unfair to Union Labor, affiliated with Knights of Labor" sandwich boards. House manager Jack Simons quickly put up three sheets setting forth theater's 100 per cent AFL policy.

Milliken to Capital On Mexican Dispute

(Continued from Page 1)

yesterday with Arthur Pratchett, Paramount's Latin American manager, who is here to discuss the labor crisis.

While the strike now has been called against two companies, M-G-M and Columbia, and is scheduled to affect the other companies on Sept. 17, foreign department heads yesterday were optimistic over the possibilities for an early settlement.

Never Slurred Cuban Femmes, Says Guizar

Havan (By Air Mail)—Tito Guizar, flying here from Hollywood, made his peace with the National Union of Exhibitors, et al, by blaming the Daily Excelsior, Mexico City sheet, for that disparaging quote on Cuban femmes. The Union has lifted the ban on Guizar's pix.

Blackouts Halt USO Mobile Film Shows

Little Rock, Ark.—USO's mobile moving picture unit, which has been entertaining troops in the 2nd Army maneuver area in Southern Arkansas and Northern Louisiana, has returned to Little Rock. Blackout orders on the "battle-front" where the war games are being held caused temporary cancellation of the unit's nightly show schedule.

Three New Clearance Complaints Docketed

(*Continued from Page* 1)

to follow the first-runs in White Plains by seven days, complainant charges that the arrangement is unreasonable and asks that it be adjusted.

The same type of charge was filed by Phillips-Sussman, Inc., operators of the Rome Theater, Pleasantville, N. Y. Complainant also says the seven-day clearance granted to the White Plains first-runs is unreasonable and asks that it be changed. The five consenting companies are named.

D. R. Gifford, operator of the Lewis Theater, a Negro house in St. Joseph, Mo., has filed a complaint in Kansas City. Gifford claims that his theater is held to third-run availability and wants improved clearance.

Stipulations Accepted In the Portage Park Case

Chicago—Joint stipulations, drawn by attorneys for both sides in the Portage Park arbitration case were accepted by Arbitrator Thomas McConnell.

Stipulations covered theater seating capacity of admissions, date accepted, runs involved, number of houses in territory, twin bills policies, premiums, Bingo, defense stamp nights, parking lots, transportation facilities, and population density.

Defense attorneys admitted Paramount's ownership of B & K circuit amounting to 97.73 per cent and three theaters directly involved. The Gateway, Will Rogers, Belpark.

Seven joint exhibits, including maps, illustrating population density and transportation facilities were admitted.

Plaintiff Mort Goldburg, Portage Park Theater, took the stand and submitted six letters from distributors, relating to product offered by distributors, and stated that he was unable to get run prior to B & K houses no matter what prices he was willing to pay. His testimony took the entire day covering, physical aspects of Portage Theater property and location. Hearing was adjourned until today.

STORKS!

Indianapolis — William Wallace, Warner Bros. head booker, is the father of a baby girl, born in St. Vincent's Hospital here.

Portland, Ore.—Ward Pennington, Eastern Washington sales rep. for Paramount Pictures, has a son.

Chicago—Will Potts, M-G-M city salesman, announces the birth of a son.

New Industry Probe: How Much For Shooting Pix on Gov't Property?

Washington Bureau of THE FILM DAILY

Washington—The motion picture industry yesterday became the object of another investigation, this is one to go into the question of shooting pictures on Government-owned land, such as Yosemite and other national parks.

The probe will be to determine the amount which should be charged for such purposes—whether the studio should pay more, or whether the Government should charge less or nothing, in return for more advertising for the parks in which such shots are taken.

The investigation will be conducted by a sub-committee headed by Senator McCarran of Nevada. The Senate yesterday voted $10,000 for this study and for other purposes.

Wendell Willkie Blasts War Propaganda Probe

(*Continued from Page* 6)

use "force" in meeting the Nazi challenge in the North Atlantic.

While the inquiry will be conducted by the sub-committee, the behind-the-scenes moves will be directed by Sen. Burton K. Wheeler, D., Mont., chairman of the full Interstate Commerce Committee, and arch-isolationist. If a more complete investigation is directed, Wheeler, highly critical of the industry on several occasions, will preside at it.

It is anticipated that parliamentary tactics will play no small important role in the present inquiry. In this connection, it is pointed out that Sen. Bennett Champ Clark, D., Mo., is the former House parliamentarian.

Observers credit Sen. Gerald P. Nye. Rep., N. D., with looking to the inquiry to restore his leadership of the isolationists. Nye, original standard bearer, later was shelved aside by Wheeler and Charles A. Lindbergh.

Racial Persecution Move Charged in Film Inquiry

The film-radio war propaganda inquiry opening in Washington today is denounced as "the most barefaced attempt at censorship and racial persecution which has ever been tried in this country" in an open letter to Congress signed by 63 members of Fight for Freedom, Inc.

"Dribble," Says Clark to Racial Prejudice Charge

Washington Bureau of THE FILM DAILY

Washington — Senator D. Worth Clark of Idaho, chairman of the war propaganda investigating committee, yesterday characterized as "dribble" charges by Fight for Freedom, Inc., that the probe is a "barefaced attempt at censorship and racial prejudice."

"We are not going to persecute anybody," he said. "The sole purpose of the inquiry is to ascertain facts, and if the industry has nothing to conceal, it has nothing to worry about."

Sheldon to Spotlight Nazi Propaganda at Senate Probe

Prof. James H. Sheldon, of Boston, chairman of the board of the Non-Sectarian Anti-Nazi League, will appear before the Senate subcommittee conducting the war propaganda inquiry to offer evidence of Nazi propaganda activity in the U. S. via films

Inquiry Can Boomerang On Senators, Says Richey

(*Continued from Page* 1)

most graphically to the American public the service that the motion picture industry renders in a time of emergency."

So H. M. Richey, Metro's director of exhibitor relations, told delegates to the Southeastern Theater Owners convention here yesterday.

Richey said he didn't believe the industry owed anybody an apology for hating Hitler.

A pickup in business since July is sure to continue judging by all indications, Richey said, adding that the re-awakening to the need of showmanship was having beneficial results.

M-G-M plans to spend more than $3,000,000 in farm, family and fan magazines this season to assist in pre-selling pictures, it was revealed.

Richey said that a plan of institutional advertising, very personal in application, will be utilized to redirect the public's attention to the fact that "motion pictures are their greatest entertainment value." Various members of the M-G-M personnel have made 81 talks to public groups, much of which was based on material prepared by the company. He said the material was available to all who cared to use it.

Let's find the good things to say about the motion picture industry. it has been a good business and been good to us. Ed Kuykendall, president of the MPTOA, told members of the SETOA.

Kuykendall said that the trade papers were still the best bet of exhibitors commenting on previews of the new pictures. They have trained men who are able to give the exhibitors a good idea as to the picture and its possibilities at the box-office in their particular communities, he said.

"Spanish Inquisition," Celler Says of War Propaganda Probe

Washington Bureau of THE FILM DAILY

Washington—Terming the inquiry "a veritable Spanish Inquisition" with film producers its "victims," Rep. Emanuel Celler, D., N. Y., in a statement made public here charged the film war propaganda investigation opening today is unconstitutional.

UA Seeks Theaters In New England

(*Continued from Page* 1)

day, the company taking immediate possession.

Several other houses on the Coast will be acquired shortly, it was indicated. Harry Buckley, who represented UA in the Coast negotiations, is expected to handle the New England deals.

Studio Union Negotiations Transferred to East

(*Continued from Page* 1)

have been transferred East and that is taken to mean that international officers of IATSE will be chief representatives in dealings with the producers.

Conferences are to start about Sept. 20 and local unions were instructed to send representatives to attend Laboratory Technicians' Local 683 which has a new contract with producers and which has gone on record as opposing entering the basic agreement. It is believed most studio locals will insist that their members be allowed to pass on any proposals broached at Eastern conferences.

Guild Antonomy Pledge If Unions Vote for CIO

(*Continued from Page* 1)

move on Thursday. A committee of all unit chairmen will report at that time.

Mex. Pix in B & K House

Chicago—B & K will show Mexican films twice a week at the Globe theater.

TO THE COLORS!

Chicago — Sid Eckman, M-G-M booker, is now stationed at Camp Edwards, Mass.

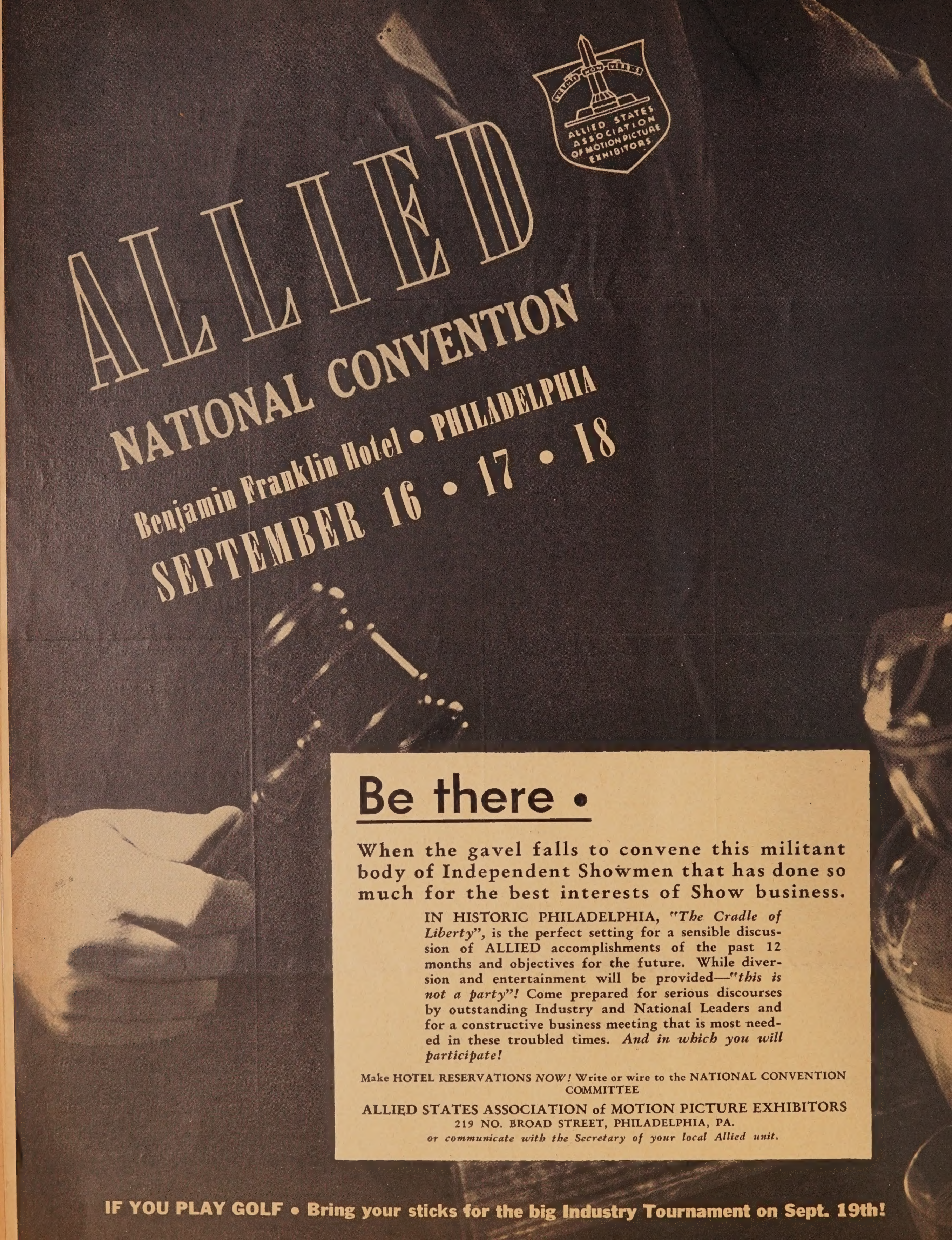
Chicago—Howard Young, manager of the Kerasotes' Beverly Theater at Peoria has enlisted in the Marines.

Albuquerque, N. M.—Carl Dunlap, head doorman at the Chief Theater here, and Bill Keener, head doorman at the Kimo, have completed courses at the Sparton Aeronautical School, received the degree of First Aeronautical Mechanic, and have been assigned to the U. S. Air Corps at Tacoma, Wash.

Camden, Ark.—Eddie Holland, assistant manager of the Malco theaters here, has resigned and enlisted in the Army Air Corps.

West Coast Bureau of THE FILM DAILY

Hollywood—Bill Watters, publicist and song writer, has been called to active Navy service and assigned to public relations duty in the Eleventh Naval District, San Diego.



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IF YOU PLAY GOLF • Bring your sticks for the big Industry Tournament on Sept. 19th!

Sen. Pepper Denounces Film Probe as Vicious

(See Columns 2 and 3 Below)

SEP 15 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 50 NEW YORK, WEDNESDAY, SEPTEMBER 10, 1941 TEN CENTS

NYE CASTIGATED BY WILLKIE

UA Will Invade Detroit, Chicago Theater Fields

Talking Shubert Deals; Gould to Rio to Inaugurate Brazilian Circuit

Invasion of the Detroit and Chicago theater fields in the immediate future is on United Artists' circuit expansion program, it was learned here yesterday. United Artists will acquire theaters in both cities as an outlet for its product, following the acquisition of houses in New England.

It was reported yesterday that UA

(*Continued on Page* 4)

All-Industry Group Need Proven—Cole

Dallas—The proposed Federal 15 per cent tax on admissions and its ultimate defeat was an emergency coming out of a clear sky with no organized central rallying spot for all industry interests, according to Col. H. A. Cole, Allied president, who, in a statement yesterday, asserted that the situation showed

(*Continued on Page* 8)

Foy Signs Long-Term 20th Century-Fox Pact

West Coast Bureau of THE FILM DAILY

Hollywood—Producer Bryan Foy, long with Warner Bros. yesterday signed a long-term contract with 20th Century-Fox.

RKO and other companies had also sought his services,

Probe Nazi, Red Propaganda Films

Washington Bur., THE FILM DAILY

Washington—Distribution and exhibition of Communistic and Nazi propaganda films in the U. S., will be probed by the Senate Interstate Commerce sub-committee, it was announced yesterday by D. Worth Clark, chairman of the Senate subcommittee conducting an inquiry into alleged production of war propaganda pix in the U. S.

"NAVY BLUES SEXTETTE" IN CHICAGO are seen, in "Wired Photo by Wide World" (top), broadcasting over WGN-Mutual coast-to-coast hook-up, (middle) in auto cavalcade touring city, and (bottom) being greeted by shutterbugs, p.a. system at station. Next stop—Cleveland!—Advt.

Pathe Film Sends Proxies For Swap Plan Approval

Pathe Film Corp. yesterday forwarded proxy statements it its stockholders for their approval of the plan to change 3,500 shares of Du Pont Film stock owned by it for 56,750 shares of the common stock

(*Continued on Page* 4)

Galesburg, Mich., House Files Clearance Squawk

Detroit—Fourth arbitration case to be filed here was docketed yesterday by D. E. Frank, owner of Gale Theater at Galesburg, naming Paramount, Fox, Warner and Loew's. Theaters involved are Michigan and

(*Continued on Page* 8)

Inquiry Vicious—Sen. Pepper

Industry to be Vindicated, He Tells SETOA

By RICHARD MOFFETT
FILM DAILY Staff Correspondent

Jacksonville, Fla.—The film industry is being subjected to a vicious, unfair and malicious attack in Washington, Sen. Claude Pepper, D., Fla., told members of the SETOA at its closing session here yesterday.

This "witch-hunt" is being launch-

(*Continued on Page* 4)

Eastman Kodak Up Three Points for New '41 High

Two stocks and one bond issue closed at new highs for 1941 in New York markets yesterday. Eastman Kodak gained three points for the day to close at 143 as against the

(*Continued on Page* 5)

Industry Denied Right to Cross-Examine; Nye Admits Not Seeing Pix He Rapped

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington—Formal demand by Sen. Gerald P. Nye, Rep., N. D., for a "sweeping inquiry" of the film industry, voiced as the

(*Continued on Page* 6)

Sen. Bennett Champ Clark, D., Mo., co-author of the war film propaganda investigation resolution, is expected to take up today's full session with his testimony, THE FILM DAILY learned last night.

Arbitration Queries Flooding Tribunals

An approximate 20 per cent increase in inquiries on arbitration subjects in the motion picture tribunals throughout the country has

(*Continued on Page* 8)

UA Promotes Seymour Poe To Be Western Dist. Mgr.

Seymour Poe, assistant to Haskell Masters, UA's Western division sales manager, has been promoted to fill

(*Continued on Page* 8)

Probers to Produce "Mystery" Witness

Washington Bur., THE FILM DAILY

Washington—The Senate Interstate Commerce committee investigating alleged war propaganda via films will produce its first "mystery" witness tomorrow. Witness, a New Yorker, has requested the committee to mantle his identity because he "doesn't want the annoyance that would accompany advance publicity," according to the sub-committee.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Tuesday, Sept. 9*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9¼	9¼	9¼	— ⅛
Col. Picts. vtc. (2½%)	7⅜	7¼	7¼	— ⅛
Columbia Picts. pfd.	27½	27½	27½	.....
Con. Fm. Ind.	⅞	⅞	⅞	+1-16
Con. Fm. Ind. pfd.	10¼	10⅛	10⅛	.....
East. Kodak	143	142	143	+ 3
do pfd.	....	....	....	.....
Gen. Th. Eq.	13¾	13¾	13¾	— ¼
Loew's, Inc.	37⅛	36⅝	37	— ⅛
do pfd.	....	....	....	.....
Paramount	15⅝	15¼	15¼	— ⅜
Para. 1st pfd.	113½	113½	113½	+ 2¼
Para. 2nd pfd.	14⅛	13⅞	13⅞	— ¼
Pathe Film	14½	14⅛	14⅛	— ¼
RKO	3⅝	3½	3½	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	9	8¾	8¾	— ⅜
20th Century-Fox pfd.	22¼	22	22	— ½
Univ. Pict. pfd.	156	156	156	— 3
Warner Bros.	5½	5	5	— ½
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	57½	57	57½	+ ½
Para. Picts. cv. 3¼s47	98¼	98	98	.....
Warner Bros.' dbs. 6s48	96¾	96⅝	96¾	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	7-32	7-32	7-32	—1-32
Sonotone Corp.	2	2	2	— ⅛
Technicolor	10⅛	10	10	+ ⅛
Trans-Lux	¾	¾	¾	.....
Universal Corp. vtc.	9	8¾	8¾	— ⅛
Universal Picts.	25¼	24½	25	+ 1

Fifth Music Hall Week Said Possible for "Foxes"

Samuel Goldwyn's "The Little Foxes" will be held over for a fourth week at Radio City Music Hall, starting tomorrow, and rumors are buzzing that it may be held for a fifth week.

During the first 18 days of its run, the picture was seen by 416,405 persons. "Little Foxes" is the seventh picture in eight years to play more than a three-week engagement at the Music Hall.

Here's How New York City's Newspapers Handled Opening of Propaganda Inquiry

Here's how the New York City dailies "played" yesterday's opening of the Senate war film propaganda inquiry:

WORLD TELEGRAM: "Willkie Charges Nye Stirs Racial Strife"; UP wire story.

JOURNAL AMERICAN: "Nye Asks Probe to See if British Aid War Films"; INS by-liner by William S. Neal.

EVENING SUN: "Willkie Says Nye is Trying to Divide U.S."; AP dispatch.

EVENING POST: "Willkie Put on Sidelines at Film Probe"; special by Charles Van Devanter.

TIMES: "Movies Feed Propaganda, Nye Charges as Witness"; by-line special by Frederick R. Barkley.

HERALD-TRIBUNE: "Nye and Willkie Clash Opens War Propaganda Film Inquiry"; by-line special by Bert Andrews.

MIRROR: "Nye-Willkie Clash Over Film Inquiry"; UP dispatch.

NEWS: "Movie 'Fifth Column' Driving Nation to War, Nye Charges"; Lengthy by-line special by John O'Donnell.

Repudiate Use of Names On SAG Opposition Ticket

West Coast Bureau of THE FILM DAILY

Hollywood—James Cagney, Clark Gable (through his agent), Joan Crawford, Olivia De Havilland, Ceasar Romero, Charles Bickford and Preston Foster repudiated as unauthorized the use of their names as members of an "opposition" ticket in the forthcoming election of Screen Actors Guild officers. They also disclaimed any connection with charges against the Guild circulated in connection with "opposition" petitions.

With reference to these charges the Guild's board of directors instructed the Guild's legal department to start a libel action against the Hollywood Reporter, Matty Fain, Harry Mayo and several "John Does."

Nominations, signed by 50 Class A Guild members in good standing, may be filed until midnight Sept. 10. Guild representatives stated that examination of petitions circulated by Fain showed that of 67 signatures only 45 were valid. A telegram was sent by the Guild to Fain informing him of his right to qualify, through further signatures, his nominees, subject to their acceptance of the nomination.

Chi. Gives 4 Receptions For "Navy Blues" Sextet

Chicago — Warners' The Navy Blues Sextet, reduced to a quintet through the illness of Peggy Diggins, bedded with a cold, continued to make headlines on their second and final day in this city. The American and Tribune have gone all out in recording the events arranged for them. The girls were honored at no less than four separate receptions, including an informal tea tendered them by John Balaban in the offices of B & K.

20th-Fox Changes Release Dates

Twentieth-Fox's "A Yank in the RAF," will be released Oct. 3 instead of Oct. 17, as previously announced. Another change is "Week-End in Havana" which will be released Oct. 17 instead of Sept. 26.

Cocktail Party for "Lydia" Star, Merle Oberon

W. G. Van Schmus, managing director of the Radio City Music Hall, tendered a cocktail reception yesterday in the theater's studio apartment to Merle Oberon, star of Alexander Korda's UA release, "Lydia," which goes into the Music Hall immediately following "The Little Foxes." Other honor guests were director, Julian Duvivier; L. Bus-Fekete, writer, and a pic newcomer, Hans Yaray. Prior to the reception a private showing of "Lydia" was held.

Among those attending the festivities were: Gus S. Eyssell, Mrs. Julien Duvivier, Sylvia Froos, Murray Silverstone, Morris Helprin, Monroe Greenthal, Arthur W. Kelly, Harry Buckley, Manny Silverstone, Kate Cameron, Archer Winsten, Tom Pryor, Martin Berkowitz, Steve Pallos, Lester Grady, Al Margolies, Arthur Jeffrey, Fred Lynch, Bill Ornstein, Sam Shain, Hans Yaray, Al Steen, Chick Lewis, Joan Votsis, Walter Gould, Bill Boehnel.

Studio Publicity Directors Deny Lawrence Quitting

West Coast Bureau of THE FILM DAILY

Hollywood — Spokesman for the publicity directors' committee of the Producers Association branded as untrue a published report that "Jock" Lawrence had ceased his associations with committee and pointed out that he is still continuing as liaison officer between the committee and the producers.

Canada Extends Daylight Saving Through Winter

Toronto—An order has been issued by the Federal Government for the continued observance of Daylight Saving in Canada throughout the Winter months for the conservation of electric power as a war measure.

Selznick Paying $100,000 For "Keys of the Kingdom"

West Coast Bureau of THE FILM DAILY

Hollywood—David O. Selznick is reported purchasing A. J. Cronin's new best seller, "The Keys of the Kingdom," for $100,000.

COMING and GOING

WILLIAM F. RODGERS is in Chicago holding sales conferences at the Blackstone Hotel.

L. JACK SCHLAIFER, Edward Small's Eastern representative, left last night for Cleveland and Chicago.

GABRIEL PASCAL will appear at the Canadian premiere of "Major Barbara" tomorrow night at the Elgin in Ottawa.

DAMON RUNYON leaves next week for Hollywood to take over his producer duties at RKO.

HEATHER ANGEL is stopping at the Warwick Hotel.

DARRYL F. ZANUCK and **HARRY BRAND** leave the Coast Friday for the American Legion convention in Milwaukee.

PETE J. WOOD, secretary of the ITO of Ohio, is vacationing in Cape May, N. J. He will remain until next week when he will go to Philadelphia for the Allied convention.

CHARLES LaTORRE, character actor, leaves Hollywood today to resume his stage role in "Panama Hattie."

BOB MOCHRIE, RKO's Eastern division sales manager, planed out last night for Cleveland and other exchanges.

EVELYN KEYES is booked for personal appearances in Milwaukee and Chicago over the week-end.

IDA LUPINO will arrive in Chicago today to attend tradeshowing of "Ladies in Retirement."

LILLIAN GISH is stopping at the Ritz Tower.

FELIX JENKINS of the 20th-Fox legal staff, returned from Chicago by plane last night.

Eagan, Sussman Heard In Schad Trust Action

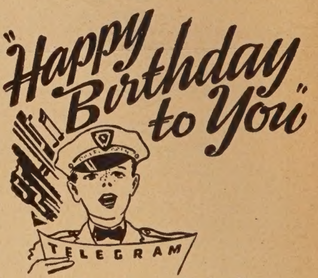
Philadelphia — Hearings continued in the Schad anti-trust case yesterday with Joseph D. Eagan, Wilmer & Vincent general manager, concluding his testimony on how he bought pictures in Reading; and William Sussman, 20th-Fox Eastern division sales manager, explaining how Fox sold its product in Reading.

FDR's Speech to Be Heard In All RKO, Loew Theaters

President Roosevelt's speech which will be broadcast Thursday night will be heard at all RKO and Loew Theaters.

Taussig to Direct WTB

World Broadcasting System has formed a subsidiary, World Talent Bureau, Inc., which will be under the direction of Douglas N. Taussig, former Hollywood and New York theatrical agent.



Lily Damita	Charles Koerner
Matty Kemp	Carlo Vannicola
Al St. John	Edmond O'Brien

ALL OVER TOWN

starring

Ole OLSEN AND **Chic JOHNSON**

4 SENSATIONALLY SUCCESSFUL YEARS ON BROADWAY!

A **Republic** RE-ISSUE

Inquiry Vicious, Says Senator Pepper

(*Continued from Page* 1)

ed by a Senate sub-committee, the members of which are not impartial, however, Pepper said. Friends in the Senate, he assured, would see that a fair deal was given and he was confident that the industry would be vindicated in the public mind.

The Florida Senator commended the motion picture industry for its wholehearted co-operation with the Government during these crucial times. The friends of Adolph Hitler in this country, he said, are launching their chief assault on American public opinion and endeavoring to break down the morale of the people. In combatting this vicious work the motion picture industry was rendering a real service, he said.

Pepper was introduced to the convention by Claude F. Lee, public relations director for Paramount. Lee, who also spoke, said the Senate's rejection of the proposal to raise the Federal tax on theater admissions was evidence of the Government's awareness of the motion picture industry's contributions to the public morale and work in behalf of the national defense effort.

Going on to enumerate the services rendered by the industry to the national effort, Lee said:

"Favorable comments are heard with regard to the short trailer flashes designed to stimulate enlistment. Praise is common there (in Washington) with regard to the faithful work of the newsreels."

Officers elected yesterday by the SETOA were: Nat Williams, Thomasville, Ga., president; Tom Brandon, Titusville, Fla., secretary; Thomas E. Orr, Albertville, Ala., treasurer, and O. C. Lam, representative on tl MPTOA board. State presidents elected, who will also serve as vice-presidents of the SETOA were, M. C. Moore, Florida; J. H. Thompson, Georgia; Hugh Manning, Tennessee; and W. R. Griffin, Alabama.

WE Sets 75c Common Div.

Directors of Western Electric yesterday declared a dividend of 75 cents per share on its common stock payable on Sept. 30, to stock of record at the close of business on Sept. 25.

WEDDING BELLS

Berwick, Pa.—Eleanor C. Hurst of Warners' Theaters in Johnson, N. C., was married to Lieut. Reed L. Seely here Aug. 22, it was announced.

Harvey's Lake, Pa. — Helen R. Comerford, daughter of Mrs. Michael B. Comerford and the late M. B. Comerford, former general manager of the Comerford circuit, and Francis F. Eagen were married at the Our Lady of Victory Chapel.

ALONG THE RIALTO

with Phil M. Daly

▼ ▼ ▼

● ● ● IF shorts this season don't make mighty inroads on Old Man Duals......it won't be the fault of the hatchers of tab reels......Without exception every major source of single and two-reelers is stepping on the accelerator......to give the big little fillums their place in the sun and screen......Symbols of the concerted drive are Paramount's world premiere of the "Quiz Kids" in Chi. last week......and the international bow of "Hedda Hopper's Hollywood" which is slated as a "feature" of the American Legion Convention in Milwaukee next week ......Latter reel debuts at the Palace Theater there......and Carl F. Zeidler, mayor o' the city, has issued a formal proclamation......inviting the members of filmland to visit Milwaukee for the Legion get-together......and attend the short subject's initial globe-showing......We have contended for many moons that shorts can be exploited for extra gold at the b.o.......just as logically as full-length pictures can...... It's good to see producer-distributors go to work on the problem...... and it'll be gooder yet to see Mister Exhib. do ditto......

▼ ▼ ▼

● ● ● *YES'DAY, Antoinette Spitzer sent to this corner an advance copy of "The Life of Donald Duck"......via which autobiog. young Donald joins the ranks of great contemporary writers ......Donald, having of course a "better self" which Mister Disney once demonstrated in the form of an excellent short, is a good teamworker......The internationally renowned Duck issues his autobiog. on Sept. 27 through Random House......That happens to be the birthday of one Mickey Mouse......Perhaps this heralds a new era of good-will 'twixt Hollywood stars......Mickey will have a chance to possibly reciprocate to Donald soon......since the Mouse will soon emerge as the star of Walt Disney's newest full-lengther......*

▼ ▼ ▼

● ● ● STUFF:......Last autumn the RKO h.o. employes played a telegraphic bowling match with the studio bowlers, the latter ringing-in Harold Lloyd, one of the Coast bests at the pastime......This year on Oct. 4, RKO employes are holding a h.o. golf tourney and'll play a telegraphic match with the studio golfers......But this time the h.o. boys are gonna use Craig Wood who made a short for RKO. . . ● With return of Jack Cohn from Hollywood, a meetin' of the exec. committee of the Picture Pioneers has been called for early next week on two hunks of biz:......(1) to fix time, place and nature of the Fall Conference, and (2) to act on membership applications......Among latter are those of M-G-M's Pete Smith; Max Lefkowich, Cleveland; Russell C. Roshon, Pittsburgh; Nate Goldstein, Springfield, Mass.; and New Yorkers Bill Terger, Hal Horne, Phil Hodes, and Jack Levin. . . ● Louella Parsons leaves Hollywood Friday, 'companied by a flock of stars, for Dixon, Ill., the colyumist's home town which'll celebrate "Louella Parsons Day" on Monday. . . ● Hear that the Church of God, Tennessee backwoods religious org., now refers to all convertees in bulletins as "Sergeant York" conversions. . . ● On Sunday, D. Ross Lederman marks his 24th year in pic biz, having started with Mack Sennett in the Keystone Kops days.....

▼ ▼ ▼

● ● ● *NATION-WIDE drive for ambulances, medical and surgical supplies for the RAF was launched yesterday by the British-American Ambulance Corps.......when Mrs. W. V. C. Ruxton, spouse of the org.'s prexy, dedicated a Grumman two-engined amphibian ambulance plane at the Aviation Country Club, Hicksville, L. I.......Officially the national campaign starts Friday, Sept. 26, when the "RAF Carnival and Mardi Gras" is staged in connection with the world premiere of the 20th-Fox opus, "A Yank in the RAF," at the Roxy Theater......Carnival will be held at Fairway Terminal on 50th St. on the Roxy's rear lot......*

UA to Acquire Chi. And Detroit Houses

(*Continued from Page* 1)

has been negotiating with the Shubert interests for houses in their circuit but no deals have been closed.

It is understood that UA will invade any territory where the company has not had proper representation or where there has been congestion of product by one or more competitors.

Meanwhile, Walter Gould, head of the foreign department, plans to leave Sept. 20 for Rio de Janeiro to lay the foundation for the acquisition for a group of theaters in Brazil. It is understood that Gould's mission will involve the taking over of three or more theaters in Sao Paulo.

Pathe Film Sends Proxies For Swap Plan Approval

(*Continued from Page* 1)

of E. I. du Pont de Nemours & Co. The stockholders' meeting has been called for Oct. 1.

Proposed plan as outlined by Kenneth M. Young, president of Pathe, contemplates a dissolution of Pathe and a distribution to Pathe stockholders of the common stock of du Pont de Nemours on the basis of 10.3 shares of Pathe Film for one share of du Pont de Nemours common stock. Pathe stockholders who are not entitled to receive a full share of du Pont de Nemours stock will receive participating receipts representing fractional shares of du Pont de Nemours common stock, which receipts may be exchanged at any time within a year for whole shares.

In addition the plan contemplates that Pathe shall receive a special dividend from du Pont Film, to enable it to retire the preferred stock and pay all expenses of liquidation.

Robert S. Benjamin of Phillips, Nizer, Benjamin & Krim, stated that applications are presently pending before the Treasury Department and the SEC for approval of various features of the proposed plan.

Fannie Hurst Added to Cast

Fannie Hurst, has been added to the cast of Columbia's "Will Democracy Survive?," third in the International Forum series.

Fight Ice With Ice

Boston—M & P Theaters have taken cognizance of the tremendous opposition offered by ice shows in the Boston area, where they originated and where they still are immensely popular, and will fight ice with ice. Circuit not only has booked "Ice-Capades" for showing at once in all theaters but a stage ice show will be presented at the Metropolitan far in advance of the big ice revues booked later at Boston Garden and The Skating Club.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Married Bachelor"

with Ruth Hussey, Robert Young,
Felix Bressart
M-G-M 87 Mins.

ROBERT YOUNG AND RUTH HUSSEY STAR IN GAY AND GIDDY COMEDY FILLED WITH LAUGHS.

Ruth Hussey and Robert Young team up to make this program picture an unexpected pleasure. It is one of those films where a lot of people share the credit. Namely, John W. Considine, Jr., the producer, the direction by Edward Buzzell and the script by Dore Schary.

Small supporting cast of Sam Levene, Felix Bressart, Sheldon Leonard and Lee Bowman all keep pace with the principals. Dialogue is replete with patois familiar to the denizens of Lindy's. That type of dialogue is solid stuff for Levene and Leonard, as bookie and gambler respectively, and they dish it out for laughs. Some funny business has Bressart joining in with similar lingo after he gets "hep."

In film, Miss Hussey is wife of Young and very much in love with him. She does a grand job as the wife who would like her husband to get a regular job so they can settle down to a normal existence. On basis of her work lately Miss Hussey is going to be mighty popular.

Getting back to yarn, Young is teamed up with Levene as bookies. They take a large bet from a tough gangster, Leonard, and are stuck when the horse wins. Leonard holds Levene hostage until he can collect the dough.

They pick up a manuscript from an improverished professor, Bressart, who likes to bet on horses. Young poses as a bachelor and the book advising people on their marital problems is a success. Miss Hussey has to remain in the background so that Young can make money to pay off debt. Young's publisher, Bowman, falls in love with Miss Hussey, not knowing she is married to Young. Meanwhile, Bressart is employed as the ghost writer.

Only weak portion of the film is the climax when Miss Hussey and Young patch up their differences over a national network. It is an incredible and unimaginative ending that almost disperses pleasant effects of the rest of the film.

CAST: Ruth Hussey, Robert Young, Felix Bressart, Lee Bowman, Sheldon Leonard, Sam Levene.

CREDITS: Producer, John W. Considine, Jr.; Director, Edward Buzzell; Original, Manuel Seff; Screenplay, Dore Schary; Cameraman, George Folsey; Musical Score, Lennie Hayton; Film Editor, Ben Lewis; Recording Director, Douglas Shearer.

DIRECTION, Fine. PHOTOGRAPHY, Very Good.

Eastman Kodak Up Three Points for New '41 High

(Continued from Page 1)

previous year's high of 142; Paramount's first pfd. was up 2¼ for the day, closing at 113½; previous 1941 high was 112. On the Bond Market, Para. Broadway 3s55 advanced a half point, closing at 57½ as against the old high of 57.

"Gentleman from Dixie"

with Jack La Rue, Marion Marsh,
Clarence Muse
Monogram 63 Mins.

(HOLLYWOOD PREVIEW)

SWELL LOW-BUDGETED MELODRAMA PROVIDES SOLID ENTERTAINMENT FOR ALL MOVIE-GOERS.

Ed Finney, in this his first venture in the mello market, shows the same canny showmanship that has kept him one of the top western producers for years. "Gentleman From Dixie" is a smooth, well-produced, well-directed and well-cast yarn that should appeal to any theater-goer looking for solid entertainment when he buys his ticket. For a small budget, independently-produced film it can be labeled outstanding.

While all members of the cast show to advantage here, the honors go, without question, to a little girl, called Mary Ruth. Not only is she lovely, and capable in reading her lines with all the feelings of an old-time trouper, but she goes beyond the ordinary precocious stage and demonstrates amazing ability as a classical pianist. She is a great bet and it was a great break for Finney getting her for this.

As for the rest of the cast, Jack La Rue, playing a sympathetic role—a departure for the established gun-toter—stands out with a delicate smooth performance that should do him a lot of good with the casting offices. Marian Marsh is lovely and displays a thorough knowledge of her role. Robert Kellard, John Holland and Herbert Rawlinson are excellent.

Al Herman's direction is fine. He handles the dramatic, comedy, and musical sequences with equal understanding. Clarence Muse and his colored performers (dancers and singers) are a great addition to this cast and responsible for much of the entertainment value of the film.

Jack La Rue, wrongly convicted of murder, is released from the penitentiary, where he has been serving a long term, and goes home to his brother's stock farm in Kentucky with no bitterness in his heart against the former friend whose perjured testimony sent him there.

When he arrives at the farm he learns that his brother's (Robert Kellard) wife has died and he has remarried.

Wife number two (Marian Marsh) objects to La Rue's coming and insists that he take the status of an employe if he remains. La Rue trains a racehorse belonging to little Mary Ruth and the animal develops into one of the finest two-year olds in the country. Kellard needs money and at the suggestion of his wife sells the horse to John Holland, La Rue's former friend.

When Mary Ruth discovers the sale she runs away with the horse, and the subsequent sorrow until she is found brings the family all together and straightens out their differences. The villain (Holland) is killed by the horse when it becomes enraged when he handles Mary Ruth roughly.

While, because of its lack of real draw names, this picture is probably not strong enough for top-bracket release, it will certainly act as a cinch word-of-mouth draw on any double bill.

CAST: Jack La Rue, Marian Marsh, Clarence Muse, Mary Ruth, Robert Kellard, John Holland, Lillian Randolph, John Elliott, Herbert Rawlinson, J. Stanford Jolley, Joe Hernandez, Phyllis Barry, Mist-A-Shot and the Clarence Muse Singers.

CREDITS: Producer, Edward Finney; Director, Al Herman; Original story and Screenplay, Fred Myton; Cameraman, Marcel Le Picard; Editor, Fred Bain; Production Aid, Aaron Klein; Production Manager, Sam R. Wallis.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Last of the Duanes"

with George Montgomery
20th Century-Fox 57 Mins.

AVERAGE WESTERN SHOULD DO ALL RIGHT WITH THE COWBOY FANS.

Despite enough action and shooting to please the run of Western picture fans this film will be a disappointment to patrons who made so much comment about George Montgomery in "The Cowboy and the Blonde" and "Accent on Love." In this one, through no fault of his own, he sinks to the level of just another cowboy player. Story is ordinary and gives him little chance to appear to advantage.

The routine yarn tells the story of Buck Duane, son of a sheriff who has been shot in the back. He comes to town and shoots a man in self defense. After fleeing a phony sheriff he finds that he is blamed for a number of crimes he knows nothing about. For no obvious reason, the governor grants him a pardon on the condition that he break up an especially tough gang of desperadoes. He accepts and, with the greatest of ease, does the job.

CAST: George Montgomery, Lynne Roberts, Eve Arden, Francis Ford, George E. Stone, William Farnum, Joseph Sawyer, Truman Bradley, Russell Simpson, Don Costello, Harry Woods, Andrew Tombes.

CREDITS: Executive Producer, Sol M. Wurtzel; Director, James Tinling; Story, Zane Grey; Screenplay, Irving Cummings, Jr., William Conselman, Jr.; Art Directors, Richard Day, Chester Gore; Musical Director, Cyril J. Mockridge; Cameraman, Charles Clark; Film Editor, Nick De Maggio.

DIRECTION, Routine. PHOTOGRAPHY, Good.

"U" Making Mid-west Deals for 2-3 Years

Chicago — Reports here indicate that 70 per cent of the down state Illinois accounts have signed for Universal's new season program. It was announced here by "Peck" Gomersal, district manager, at an exchange sales meeting, that many of the accounts had taken two and three-year contracts.

Pine Leaves De Mille Oct. 1

West Coast Bureau of THE FILM DAILY

Hollywood—After an association of five years, William Pine leaves the Cecil B. De Mille unit at Paramount, where he has been assistant to DeMille, on Oct. 1, to check into his offices on the Fine Arts lot to assume his duties in connection with the six Pine and William Thomas pictures that are being made for Paramount release this year.

"Man at Large"

with Marjorie Weaver, George Reeves,
Richard Derr
20th Century-Fox 69 Mins.

QUICK-PACED SPY DRAMA CONTAINS A FULL MEASURE OF ENTERTAINMENT.

A briskly moving spy yarn with a good share of laughs to lighten the whodunit business, "Man at Large" is certain to be well received by audiences. Not a pretentious film, and lacking star names, the picture depends on an actionful story, good performances, and first-rate direction on the part of Eugene Forde.

Marjorie Weaver does bang up job as the new reporter; Steve Geray is fine as the blind leader of the foreign agents, while George Reeves and Richard Derr are good as a G-man and a British agent.

Story tells of the escape of a German aviator from a Canadian prison camp. He is captured and a British agent takes over the "escape" in order to track down a spy ring operating in the U. S. A receptionist in a New York newspaper blunders into a clue and to get rid of her, the editor, who is co-operating with the G-men, makes her a reporter and sends her to the Canadian border. Here she gets into the middle of things and nearly bungles the plan before being straightened out by a U. S. agent. Naturally the foreign agents are captured but not before a series of highly amusing adventures takes place.

CAST: Marjorie Weaver, George Reeves, Richard Derr, Steve Geray, Milton Parsons, Spencer Charters, Lucien Littlefield, Elisha Cook, Jr., Minerva Urecal, Bodil Ann Rosing, Richard Lane, Barbara Pepper, William Edmunds, George Cleveland, Kurt Katch.

CREDITS: Producer, Ralph Dietrich; Director, Eugene Forde; Original Screenplay, John Larkin; Art Directors, Richard Day, Lewis Creber; Musical Director, Emil Newman; Cameraman, Virgil Miller; Film Editor, John Brady.

DIRECTION, Well-paced. PHOTOGRAPHY, Good.

Michigan Co-Op Theaters Increases Capitalization

Detroit—Increase in capitalization that will allow for 20 per cent or more expansion has been approved by the Michigan Corporation and Securities Commission for Co-Operative Theaters of Michigan. New capitalization is $60,000, with the new issue consisting of 40 shares of $250 par value, for a total of $10,000. Increase was made necessary by the recent addition of seven new members, making a total of 107 theaters, using up all outstanding authorized stock.

Fall Kills J. A. Creelman

James Ashmore Creelman, playwright, film writer and director, was killed early yesterday morning in a fall from the roof of the apartment building where he has been living with his mother. He was 40 years old. One of Creelman's sisters, Eileen Creelman, is The New York Sun's movie critic. His mother and another sister survive.

Nye Admits He Saw But Few of 'Propaganda' Pix

Senator McFarland Seen As Industry's Only Friend on the Com'tee

(*Continued from Page* 1)

Interstate Commerce sub-committee opened its inquiry here yesterday in the packed caucus room in the Senate Office Building drew blistering answer from Wendell L. Willkie, industry counsel, in an instantaneous and lightning counter.

George Fisher, widely-known West Coast radio commentator on films, whose program, "Hollywood Whispers," is heard on the Don Lee network, under subpoena to testify at the propaganda inquiry, will be called to testify Friday, it was reported last night.

Refused the right to cross-examine Nye and the witnesses who will parade before the sub-committee in the days to come, many of them frankly hostile to the industry, Willkie lashed out in a statement asserting that the Senator, co-author of the inquiry resolution, was:

1. Striving "to foster and create public prejudices against the motion picture industry;

2. "Trying to influence the motion picture industry to alter . . . its policies" which include "producing accurate and factual pictures on Nazism" and the portrayal to the American public of accurate and factual pictures on our national defense program," and

3. "Obviously is seeking to divide the American people into discordant racial and religious groups, in order to disunite them over the U. S. foreign policy, which has been overwhelmingly approved by the Congress and the people."

In so doing, Willkie affirmed, Nye has given no reason why there should be an investigation, has instead "demonstrated, without a bit of doubt, why this foolish show should be ended, once and for all," and has "proved himself a star witness for the industry."

Nye Saw But Few of "War Pix"

In his letter asking cross-examination privileges Willkie said that Austin Keough had, after discussing the question with Senator Clark, told him they would be accorded.

Willkie's stinging arraignment of Nye, who was forced to admit under questioning by a fellow committeeman that he had seen few of the films he has assailed, and the developments at the opening session of the inquiry, served to bear out THE FILM DAILY'S forecast that the industry and the isolationist bloc controlling the sub-committee were headed for a bitter show-down battle, with no verbal holds barred. That there were wide repercussions and reverberations was apparent.

Unexpected support for the industry on the sub-committee developed when Sen. Ernest W. McFarland, D., Ariz., vigorously opposed the ruling of Chairman D. Worth Clark, D., Idaho, forbidding Willkie the right to question witnesses.

That the committee is definitley "stacked," however, was immediately revealed when the other four members solidly backed the Chairman in his stand.

Clark sought to justify his decision on grounds of established Senate procedure, the fact that the committee has no counsel, and the contention such privilege to Willkie would be unfair since some witnesses will be without aid of counsel.

McFarland, only non-isolationist serving, asserted that since the sub-committee is trying to develop facts they should not overlook any aid in this direction. But he was overwhelmingly over-ruled.

Later in cross-questioning Nye, the Arizona Senator gave further definite indication that the industry has one friend on the committee.

McFarland Quizzes Nye

Checking Nye up on his references to war pictures, McFarland asked whether the North Dakotan contended the pictures did not portray facts.

Nye tried to evade the question, finally said he did so contend, but that his major contention was not this, but rather that propaganda was one-sided.

McFarland asked Nye flatly what he hoped to accomplish by the investigation.

"I hope to accomplish the degree of legislation, if necessary, that will give the American people defense against the most vicious propaganda that has ever been unloosed on a civilized people."

He said he would not suggest any type of legislation at this time, but hoped that "censorship might be averted."

Nye Renews Zanuck Charges

Nye renewed charges that Darryl F. Zanuck and William Koenig virtually forced 20th-Fox studio employes to attend the Willkie rally in Hollywood and gave Harry M. Warner credit for having helped influence the President into the destroyer deal with Great Britain. He also accused Warner of having said he would reject a successor to Joseph I. Breen, as Code Administrator a certain Congressman, because he voted against the Lend-Lease Bill.

Nye asked the committee to investigate whether British agents are operating in the film industry, indicating he believes Victor Saville is acting in such capacity and urging that he be called to testify.

Said Nye:

"Certainly he should be questioned as to what orders if any he received when he last left Great Britain for the United States, and about the type of visa he possesses.

"Persistent is the report within the industry that the British Ministry of Information arranged his visa to the end that he might work in Hollywood and represent the interest of the British Ministry."

Nye referred to the substitution of Saville for Frank Borzage as director of "The Mortal Storm."

In a brief filed with the committee, Willkie raised detailed objections to legality of the proceedings.

Willkie's brief charged the inquiry violated the first amendment to the constitution.

Senator McFarland charged by implication that Nye and Clark introduced the resolution for publicity purposes.

When Nye replied to questions that he had no specific legislation in mind when the measure was introduced, McFarland asked:

Willkie Charges Probe Violates First Amendment to Constitution

"Then, what are we here for? Is the object just to get publicity?"

McFarland indicated suspicion the object might be some form of abridgement of freedom of speech, which he pointed out would be unconstitutional and therefore, outside prerogative of the committee.

Refuses to Specify any Legislation

Nye persisted in refusing to state what legislation, if any, he had in mind. He said he hoped there would be no need for legislation. It was there that McFarland propounded his question on publicity.

(The Associated Press said that "Chairman Clark interrupted at this point to say that the committee could recommend revision of the Sherman anti-trust law to require the movies to give equal representation to all views on a controversial subject, much as he said the radio had been required to give equal time to both sides in a political campaign.

"Turning to reporters who sat nearby, Mr. Willkie said in a low voice:

" 'That means, and you can quote me as saying this, that he wants the law to provide that we should show pro-Nazi pictures.' "

The AP further said that "Senator Clark interrupted Mr. Nye at another point to place in the Record a letter from Mr. Willkie, protesting against the inquiry and asserting the opposition of the moving picture industry to Nazism.

"The chairman observed that the latter contained, 'by innuendo at least, an implied reflection on this committee.'

"He was presenting it, he said, not because the innuendo was based on fact but 'as another monumental example of campaign oratory.'

"There was laughter and applause in the crowded hearing room as Willkie burst out:

" 'Thank you very much, Senator. I'm very appreciative. That's the best thing in the Record yet.' ")

(The Daily News said: "Nye promised that a witness will take the stand later and swear that an 'agent of the Government' had urged producers to produce propaganda pictures." The News mentions the names of Lowell Mellett, chief of the Office of Government Reports, and Archibald MacLeish, Librarian of Congress, as figuring in the testimony).

Issue of monopoly played a part in the hearing, Nye's remarks on the point being amplified by comments from the Chairman. They contended that people can read what they wish because of numerous publications, and hear what they want on radio because of wide variety of views broadcast, but that monopolistic control of pictures, "if it does exist,

(*Continued on Page 7*)

"Exert Your Every Energy," Urges Nye In Plea for Full Inquiry Recommendation

Washington Bureau of THE FILM DAILY

Washington—Plea of Sen. Gerald P. Nye, Rep., N. D., for a "sweeping inquiry" into war film propaganda charges was voiced thus at yesterday's initial session of the Senate Interstate Commerce sub-committee:

"Gentlemen of this committee, I plead with you that you recommend to the whole committee on Interstate Commerce, of which you are a sub-committee, to exert your every energy, to the accomplishment of a sweeping inquiry to determine whether or not we are the victims of a propaganda so closely controlled by so few men.

"I do not ask you to persecute them or prosecute them. I ask only that we be permitted to know the truth and the facts, to the end that the American people, if the facts justify it, may put their guard up and may know what they might be encountering in the way of modern propaganda stories upon the silver screen."

Helluva Note

West Coast Bur., THE FILM DAILY

Hollywood—Old Nick gained and lost a title here yesterday. Para. subbed "My Favorite Blonde" for "Snowball in Hell" and 20th-Fox dropped "Law and Order, Inc." in favor of "Highway to Hell."

Figure-tivelySpeaking

Cleveland — When Warner Navy Blues Sextette arrives here today the girls will be guests of honor at convention of National Financial Advertisers, which comprises representatives of banks from 43 states. Girls were invited because, to delegates' eyes, they look like a million. Station WHK and Cleveland Plain Dealer are planning special radio promotion blanketing entire Mid-west area.

Charges Trade Press 'Smears' Senate Probe Com.

"Not Asking for Gov't Interference With Freedom of Movies"—Nye

(*Continued from Page* 6)

makes 'propaganda' more vicious because, monopoly allows no presentation of other side of pictures."

Says Pic Breeds Hatred of a Race

Nye said he considered "I Married a Nazi" the "worst" propaganda he has seen, because "the scenes make us hate not only an individual, but a whole race of people."

He made this statement in response to an inquiry by McFarland, but under further questioning declined to name other objectionable pictures he had seen. He said he couldn't recall them.

Under pointed questioning by McFarland, Nye finally broke down and admitted he had seen very few of the pictures he has attacked and that considerable portion of his conclusions were based on information obtained from others. The capacity audience roared with laughter when he said one of these was "The Great Dictator."

Nye's Prepared Statement

Senator Nye's prepared statement, which ran to 41 pages, in essence was devoted to two issues, one of the charges of anti-semitism that have trailed in the wake of the inquiry, the other the allegations that the industry, or a considerable part of it, has been privy to war propaganda through the medium of certain productions.

As a preface to his discussion of the issues, Nye asserted:

> **"I am not asking for any Government interference with the freedom of the movies. I entertain no desire for moving picture censorship. That is quite as undesirable as is press censorship. I entertain no sympathy toward any idea which would have the Government take over the movies or have the Government dictate what should be run in the pictures."**

Nye devoted some 5,000 words to the discussion of anti-semitism, disclaiming any responsibility for the raising of the issue in his St. Louis address. He followed an expression of "bitter resentment" that it had been brought to the front, however, with this:

Charges "Smear" by Trade Press

"However, if I had it to do over and were I determined to name those primarilv responsible for propaganda in the moving picture field, I would, in light of what I have since learned, confine myself to four names, each that of one of the Jewish faith, each one foreign born. But I would do that without any spirit of prejudice and without prompting by any cause as foreign to by thinking as is anti-semitism."

Nye charged that publications, including the trade press, have "sought to smear the authors of this resolution and the purpose of your committee," and made the same claim in the instances of "colored" news releases by certain organizations and individuals, and the remarks by others on the radio.

"I most emphatically deny, though this committee will not need this denial to know the truth, that there is any anti-semitic cause served in the request Senator Clark and I make for this investigation of propaganda," Nye declared.

In concluding his discussion of "the question of anti-semitism," Nye warned that "every one of us is hearing more and more every day" of its growth, expressed the opinion that it was better to "bring these whisperings out into the open," and then let go with the ugly forecast that "a perplexed, angry, burdensone unemployed people" will "find a goat" to blame "for every misery that grows out of this present world madness."

"Who that goat will most likely be we have good reason to recognize from what we are hearing and seeing everv day," Nye said, adding, "but when that hour comes, and if it comes, I shall be found in the very front lines of those who give battle to race prejudice, to anti-semitism."

In tackling the propaganda issue, upon which the inquiry originally was predicated although now, at the whim of the sub-committee, it may go far afield, Senator Nye recalled propaganda's role in World War I, charged that there is a similarity between pictures of today and those made for avowed propaganda purposes in 1915-17, and asserted, "We have not seen all that there is to see in the way of motion picture propaganda."

Nye, in support of his contention that the industry had a high monetary stake in a British vistory, cited a report to its clients by Goodbody & Co., Wall Street investment house, that a "selfish interest in dollars may be playing a considerable part" in inducing production of propaganda films.

Claims Inside Information

Claiming to have "information from inside the moving picture industry," Nye charged that one feature planned will show a British refugee ship with "children and pregnant British mothers" aboard en route to Canada, and will "portray the Nazis gleefully wringing their hands and glorying in the opportunity and the plan to destroy this ship and its cargo." Nye said he was ready to supply information "concerning this particular plan for thorough investigation."

Nye asserted that film and newspaper propaganda are not identical, but added that if the U. S. press was "controlled by four or five men, I would say that it was not only our right but our obligation to our country and its people to include newspaper propaganda in this study of propaganda."

Nye singled out these pictures as bearing investigation: "Convoy." "Flight Command," "Escape," "I Married a Nazi," "That Hamilton

"Great Dictator," Sergeant York" Among Films Nye Would Investigate

Woman," "Man Hunt," "The Great Dictator," and "Sergeant York." Inclusion of the latter came as a distinct surprise to observers.

Nye suggested the committee might be justified in arranging a private screening of pictures allegedly carrying propaganda, added that newsreels "of necessity" must be a part of any study and was critical of The March of Time.

Nye vigorously attacked the M of T's "Peace—By Adolph Hitler."

Industry representatives at the hearing included J. Robert Rubin, Joseph Hazen, Austin Keough, Charles C. Pettijohn, Carter Barron, Kenneth Clark, Jock Lawrence, and Nathan Golden.

TEXT OF WILLKIE'S STATEMENT

Washington Bureau of THE FILM DAILY

Washington—Text of statement issued by Wendell L. Willkie in reply to testimony of Sen. Gerald P. Nye, Rep., N. D., yesterday follows:

"Senator Gerald Nye's opening statement pleads with the Senate Interstate Commerce sub-committee to recommend a formal investigation of alleged propaganda in the motion picture industry. I am delighted that Senator Nye made his statement in such detail. I have but one request to make—that every member of Congress and every citizen of the United States read carefully and in full Senator Nye's arguments.

"I say this with all sincerity. My reason is a very simple one. With his own words, and without the possibility of disagreement, Senator Nye again reveals the purpose behind the introduction of his resolution for an investigation. What we knew all along from the Senator's previous public addresses, is now part of the official record of the United States Senate.

"Senator Nye's purpose in asking for the investigation is now proved to be as follows:

"First, Senator Nye desires to foster and create public prejudice against the motion picture industry, and thus attempt to high-pressure it to stop producing accurate and factual pictures on Nazism.

"Second, similarly, Senator Nye is trying to influence the motion picture industry to alter another of its policies, the portrayal to the American public of accurate and factual pictures on our national defense program.

"Third, Senator Nye obviously is seeking to divide the American people into discordant racial and religious groups, in order to disunite them over the United States foreign policy, which has been overwhelmingly approved by the Congress and by the people.

"In his whole long and tedious statement, Senator Nye gives not one valid reason for an investigation of the motion picture industry. He does, however, give every reason why no investigation should be held. He demonstrates, without a bit of doubt, why this foolish show should be ended, once and for all. Even he is convinced there is no necessity for censorship or Government control of the industry. Senator Nye has proved himself a star witness for the industry."

SAG Commends Willkie For Defense of Industry

Washington Bureau of THE FILM DAILY

Washington—In a telegram yesterday the Screen Actors Guild commended Wendell L. Willkie for accepting leadership in the movie industry's battle against charges of war propaganda.

"The issue raised by the Senate inquiry emphasized the importance of unified Americanism, such as that you recently have personified by supporting emergency policies of the President," the wire said.

Republic Completes Deal With National Theaters

Republic completed its deal with National Theaters for the new season lineup when James R. Grainger, president, closed with the Fox Intermountain division in Denver. J. P. Sheffield, Republic franchise holder, and Gene Gerbase, Denver manager, assisted Grainger in the negotiations in which Rick Ricketson, general manager of the circuit's division, and Milt Hossfeld participated.

Republic has also closed circuit deals for its new season product with Robb and Rowley of Texas, Lawrence of Salt Lake City, and Paramount Intermountain.

Spread of Polio Hitting Alabama Box Offices

Montgomery, Ala.—Continued reports of new polio cases in Alabama daily in an epidemic that has reachover 500 since July are causing a let down in attendance to the extent that children are hardly seen at all in theater audiences. Cancellation of conferences in Montgomery and Auburn this week and postponement of college openings upon advice of state and county health authorities have reacted negatively on movie houses.

Arbitration Queries Flooding Tribunals

(*Continued from Page* 1)

been noted, it was learned here yesterday. After a period of comparative inactivity in many of the arbitration offices, there has been a rush of requests for information on the part of exhibitors as to grounds for arbitration.

New York headquarters of the American Arbitration Association are not certain as to whether the sudden flood of requests for information means the forerunner of a deluge of cases or whether exhibitors are only curious asto their rights under the consent decree.

In any event, it is believed in reliable film circles that the next six months will see a continuous stream of demands for arbitration by independent exhibitors and local tribunals are preparing themselves for the anticipated deluge of inquiries and filings.

Adjourn Portage Park Arbitration Case to Sept. 16

Chicago — Portage Theater case was adjourned to Sept. 16 to permit the Bennis arbitration case to get under way this morning. Mort Goldburg, Portage theater prexy, was on the stand all day under cross-examination of defense counsel Edmund Adcock and Felix Jenkins, Twentieth Century-Fox lawyer.

Goldburg's testimony brought out Theatrical Enterprises Inc. was holding company for the Portage Park, Fox, Admiral, Drake and Byron Theaters

Adcock endeavored to bring out that Portage Park improvements were forced by newer theaters, the Belpark and Gateway, of the B & K circuit.

Revue Theater closure in June by Theatrical Enterprises was caused, according to Adcock's cross-examination to enable the Portage Park management to bring an arbitration action. Arbitrator McConnell sustained plaintiff's objection to bringing theater's books into court.

Attorney Jenkins endeavored to bring out that Goldburg theaters had a 20th-Fox contract for the past season's product which was not fulfilled. Goldburg denied this allegation, but said there had been some bont fide disputes concerning the contract.

Jenkins returned to New York by plane last night.

20th-Fox Buys Novelette

Twentieth-Fox has purchased a novelette, "And This Too Is Love," by Helaine Manard for approximately $12,500. Yarn is scheduled to appear in Cosmopolitan shortly.

"Sin" Okayed for Sunday

"No Greater Sin," a University feature production, has been passed in Massachusetts for Sunday showing.

REVIEWS OF NEW FILMS

"Great Guns"

with Stan Laurel, Oliver Hardy, Sheila Ryan
20th-Fox 74 Mins.

MANY DIVERTING MOMENTS PROVIDED BY LAUREL AND HARDY IN ARMY LIFE FARCE.

Return of Stan Laurel and Oliver Hardy is a welcome one since the comedians provide some amiable diversion in a farce about Army life, getting enough funny situations across to make a slight yarn entertaining.

Laurel and Hardy are the faithful retainers to a pampered millionaire, played by Dick Nelson. The lad is drafted and much to his happy surprise the army accepts him. Laurel and Hardy enlist to be near him, thinking he is a sickly boy. But Nelson proves self-sufficient and gets along nicely. He also falls for pretty Sheila Ryan, who runs the camera store at the post.

Most of the comedy scenes arise from encounter between Laurel and Hardy and a tough sergeant, Edmund MacDonald. The pair have a pet crow Penelope which at the end helps save the day for them.

There are some bits of business which are surefire for laughs. One scene has Laurel shaving with the light of a bulb that does not go out when he disconnects it. Penelope causes most of the chuckles during an inspection scene when he is hidden in Hardy's pants. Another is a clever bit where they are constructing a bridge which has Laurel carrying planks and then showing up on the other end.

A newcomer, Nelson, is appropriately shy and creates a favorable impression as the romantic male lead. MacDonald does all right as the hardboiled topkick. Original script by Lou Breslow is a commendable job. The direction by Monty Banks is attuned for extracting a maximum of laughs.

CAST: Stan Laurel, Oliver Hardy, Sheila Ryan, Dick Nelson, Edmund MacDonald, Charles Trowbridge, Ludwig Stossel, Kane Richmond, Mae Marsh, Ethel Griffies, Paul Harvey.

CREDITS: Producer, Sol M. Wurtzel; Director, Monty Banks; Original Screenplay, Lou Breslow; Cameraman, Glen MacWilliams; Musical Direction, Emil Newman; Film Editor, Al DeGaetano.

DIRECTION, Good. PHOTOGRAPHY, Good.

"We Go Fast"

with Lynn Bari, Alan Curtis, Don Deforest
20th-Fox 65 Mins.

MODERATELY AMUSING LIGHTWEIGHT YARN ABOUT MOTORCYCLE COPS.

Redeeming feature about this minor comedy is the uniformly good acting jobs turned in by the leading members of the cast. Story is on the weak side but the performers make the most of their lines and situations. Comedy is episodic and not consistent enough.

Alan Curtis is the handsome young vagrant who helps a motorcycle cop capture a holdup man in a diner. The dumb cop is well played by Dan Deforest. Mutual object of their affections is Lynn Bari who is cast as a waitress in the roadside restaurant.

The speed laws are upset by Sheila Ryan, daughter of a local millionaire icebox manufacturer. Curtis in the meantime has become friendly with her. The Nabob of Borria, long expected, arrives to buy ice boxes. He swindles the millionaire out of $50,000 and persuades Miss Bari to accompany him. Curtis, however, catches up to the train in time and captures the crook.

While most of situations hold no water from a dramatic standpoint, there are some minor roles which easily stand out during the arid moments. There is Gerald Mohr's portrayal as the Nabob and Ernest Truex in a surprisingly minor part but excellently played. Arthur Loft is good as the commissioner. William McGann copes well enough with the script and manages to direct at a fast moving pace.

CAST: Lynn Bari, Alan Curtis, Sheila Ryan, Don Deforest, Ernest Truex, Gerald Mohr, George Lessey, Paul McGrath, Thomas Dugan, Arthur Hohl, James Flavin, Arthur Loft, Charles Arnt, Charles Trowbridge.

CREDITS: Director, William McGann; Screenplay, Thomas Leenon and Adrian Scott; Original, Doug Welch, Cameraman, Harry Jackson; Film Editor, Fred Allen.

DIRECTION, Satisfactory. PHOTOGRAPHY, Good.

Para. Will Tradeshow 5 Westerns Sept. 22-24

Paramount will hold national tradeshowings on its first five Hopalong Cassidy pictures Sept. 22-24. Local screenings will be held in 20th Century-Fox screening rooms in the following order:

"Secrets of the Wasteland," at 10 a.m. and "Outlaws of the Desert" at 11:15, Sept. 22; "Riders of the Timberline" and "Stick to Your Guns" at the same hours on Sept. 23; "Twilight on the Trail" at 10 a.m., Sept. 24.

Hale Leaves Equity Staff

Edward Everett Hale has resigned from the office staff of Actors Equity to be a civilian theatrical adviser under the joint auspice of the Citizens Committee for the Army and Navy, Inc., and the National Theater Conference. Francis Clarke takes over Hale's duties.

UA Promotes Seymour Poe To Be Western Dist. Mgr.

(*Continued from Page* 1)

the vacant spot of Western district manager formerly held by Ben Fish, THE FILM DAILY learned yesterday.

Poe will make his headquarters in Los Angeles where he will be chief circuit contact. He is thoroughly familiar with the territory having served for three years as assistant to L. Jack Schlaifer, former vice-president in charge of Western sales.

Telecast Productions To Enter Program Field

Telecast Productions, Inc., with offices at 30 Rockefeller Plaza has been formed to provide programs for television sponsors. Myron Zobel is the president and production director is Kenneth Shaw.

All-Industry Group Need Proven—Cole

(*Continued from Page* 1)

the urgent necessity for the formation of some kind of all-industry body.

Col. Cole stressed the fact that such an all-industry group would be one of the principal topics for discussion at the national Allied convention next week in Philadelphia.

Col. Cole said that Allied was highly gratified over the results of the tax "blitzkrieg" inasmuch as the Senate leaders who carried the floor fight in support of the industry position hailed from Allied territories, "reflecting excellent ground work done by many of our units."

Philadelphia — Schedule of events for the 12th annual Allied convention has been released by the convention committee, the lineup indicating that a number of important topics will be laid on the table for consideration. Aside from the all-industry group idea, a highlight of the sessions is expected to be the presentation by distributor representatives of the exact positions of their respective companies on current problems.

Business sessions will be confined to the afternoons during the three-day convention which opens at the Benjamin Franklin Hotel on Tuesday.

In addition to vital subjects of general importance on the docket, a number of social affairs are scheduled, including a night club supper party, sightseeing trips, banquet, theater parties and special events for the ladies.

Sid Samuelson is general convention chairman.

Galesburg, Mich., House Files Clearance Squawk

(*Continued from Page* 1)

Uptown of Kalamazoo, operated jointly by P. C. Schram and Butterfield.

Under section 8, complainant charges he is forced to give seven days' clearance after second-run Kalamazoo whose clearance is 60 days after first-run and alleges other theaters within area enjoy less clearance.

Complainant asks reduction of clearance to 7 days after first-run Kalamazoo on the contention that Galesburg is a city and this will not hurt or cause loss of revenue to Kalamazoo exhibitors.

Case is closely similar to complaint filed by Drayton Plains theater affecting a Pontiac house recently.

To Vote on Sunday Films

Pittsburgh — At the forthcoming Fall elections Sunday show referendums will be conducted in the following Western Pennsylvania towns which do not have Sunday movies: Lewistown, Scottdale, Sutersville and Uniontown.

SEP 15 41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 51 NEW YORK, THURSDAY, SEPTEMBER 11, 1941 TEN CENTS

RIP HOLES IN PROBE "CASE"

Ask Protection for U.S. Films in Cuban Treaty

Milliken Voices Industry Plea at Hearing Before Committee in Washington

Washington Bureau of THE FILM DAILY

Washington—Request that specific provision against any increase in restriction on U. S. films be written into the trade agreement now being negotiated with Cuba was made here yesterday by former Gov. Carl E. Milliken, MPPDA secretary and acting head of its foreign department, appearing before the Committee for Reciprocity Information.

Milliken told the committee that motion pictures are concerned more with ideas than with commodities, and therefore there should be freedom of movement of films.

The revised agreement was requested by the Cuban Government, which is seeking increased preference for its sugar and tobacco.

Attendance in Film Houses Up 10-18%

Weekly attendance in the nation's picture houses is running 10 per cent to 18 per cent above what it was a year ago, according to The Wall Street Journal which asserts that the public is spending more money

(*Continued on Page* 6)

Cocalis Takes Elizabeth House in Suit Settlement

Elizabeth, N .J. — Cocalis Enterprises, Inc., has taken over the operation of the State Theater here from

(*Continued on Page* 2)

Bioff Coast Trial Will Start Nov. 17

West Coast Bur., THE FILM DAILY

Hollywood—William Bioff, West Coast rep. of the IATSE, must stand trial Nov. 17 on charge of evading $85,000 in income tax, the Federal Court ruled yesterday. Bioff, along with George E. Browne, is scheduled to appear for trial Monday in the Federal Court in New York for alleged extortion.

"NAVY BLUES SEXTETTE" GETS KEYS TO CLEVELAND. "Wire Photo by Wide World" shows Mayor Edward C. Blythin extending official city welcome yesterday to touring Warner lovelies. Sextette was quintette for a day, one charmer being bedded with cold. Today they hit Pittsburgh.—Advt.

Bennis Clearance Case Settled Before Hearing

Chicago—Clearance case filed by Steve Bennis, operator of the Lincoln and Grand Theaters, Lincoln, Ill., has been settled before hearing. Under the terms of the settlement, Bennis' theaters will play product 21 days after national release.

Theaters in Bloomington, which allegedly had unreasonable clearance

(*Continued on Page* 6)

Schine Houses Up Scales To Avoid Tax "Odd Cents"

Gloversville, N. Y.—Schine houses here and in Herkimer, Little Falls and Illion have raised admission prices to eliminate the "odd cents" caused by the defense tax. First tried out at the Glove theater here, the plant met with no protest from patrons, had no bad reaction on attendance, and has made things easier for movie-goers and theaters alike,

(*Continued on Page* 8)

WB Cancels Hoyt Franchise

Australian Agreement Had Six Years to Go

Warner Bros. has cancelled its 10-year franchise agreement with the Hoyt circuit in Australia, according to reports received here. Cancellation takes effect in October after running four years. Robert Schless, general foreign manager, is now in

(*Continued on Page* 6)

Bingo Trial in Buffalo Scheduled for Sept. 22

Buffalo—Alfred R. Pacini, assistant district attorney, announced that on Sept. 22 in State Supreme Court

(*Continued on Page* 2)

Hasn't Seen Those Propaganda Pix, Clark Admits; Willkie Asks Hearings End

By OSCAR HUME

Washington Bureau of THE FILM DAILY

Washington — "The case against the industry" was further punctured and deflated here yesterday as the Senate Interstate Commerce sub-committee pro-

Wendell L. Willkie, industry counsel, in a statement last night charged that Senators Bennett Champ Clark and Gerald P. Nye, sponsors of the investigation resolution, were using Senatorial powers to "disseminate unsubstantiated gossip, destroying reputations by whim and fancy." Willkie challenged Nye and Clark to point to any inaccuracies in the pictures about which they complain.

(*Continued on Page* 7)

Exchange Treatment Draws Allied Fire

Asserting that exhibs. are being treated discourteously by exchange employes, Allied of New Jersey plans

(*Continued on Page* 6)

Rising Living Costs Send Detroit Union Scales Up

Detroit — Scales for stagehands have been increased in all Detroit

(*Continued on Page* 6)

Jersey Cops Ask Ban On Underworld Films

Cape May, N. J.—A resolution urging legislation to ban movies showing underworld actions and racketeers was adopted at the annual convention of the New Jersey P. B. A. here this week. The policemen asserted crime pictures play an important part in making their jobs tougher and said they felt the ban should be at least state-wide, but preferably national in scope.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, Sept. 10)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	7¼	7¼	7¼	.....
Columbia Picts. pfd.	28	28	28	+ ½
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	142	140½	140½	— 2½
do pfd.	176	176	176	+ 2½
Gen. Th. Eq.	14	13⅝	13⅝	— ⅛
Loew's, Inc.	37⅜	37⅛	37¼	+ ¼
do pfd.	....	....	....	.....
Paramount	15½	15⅛	15¼	.....
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	13⅞	13¾	13¾	— ⅛
Pathe Film	14⅜	14⅛	14⅛	.....
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¾	8⅜	8½	— ¼
20th Century-Fox pfd.	22	21¾	21¾	— ¼
Univ. Pict. pfd.	154	154	154	— 2
Warner Bros.	5¼	5⅛	5⅛	+ ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	98⅛	98	98	.....
Warner Bros.' dbs. 6s48	96¾	96¾	96¾	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	10	10	10	.....
Trans-Lux	¾	¾	¾	.....
Universal Picts.	24	24	24	— 1

"Navy Blues" Sextette Welcomed to Cleveland

Cleveland — Warner Bros. "Navy Blues" sextette of beautiful girls arrived here yesterday morning and were met by thousands of welcomers among whom were hundreds of amateur photographers. After being breakfasted and photographed at the Cleveland Hotel they were escorted by the Chief Petty Officers of the U. S. Navy to the City Hall where Mayor Ed Blythin greeted them.

Luncheon was tendered the Sextette by Cleveland civic officials with all the city's newspapers being represented. Next stop, Pittsburgh.

Institute Considering New Members, Asserts Houston

Herbert S. Houston, chairman of The Institute for the Advancement of Visual Education and Vocational Training, Inc., in a formal statement yesterday, declared that, now the Institute is properly organized, it is already considering the enlargement of its membership, and prepared to accept as members "those qualified to subscribe to its purposes, announced in its articles of incorporation, provided they are solvent, have the tools of the trade in the form of technical and studio requirements and are experienced in educational film production.

For the first time, Houston revealed organization's directorate, comprising Jamison Handy, president of Jam Handy Organization; Robert C. McKean, president of Caravel Films, Inc.; R. H. Ray, president of Ray-Bell Films, Inc.; and Arthur H. Loucks, president of Loucks & Norling.

Allied and Philadelphia Get Hope Film Premiere

Paramount will hold the world premiere of "Nothing But the Truth," starring Bob Hope, in Philadelphia next Tuesday, as part of the national Allied convention festivities. Bob Hope will appear in person at the Allied convention and the premiere at the Stanley Theater.

Warner Bros. and Paramount are co-operating on plans for an elaborate Hollywood opening on a scale never before attempted in Philadelphia.

Para. Theater Partners Attend Chicago Parley

Chicago—Paramount theater partners' huddle on operating problems and new season business trends here yesterday attracted Leonard Goldenson, Sam Dembow, Earl Hudson, J. J Friedl, Harry Davis, Tracy Barham, A. H. Blank, M. J. Mullin, Ralph Branton, J. J. O'Leary, J. J. Nolan, John Balaban, Jules Rubens. Goldenson and Dembow, go to Detroit today, then return to New York.

Marcus Loew's Theaters Cut Dividend Arrears

Montreal—Preferred dividend arrears of Marcus Loew's Theaters, Limited, will be cut in half to $1.75 a share, following payment on Sept. 30 of a dividend declaration of $1.75 a share plus $1.75 a share. In the two quarters preceding the company paid similar amounts on arrears while last year $7 a share on arrears was distributed, against $24.50 in 1939.

UA Brit. Exec. Dies

Florance M. Guedalla, attorney and a member of United Artists British organization's board of directors, died in London Tuesday morning, the home office was informed yesterday. Guedalla was in his late sixties and had been ill for some time.

Bingo Trial in Buffalo Scheduled for Sept. 22

(Continued from Page 1)

he will move the trial of two corporations and four individuals accused of violating state anti-lottery laws in connection with operation of Bingo. The corporations are Old Vienna, Inc., operating in the former Gayety Theater, and the Academy Theater, operated by the Jay-Phil Corp. Former Mayor Frank X. Schwab, "Bingo" candidate for mayor, is president of Old Vienna.

Cocalis Takes Elizabeth House in Suit Settlement

(Continued from Page 1)

the Battin Amusement Co. Deal was the outcome of a suit started by Battin against Cocalis and several distributors charging violation of the anti-trust laws. Suit was settled when it was agreed that the State would be sold to Cocalis.

Plan for Re-hiring 500 Disney Workers is Set

Washington Bureau of THE FILM DAILY

Washington—Formula for the re-hiring of an estimated 500 persons at the Walt Disney Studio was worked out between the Screen Cartoonists Guild and the Disney Studio with James F. Dewey, Federal mediator, according to announcement made by the Labor Department's conciliation service.

Members of the Disney force return to work on Monday. Dispute arose to which members would be re-employed after the recent strike. Agreement is said to provide for a proportionate re-hiring of strikers and non-strikers with consideration given to seniority and to special skills.

About 1,000 workers were on payroll before strike but it was claimed there would not be sufficient work for entire force.

Polio Epidemic Closes Chattanooga Theaters

Chattanooga — Exhibitors were hard hit here when local heatlh authorities closed all theaters to help prevent the spread of infantile paralysis. Houses are expected to remain closed for about two weeks.

Mark Block Rites Held

Funeral services were held Tuesday for Mark Block, owner of the Lyric Theater, Newark, who died Saturday in Orlando, Fla. Block was an active member of New Jersey Allied.

A UNIVERSITY FILM PRODUCTION
'NO GREATER SIN'
★ ★ ★ Stars N. Y. Daily News
Now in its THIRD WEEK
Globe Theater New York

COMING and GOING

CHARLES EINFELD is in Dixon, Ill., setting final plans for premiere of "International Squadron," at Dixon Sept. 15.

WALTR VINCENT has returned to New York after visiting theaters of the Wilmer & Vincent circuit in Norfolk and Richmond.

SENATOR CLAUDE PEPPER was in New York yesterday to appear in an International Forum short.

CHARLES SKOURAS and **ANDY KRAPPMAN** are due today from the Coast.

SPYROS SKOURAS, EDDIE ZABEL, GRAD SEARS and **BEN KALMENSON** returned last night from Milwaukee by TWA stratoliner.

WILLIAM WYLER has returned to Hollywood after a week-end visit to New York.

MARK HELLINGER planes in Friday to gather material for football yarn he will produce for 20th-Fox.

JESSIE MATTHEWS arrived on the Coast yesterday where she will appear in "This Changing World."

WALTER G. SAMUELS, who wrote the music for Hal Roach's streamlined musical comedy, "All American Co-ed," has returned to the Coast.

SEYMOUR POE, newly appointed UA Western district manager, is expected here over the week-end.

ROBERT B. SINCLAIR, the director, is stopping at the Warwick Hotel.

DWIGHT DEERE WIMAN, who has signed Alfred Hitchcock's 11-year-old daughter Patricia for appearance in "Solitaire," arrives here from Hollywood tomorrow with **JOHN VAN DRUTEN**.

JACK SEGAL and **ARNOLD PICKER**, Columbia's foreign department executives, returned yesterday by plane from Havana, Cuba, after attending the company's sales convention.

WILLIAM A. SCULLY, MATTY FOX, FREDDIE MEYERS, JULES LAPIDUS and **LOU POLLOCK** leave for Philadelphia today with **OLSEN** and **JOHNSON** where the comedians will be tendered a luncheon by the company at the Warwick Hotel.

IDA LUPINO, will arrive in New York from Hollywood this afternoon for a brief vacation.

LEONARD GOLDENSON and **SAM DEMBOW** go to Detroit today for further Para. theater partner huddles.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
Rockefeller Center
BETTE DAVIS
"THE LITTLE FOXES"
From Lillian Hellman's Stage Success
ON STAGE: "Follow the Fleet," Leonidoff's gay, spectacular revue. Symphony orchestra under the direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-4600

DOROTHY LAMOUR - JON HALL
"ALOMA of the SOUTH SEAS"
IN TECHNICOLOR
IN PERSON
TOMMY DORSEY
and Band
JACK GILFORD
CONDOS BROS.
Doors Open 9:30 a. m. PARAMOUNT TIMES SQUARE

COOL RKO PALACE B'way & 47th St.
First Time at Popular Prices
Continuous Performances
ORSON WELLES
"CITIZEN KANE"

M-G-M PICTURES IN PRODUCTION

"PANAMA HATTIE"... Ann Sothern, Red Skelton, "Rags" Ragland, Ben Blue, Dan Dailey, Jr., Virginia O'Brien

"THE CHOCOLATE SOLDIER"... Nelson Eddy, Rise Stevens

"TARZAN'S SECRET TREASURE"... Johnny Weissmuller, Maureen O'Sullivan, Philip Dorn

"THE TWINS"... Greta Garbo, Melvyn Douglas, Constance Bennett, Ruth Gordon

"UNHOLY PARTNERS"... Edward G. Robinson, Edward Arnold, Laraine Day, Marsha Hunt

"BABES ON BROADWAY"... Mickey Rooney, Judy Garland, Virginia Weidler, Fay Bainter, Ray McDonald

"H. M. PULHAM, ESQ."... Hedy Lamarr, Robert Young, Ruth Hussey, Van Heflin, Charles Coburn, Fay Holden

"MISS ACHILLES HEEL"... Rosalind Russell, Walter Pidgeon, Edward Arnold, Lee Bowman

"THE GIRL ON THE HILL"... Shirley Temple, Herbert Marshall, Laraine Day, Felix Bressart, Gail Patrick

"SHADOW OF THE THIN MAN"... William Powell, Myrna Loy, Donna Reed, Sam Levene, Barry Nelson

"WOMAN OF THE YEAR"... Spencer Tracy, Katharine Hepburn

"STEEL CAVALRY"... Wallace Beery, Marjorie Main, Lewis Stone, George Bancroft

"THE VANISHING VIRGINIAN"... Frank Morgan, Kathryn Grayson

"WE WERE DANCING"... Norma Shearer, Melvyn Douglas

"JOHNNY EAGER"... Robert Taylor, Lana Turner, Van Heflin, Diana Lewis, Pat Dane

Already trade-shown are: "DR. JEKYLL and MR. HYDE" (*Spencer Tracy, Ingrid Bergman, Lana Turner*), "LADY BE GOOD" (*Eleanor Powell, Ann Sothern, Robert Young*), "DOWN IN SAN DIEGO" (*Bonita Granville, Ray McDonald, Dan Dailey, Jr., Leo Gorcey*).

Currently being trade-shown are: "HONKY TONK" (*Clark Gable, Lana Turner, Claire Trevor*), "MARRIED BACHELOR" (*Robert Young, Ruth Hussey, Felix Bressart*), "SMILIN' THROUGH" in Technicolor (*Jeanette MacDonald, Brian Aherne, Gene Raymond*), "THE FEMININE TOUCH" (*Rosalind Russell, Don Ameche, Kay Francis*).

"EXTRAORD
GOOD ME
FLAWLESSL

"The last word in screen ingenuity and a shocker equal to any the screen has offered. Previewed before a breathless and occasionally gasping audience!" LOS ANGELES TIMES

"Genuine box-office appeal! The highest quality of screen expression. Only on occasion movie makers are able to improve on that rare quality which marks a hit stage play, but LADIES IN RETIREMENT is definitely one of those occasions." —LOS ANGELES EXAMINER

"LADIES IN RETIREMENT is a super spookie, with high comedy!" —LOS ANGELES HERALD EXPRESS

NARILY
LODRAMA.
Y PLAYED!"

—LOS ANGELES DAILY NEWS

"Highly entertaining. Wherever relief from the tension is required, a nice synthesis of thrills and comedy... Direction, photography, writing, art direction and music are all assets. Ida Lupino's best performance!"

—*HOLLYWOOD CITIZEN NEWS*

RELEASED SEPT. 18TH

Ladies in Retirement

starring

IDA LOUIS
LUPINO · HAYWARD

with **EVELYN KEYES**

Elsa Lanchester • Edith Barrett • Isobel Elsom

From the Broadway play by Reginald Denham and Edward Percy • Screen play by Garrett Fort and Reginald Denham • Produced by LESTER COWAN and GILBERT MILLER • Directed by CHARLES VIDOR • A COLUMBIA PICTURE

COLUMBIA PICTURES

Attendance in Film Houses Up 10-18%

(Continued from Page 1)

on amusements and recreation than ever before.

The financial paper reported yesterday that the rise began on July 4 and, instead of being just a one-day windfall, became a permanent condition. Circuits, the Journal contended, doubled their hot-weather business over that of last year.

Increase is not limited to picture houses, the Journal declared, as the public is pouring out money for legitimate theater entertainment, horse racing, liquor, books and travel. The paper asserted that "good times are continuing."

Rising Living Costs Send Detroit Union Scales Up

(Continued from Page 1)

theaters by one-year agreements just concluded with Ed King, Local 38 business agent. Musicians union is also increasing scales generally to meet rising cost of living, while Local 5, Operating Engineers, is asking for increases also, but will probably not conclude a definite agreement until negotiations now under way for the operators' union are concluded. Both latter unions had a biennial contract which expired Sept. 1.

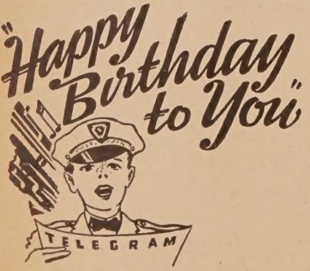
Stagehands' scale for straight pic houses remains unchanged, but overtime is increased 15c per hour to $1.50 and $1.75. Downtown pop-priced vaudefilm houses are raised $10 per man.

Grips and spotlight operators in combination and legit. houses are raised 50c per show. All stagehands in houses running stage shows only a few nights a week, and nabes with stage shows are raised 50 cents per show also.

Warner Bros. Cancels Hoyt Franchise Agreement

(Continued from Page 1)

Australia exploring possibilities of selling other situations. He is scheduled to sail for home Sept. 25.



Herbert Stothart Elissa Leslie

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

From Industrious Industry's Grindstone:

● ● ● **THEME song for the Washington inquisition should be "My Blue Heaven," with the lyric: "When Whip-Poor-Willkies Call And Evening Is Nye"......Hampton Howard, director of the Hospital Motion Picture Service of the American Red Cross, flew to the Coast to expedite arrangements for booking for 65 theaters in hospital recreation houses of Army camps......That 20th-Fox-Bryan-Foy Pact: Deal was actually closed Tuesday night; it's for two years; Bill Jaffe represented Bryan, and latter'll be an "A" producer......When "Our Wife" opens next Wednesday 'twill be the first Columbia pic to play the N. Y. Paramount in five years......Current sensation at that house is the dancing, cardboard Lamour o'er the entrance doors......Phil M. erroneously reported that the forthcoming "Life of Donald Duck" to come from Random House soon will be an autobiography (No,—the "auto" is out, which should please Mister Ickes)......Metro has purchased Ketti Fring's satire on divorce, "Husbands Are Funny People"......Hal Roach, Jr., directs latest War Dept. training film now in production on the Coast: "Military Training"......**

▼ ▼ ▼

● ● ● *WRITER BOB SINCLAIR is in town from the Coast and headquartering at the Warwick.....Wilella Waldorf who succeeds John Mason Brown as drama critic of the New York Post on his switch to the World Telegram is the only femme first string critic on a daily newspaper......NBC's tele program for the coming week features a super fashion show and variety bill to be telecast at Treasury House in Radio City's sunken plaza on the 19th, with a bang-up roster of screen, stage and ether headliners......International Artists unit will film for RKO Radio Franz Werfel's new novel, "A Song of Bernadette," whose reported purchase price was $75,000 plus 10 per cent of the film profits......His vacation over, Walter G. Samuels who did the music for three numbers in Hal Roach's "All American Co-ed" is returning to the Coast......*

▼ ▼ ▼

● ● ● **'TIS said that Alfred de Liagre, Jr., is trying to persuade Leo the Lion to hold up release date of screen version of "Mr. and Mrs. North" so that a road tour can be made formally by the flesh thespians this winter (Jan. 1 is the pic's release date)......Director Alfred Hitchcock's 11-year-old daughter, Patricia, is first to be engaged for Dwight Deere Wiman's initial stage production this season (John Van Druten's dramatization of Edwin Corle's novel, "Solitaire")......Director Bill Wyler sez it took a helluva lot of wrangling to convince La Bette Davis that she'd panic 'em in "The Little Foxes," in which she was finally foxy enough to play ......Charles R. Rogers, pic producer, believes B'way is in for a whale of a footlight season and is backing his opinion with dough, associating himself with Georgie Hale in production of new musical comedy, "The Lady Came Across," starring Jessie Matthews......Harry Bostwick, manager of State Theater, Portland, Me., had a naval blitz on his hands t'other night when a tipsy gob thought the gaily decorated doorman was a so-and-so marine......**

▼ ▼ ▼

● ● ● *HERE are some of the boys who'll tee-off today in the Warner Club golf tourney up at the Old Oaks Country Club: The Brandts, Harry, Billy, Lou and Bingo (just one short of the Dionne count); Sam and Harold Rinzler; Louis and Manny Frisch; Si Fabian......Sid Deneau, Max Cohen, Ed Rugoff, Harold Eskin, Charles Moses, Walter Reade, Morris Jacks, Leo Justin, Jack Alterman, L. B. Alterman, Lowell Calvert......*

Exchange Treatment Draws Allied Fire

(Continued from Page 1)

to carry its grievances to the general sales managers of all companies. Unit will ask distribs. to appoint a good-will "ambassador" to check the treatment accorded to exhibitors by bookers, salesmen and branch managers.

At a meeting of Allied members in north and south Jersey held in Camden on Tuesday, resentment was expressed at the alleged ill treatment of exhibitors by exchange employes. A unit spokesman yesterday, while declining to go into detail, said the charges would be brought out into the open at the national convention in Philadelphia next week.

It was urged at the Camden meeting that the man appointed to act as "ambassador" should be a person who understands exhib. problems and not a man whose activities have been confined strictly to distribution activities.

Approximately 50 New Jersey Allied members will attend the Philadelphia convention.

Bennis Clearance Case Settled Before Hearing

(Continued from Page 1)

over Lincoln, were placed on national release date.

Case was to have been heard next Monday.

Michael Catalano Named Dipson Case Arbitrator

Buffalo—Attorney Michael Catalano, Buffalo, has been designated arbitrator of the clearance case brought by Dipson Theaters, Inc., against Paramount, Loew's, RKO, Vitagraph and 20th Century Fox under the consent decree.

A request for a one-week postponement from the original date, September 15, probably will be granted.

Buffalo Theaters, Inc., operating company of the Shea chain, has intervened in the case.

Dipson asks that the Bailey Theater, nabe house, be given the same availability for pictures as it had before Dipson took it over in 1939. Before that, the Shea chain leased the theater.

Wotta Man! ! !

St. Louis—Walter Thimmig of the local McNair, still has a perfect record for attending the trade screenings. Hasn't missed one yet. Takes in even the shorts and Westerns. Caught five pix in one day. The other day, he viewed three Westerns at the S'Renco Screening Room and then hurried up Olive St. not to miss the two features being screened by Paramount.

Will Call Thurman W. Arnold Before Committee

"Mystery Witness" of Probe is John T. Flynn; Will Be Heard Today

Sub-Committee Will Hold No "War Pix" Probe Hearing on Friday

(Continued from Page 1)

ceeded with its inquiry into alleged war propaganda in films and radio before a packed audience in a Senate Office Building caucus room.

Charles Lindberg, Senator Bennett Champ Clark, D., Mo., Senator Dennis Chavez, D., N. M., and Senator Burton K. Wheeler, D., Mont., have been invited to appear in an International Forum short, the New York World-Telegram reported yesterday.

And the puncturing came, as was the case on the opening day, Monday, via the testimony of one of the two sponsors of the resolution which would authorize a full investigation, this time that of Sen. Bennett Champ Clark, D., Mo.

Follow-Through for Nye

Clark did the follow-through for Sen. Gerald P. Nye, R., N. D., with a bitter, nasty tirade against the industry and some of its top executives—a tirade which ran the gamut from the charge that American theaters had been deliberately transformed "into 17,000 daily and nightly mass meetings for war" to the cry that execs. named were using "the instruments of the screen . . to poison the minds of the American people to go to war for their respective native countries."

(The Associated Press reported Clark as singling out Loew-Metro, Warners, 20th-Fox and United Artists for attack, and, indulging in personalities, cited particularly Alexander Korda and Charlie Chaplin. Other execs. cited by name, the AP said, were Nicholas M. Schenck, the Warner Brothers, Joseph M. Schenck, Darryl F. Zanuck and Henry Luce).

But Clark, under cross-examination by Sen. Ernest W. McFarland, D., Ariz., was forced to the humiliating admission as Nye before him that the Nye-Clark resolution was based almost wholly on hear-say evidence.

Clark admitted that he could recall having seen only one of the pictures complained of—Alexander Korda's UA release "That Hamilton Woman." He said he objected to that picture because it distorted some historical facts.

(Senator Nye Tuesday admitted that he had seen only two of the pictures on which his claims of war propaganda were based. And he could not specify the features of these pictures which caused him to label them as "vicious.")

The testimony of Clark further revealed that a lot of his contention against the movies was caused by inability of himself and friends to get as much time in the newsreels as they wanted. He said this was evidence of "monopoly" in the industry, an issue which is becoming more and more a feature of the hearings as the original charge breaks down under the able return fire of Wendell L. Willkie, industry counsel.

During the testimony by Clark, Nye and Willkie engaged in an exchange of stinging statements in which Nye accused Willkie of being "press agent" for the industry, and Willkie charged Nye with basing his charges against the industry on racial issues and other sentiments outside the sphere of the investigation.

(The Associated Press quoted Nye as saying:

"Mr. Willkie has chosen to make himself the press agent for the industry, whereas it was thought he was to be their attorney. His press releases are an excellent example of thorough carelessness and rough treatment of truth. He takes no end of liberty in representing me on things I have not said. But, knowing Willkie as I do I can be confident there will come a day when this is all over—when Willkie will say that what he said and did now was just a bit of campaign oratory.

"It does not become Mr. Willkie or those he represents to raise the charge of bigotry after what I did yesterday to bury this influence, which some, like Willkie, are determined to use to cover up the real and serious issue involved in this propaganda study.").

Demanding that the sub-committee stop the by-play on "questions of racial or national sentiment, financial interests, so-called monopoly or otherwise" Willkie pointed out that it was trying to determine the reasons for alleged propaganda before it had actually determined that propaganda exists. He demanded that before proceeding further, the committee investigate the films in question. And typically, his request was ignored.

Demands Calling of Mellett

Referring to remarks Tuesday by Nye which indicated belief the Administration has exerted pressure on the industry to produce propaganda films, Willkie said:

"Of course Senator Nye has no proof of this for the simple reason that the charge is completely untrue.

"But when such a charge is made by any United States Senator, there is great danger that it may be believed by the general public which has no opportunity for personal investigation. Senator Nye obviously had no proof but he did mention Lowell Mellett, director of the Office of Government Reports, in connection with his charge. I now publicly ask the Senate sub-committee to call to the witness stand at once Lowell Mellett."

This request, too, was ignored by the sub-committee.

During the hearing yesterday, Willkie, after another vain attempt for permission to ask questions of witnesses, requested that the industry at least be permitted to call its witnesses in order. Even this request was denied, Chairman D. Worth Clark, D., Idaho, announcing that the committee would call witnesses in any order it sees fit.

In this connection, Chairman Clark announced following the hearing that John T. Flynn, financial columnist for the World-Telegram, and a member of America First Committee, will be the witness today. Thus Flynn, who has been bitterly opposed to the President's international policy, was revealed as the "mystery" witness whose identity has been withheld for so long.

Order of Witnesses

Flynn has some standing as an economist, but just what he knows about the motion picture industry no one was prepared to say. Some suggested that perhaps that is the "mystery" about him.

After Flynn is heard the committee is expected to adjourn for the week-end. Jimmie Fidler and George Fisher, both radio commentators on films, will testify Monday and will be followed by Nicholas M. Schenck, Harry M. Warner, Barney Balaban and Lieut. Col. Darryl F. Zanuck in the order named.

During Champ Clark's testimony, Chairman Clark repeatedly had to warn the audience against outbreaks of applause as Willkie attempted to become a part of the hearings. Clark warned the gathering after a particularly prolonged "win with Willkie" demonstration that he might clear the room if such demonstrations continued, adding that he would not have the hearing "turned into a circus." Some industry members on hearing this remarked grimly that it "never had been anything else."

Clark attempted to meet the issue raised by Willkie that the instigators of the probe were hitting at freedom of expression, which, as Willkie pointed out, is a constitutional right. Clark said in essence that since motion pictures are capable of reaching so many people at once and that since control can be vested in the hands of a few people, the issue is changed entirely.

Can Reach 80,000,000-Audience

"Any man, any group of men, who can get control of the screen can reach in this country every week an audience of 80 million people," he said. "If there is a great debate before the nation involving its economic life or, even its liberties, no man can get a syllable in the sound pictures save by the grace of the men who control the sound pictures.

"And I here formally and deliberately charge that a handful of men have gotten possession of both the radio microphone, and the moving picture screen. And that men and women in America, discussing the great problems of America, can use these machines or not, only by the grace of this small oligarchy."

Evidently unaware of the New York consent decree, Clark brought up the old issue of block-booking and said that through this practice the producers are able to control all the theaters in the country. Willkie attempted to answer this charge, but was given no opportunity to do so.

(The Associated Press declared "Clark said that the movie producers apparently had decided to go into the field of propaganda and to attempt to mold the foreign affairs of the United States Govern-mnet. Recalling that President Roosevelt

(Continued on Page 8)

EDITORIALS ASSAIL FILM INQUIRY

The Senate sub-committee's investigation of the industry was raked fore and aft editorially yesterday by New York dailies, with several Washington columnar commentators joining in. Highlights of the verbal volleys fired follow:

TIMES: ". . . the inquiry has its sinister aspects. . . . The present horseplay is a waste of time and a squandering of public funds." (Editorial caption: "The Movies and Free Speech.")

HERALD-TRIBUNE: "One notes that this little group of disaffected politicians . . . . is set, through an ex parte inquisition, to intimidate public expression on the screen and over the air . . . Messrs. Wheeler, Nye, et al, have unquestionably loosed a boomerang. . ." (Editorial caption: "Isolationist Boomerang.")

POST: "It is scandalous that the Senate majority has watched the subterfuge without protest . . . We call upon the Senate to restore order . . . A Senator who remains silent at this critical moment becomes a partner to the isolationist crime." (Editorial caption: "Senate Scandal.")

DAILY NEWS: "We look for this investigation to churn up a good deal of talk about anti-Semitism and pro-Semitism in the United States. There has been a lot of hush-hush talk on this subject of late. Perhaps a little ventilation of the question will do good." (Editorial caption: "What is Anti-Semitism?")

BROOKLYN EAGLE: "Does Senator Nye feel that the movies, the radio, the newspapers and every one else should swallow their detestation of a regime that is opposed to everything for which America stands?" (Editorial caption: "The Movie Inquiry.")

PM: "Actually, they (the sub-committee) might ask, in these times when the Fascist assault so clearly threatens everything democratic and American, have only 50 out of 1,100 Hollywood motion pictures dared to show the people the face of the enemy, and hang the rogues' gallery tag on him?" (Editorial caption: "Hollywood's Crime.")

Examine Pictures, Not Witnesses, Willkie Asks

Two Radio Commentators, Jimmy Fidler, Geo. Fisher, Will be Heard On Monday

(*Continued from Page 7*)

had thanked the Motion Picture Academy of Arts for its efforts in explaining the lease-lend bill, he added:

"'But I warn the President of the United States and I warn these men who are so pleased with the help the movies have given them that a moment may come when they may find the moving pictures on the other side of some grave national or international issue in which they are interested. They will not like it then.'")

(The Daily News quoted Clark as asking: "Does anyone see a pictorial representation of life in Russia under 'Bloody Joe' Stalin? They do not.")

In reply to persistent attempts from McFarland to find out what legislative remedy the Missourian might have in mind. Clark finally suggested the possibility that the Sherman Act might be amended. It has been indicated, in this connection, that Thurman W. Arnold, Assistant Attorney General, will be called before the committee later.

McFarland Challenges Clark

Challenging Clark on the subject cf propaganda pictures, McFarland pointed out that almost all pictures can be cited as propaganda for or against something. He added that a number of very fine pictures have been based on the scriptures and asked Clark what he would do about such pictures.

Clark said he wasn't talking about pictures like that, that he had in mind "vicious" propaganda pictures.

"And who was going to determine whether pictures are vicious or not?" McFarland asked. "After all, that is only a matter of opinion."

Clark pointed out that a number of states have set up censorship boards, but quickly denied that he would propose any such thing for the Federal Government.

McFarland checked Clark on statements that people went to the movies for relaxation and therefore were caught in a receptive frame of mind for propaganda.

Can Tell War Film by Its Title

"Anyone can tell a war picture by its title, and the advertising about it," he said. "If the public doesn't want to go to see it, it doesn't have to."

In a heated challenge to the committee's jurisdiction and method of procedure, and reply to the testimony which Nye gave Tuesday, Willkie asked that the committee "reconsider" the exact purpose which its members believe these hearings are designed to serve, and added:

"All members of the committee will agree that, assuming any proper purpose, they will have one single function at the conclusion of their hearings—namely, to report back to the Senate whether or not in their opinion there is any reasonable ground for the Senate to authorize an investigation of any dissemination of propaganda by the motion picture and radio industries to influence public sentiment in the direction of participation by the United States in the present war.

"Now it is clear that at the very most the whole question before the committee is the nature of the films produced by the industry. . . .

"The subjection of individuals to a public inquisition into the possible motives and grounds for suspicion as to why they did a thing should, upon all the principles which we know the members of the committee cherish, be withheld until there is reasonable ground for believing that the thing has in fact been done.

"It is clear that, always assuming any jurisdiction, the only thing which your Committee should consider is whether or not in its judgment the films themselves are of such a character or may have such an effect as to justify further inquiry and report accordingly.

"We therefore request that this committee terminate the hearing of witnesses and examine the sole evidence of commission of the acts charged—the pictures alleged to produce or to constitute acts to involve us in war. We therefore request that the Committee proceed immediately with an examination of the pictures involved."

In a subsequent statement Willkie struck back hard at the monopoly charge, inferring it was a "red herring." Willkie said:

"Senator Clark, lacking proof of his original cry of 'propaganda' has now drawn the usual red herring to cover up. He is now crying 'monopoly'. The facts here are simple, and Senator Clark knows them as well as does the Department of Justice. For two years, the Department of Justice, from 1938 to 1940, investigated the motion picture industry. The result was an agreement, entered into under the auspices of a Federal Court, which completely satisfied the Department of Government charged with enforcing the anti-trust laws. The industry has not violated, in any way, this agreement, and the Department of Justice has made no complaints concerning the conduct of the business. But, having failed to present any evidence on 'propaganda,' Senator Clark now tries to prejudice the public with his monopoly charge. After this charge falls of its own weight, the isolationists will have another charge, for

Willkie Calls Injection Of Monopoly Charge Into Inquiry, "Red Herring"

they are obviously determined to use this opportunity to fight, with whatever weapons they can find, the foreign policy of their country."

Willkie urged that the pictures described by Nye and Clark as objectionable be screened for the committee after which, he said, he would ask the committee "to let us present witnesses who will testify from first-hand knowledge that these pictures describing Nazism and portraying the gallant war effort of the British are accurate."

In conclusion Willkie fired this parting shot:

"There is a basic issue involved in this hearing, the rights of an industry to freedom of expression and the rights of individuals to think as they please. This is as important as anything in our way of life. I think the time has come to end the sport of United States Senators badgering and threatening unprotected witnesses on the one hand, and refusing to allow those who are being accused from having a hearing. Destroying reputations by whim and fancy, on the part of Senators, is not a fitting role for elected representatives of the people."

Senator Pepper Fires 2nd Volley at Probers

Senator Claude Pepper, D., Fla., who assailed the Senate film inquiry as "vicious" Tuesday in addressing the SETOA in Jacksonville, fired a second volley at the Senate sub-committee yesterday. He was quoted by the World-Telegram as accusing Senator Gerald P. Nye of having spurred the probe by his anti-Semitism.

"I am afraid Senator Nye, being the introducer of the resolution and because of the speech he has made assaulting the motion picture industry primarily because some of its members are Jewish and secondly because he didn't like their attitude," Senator Pepper said, accordin gto the World-Telegram.

PROBE HAS FOUR GOALS—KROCK

Writing under the heading, "The Movies Go Before a Kangaroo Court," Arthur Krock, distinguished Washington columnist of the New York Times, said in an editorial page pillar devoted to the industry probe:

"From what has been said by the prosecutor-plaintiffs-judges (a Congressional committee member often acts as all three), the following are among the suspected activities of the moviemakers which their critics hope to disclose:

"(a) Although labeled 'newsreels,' which name prepares the spectator to assume he is to see an impartial array of facts, this product has been doctored to distort the facts, or present them unilaterally for a propaganda purpose.

"(b) Producers, directors and writers who have attempted to make objective entertainment films dealing with the war and American wartime policy have been forced to sacrifice that objectivity to a planned campaign to advance the day of this country's intervention in the war.

"(c) By monopolistic control of the industry and its exhibitors, these things have been made possible, and independent production and presentation have been stifled.

"(d) The Administration, in exchange for planned movie propaganda, has been lenient in enforcing legal restrictions against violations of the anti-trust and other laws by the industry."

Schine Houses Up Scales To Avoid Tax "Odd Cents"

(*Continued from Page 1*)

in the opinion of Schine officials. Later it may be extended to include all Schine houses.

With everything going up, the public is now "conditioned" for a slight increase in movie prices, H. F. Sliter, Mohawk Valley district manager believes.

Only Two Exhibs. Turn Out For N. Haven Tradeshows

New Haven—Showings of second group-of-five pictures were poorer in attendance than the first, some drawing as few as two exhibs.

To Seek Funds for Fuller Pix Probe

Washington Bur., THE FILM DAILY

Washington—Prediction some time ago in THE FILM DAILY that Senators Gerald P. Nye and Bennett Champ Clark hoped as a result of the present probe of "war propaganda" pictures to obtain Senate funds and authority for a greatly expanded investigation of the movie industry, was confirmed here yesterday in the testimony of Senator Clark.

According to report a $50,000 appropriation will be sought.

SEP 16 41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 52—In Two Sections. Section 1. NEW YORK, FRIDAY, SEPTEMBER 12, 1941 TEN CENTS

BRANDS PROBE "SABOTAGE"

Consent Decree Criticized in Midwest Decision

Court Grants Injunction; Holds Consent Decree Blind To One Main Viewpoint

By H. E. REVES
FILM DAILY Staff Correspondent

Detroit—The consent decree was criticized and a national board of clearance and zoning proposed in Federal Judge Frank A. Picard's decision here yesterday in the Midwest Theaters versus Co-operative Theaters of Michigan case. The Court authorized an injunction

(*Continued on Page 8*)

Two Largest Detroit Houses to Use Acts

Detroit — Detroit's two largest theaters, the Fox and the Michigan, which have not had stage shows in months, signed Wednesday with the Detroit Federation of Musicians, adopting a policy of playing stage attractions whenever suitable "name" bills can be booked. Last year, both houses had a contract providing for

(*Continued on Page 3*)

Dime Lunch Hour Show For Ilion Arms Workers

Ilion, N. Y.—Something different in the way of shows for defense workers has been devised by Ronald Failes, manager, Schine's Capitol theater here, who will inaugurate

(*Continued on Page 7*)

Gas Supply Ample, Senate Com. Finds

Washington Bur., THE FILM DAILY

Washington — Finding that there was no actual shortage of gas or oil in the East, a special Senate investigating committee yesterday recommended immediate removal of existing restrictions. The committee accused Secretary of Interior Ickes, the Defense Petroleum Coordinator, and his aides of "over enthusiasm" in creating unneeded alarm among the public.

"NAVY BLUES SEXTETTE" BLIND-DATE PITTSBURGH SWAINS. Mayor Cornelius D. Scully and just-arrived Warner cross-countrying charmers picking pix of Smoky City's defense worker Lotharios in "Wire Photo by Wide World" . . . Washington—on deck!—Advt.

A. C. Theater Sues Circuit, Majors on Trust Charges

Atlantic City—Charging monopoly and conspiracy, operators of the New Empress Theater and the E. M. Blatt Co., owners of the property, this week started legal action against the Weiland-Lewis circuit and major distributors. Plaintiffs charge monop-

(*Continued on Page 3*)

Schad Injunction Move In Trust Suit Withdrawn

Philadelhia—After four days of testimony before Federal Judge Cullin Ganey in a case brought by Harry Schad of Reading, State Senator Harry Shapiro of Philadelphia, counsel for the plaintiff, withdrew his motion for a preliminary injunc-

(*Continued on Page 3*)

Execs. To Attend Allied Meet

Registration for Philly Conclave at Peak

Executives from every film company will be on hand during the three-day national Allied convention in Philadelphia starting next Tuesday, the convention committee reported yesterday. At the same time, it was learned that the advance reg-

(*Continued on Page 8*)

"U" To Correct Mistakes, Scully Tells 150 Exhibs.

Philadelphia — Replying to criticism of company policy on allocations, William A. Scully, Universal

(*Continued on Page 8*)

Inquiry Seeks to Destroy Country's Foreign Policy, Wendell Willkie Charges

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington—The film industry, through its counsel, Wendell L. Willkie, tore the mask off the Senate Interstate Commerce sub-committee supposedly investi-

(*Continued on Page 4*)

Jimmie Fidler and George Fisher, Coast radio commentators on films, will share the spotlight when the Senate sub-committee resumes its hearings on Monday. The sub-committee will not convene today or tomorrow.

Pix Terms Too High, Iowa Indies Charge

Des Moines, Ia.—A virtual "boycott" on buying the new season films is in progress in Iowa today by independent exhibitors with the expectation of waiting several months for better film rental terms.

One exhibitor said the "boycott"

(*Continued on Page 7*)

U.S. Distribs., Jap Employes Reach Accord on Pay

Distributors in Tokyo and Japanese employes have reached a com-

(*Continued on Page 8*)

Four Pix Securities at New 1941 Highs

Four film securities—two on the Big Board, one on the Curb and another on the Bond Market—continued the upward move yesterday to set new highs for the year. Loew's common closed at 38⅛ for a seven-eighths gain; RKO $6 pfd. rose a half point, closing at 54½; Para. cv 3¼s 47 registered a half point gain, closing at 98½; Technicolor similarly went up to close at 10¾.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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Fri., Sept. 12, 1941 Ten Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Thursday, Sept. 11)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.				
Col. Picts. vtc. (2½%)	7½	7½	7½	+ ¼
Columbia Picts. pfd.				
Con. Fm. Ind.				
Con. Fm. Ind. pfd.	10¼	10¼	10¼	+ ⅛
East. Kodak	140	139	140	— ½
do pfd.				
Gen. Th. Eq.				
Loew's, Inc.	38¼	37¼	38⅛	+ ⅞
do pfd.				
Paramount	15½	15	15½	+ ½
Para. 1st pfd.	113½	113½	113½	
Para. 2nd pfd.	14⅛	13¾	14	+ ¼
Pathe Film	14⅜	14⅛	14¼	+ ⅛
RKO	3½	3⅜	3⅜	— ⅛
RKO $6 pfd.	54½	54½	54½	+ ½
20th Century-Fox	9	8⅝	9	+ ½
20th Century-Fox pfd.	22⅜	22	22¼	+ ½
Univ. Pict. pfd.				
Warner Bros.	5⅜	5⅛	5¼	+ ⅛
do pfd.	71	71	71	— 1
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46.				
Loew's deb. 3½s46.	104½	104½	104½	— ¼
Para. B'way 3s55.				
Para. Picts. cv. 3¼s47	98½	98¼	98½	+ ½
Warner Bros.' dbs. 6s48	96¾	96¾	96¾	
NEW YORK CURB MARKET				
Monogram Picts.				
Radio-Keith cvs.				
Sonotone Corp.				
Technicolor	10⅞	10⅜	10¾	+ ½
Trans-Lux				
Universal Corp. vtc.	8¾	8⅝	8¾	

N. Y. OVER-THE-COUNTER SECURITIES	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	65	68
Roxy Thea. Bldg. 4s 1st '57	59	62½

Pic Operators in Ill. To Weigh Television

Chicago — Illinois convention of moving picture operators will be held on Monday in Danville during the annual meeting of the Illinois Federation of Labor.

One of the topics which the operators will discuss is television. John Smith, Earl Bishop and Pete Shayne will head the Chicago delegation.

Notice of Trade Showings

CORRECTION

Legal Notice of 20th Century-Fox Trade Showing published for the benefit of exhibitors generally.

ATLANTA, GA.

Monday Sept. 15 at 10:30 A. M. and Tuesday Sept. 16 at 10:30 A. M.

(Instead of date and time originally announced)

"WEEK-END IN HAVANA"

**at 20th Century-Fox Exchange,
197 Walton St., N.W., Atlanta, Ga.**

Sues Author of "Claudia" For $80,606 Commission

Commissions of $80,606 on royalties received from the play, "Claudia," is sought in a suit filed in New York Supreme Court yesterday against Rose Franken, author, by Nancy Morrison as administratrix of the estate of Adrienne Morrison.

According to complaint, Adrienne Morrison obtained John Golden as producer of the play on a 10 per cent commission basis. Suit claims that profits of the play and sale of film and radio rights has netted playwright over $800,000.

Asks Order for Griffis To Testify Before Trial

Benjamin Blumenthal yesterday filed application in the New York Supreme Court for an order directing Stanton Griffis, chairman of the board of Paramount Pictures, to testify before trial in Blumenthal's $965,000 damage suit against Paramount.

Plaintiff charges the defendant with refusing to go ahead with a deal for the sale of Paramount theater interests in England after Blumenthal had obtained a buyer.

Jack Bannan Appointed Special "U" Sales Rep.

Jack Bannan has been named special sales representative for Universal and assigned to District Manager Pete Rosian in Cincinnati. Bannan formerly was assistant to F.J.A. McCarthy, Southern and Canadian sales manager.

In his new job, Bannan will have a roving assignment in Cincinnati, Indianapolis Oklahoma City and Dallas the four exchanges in Rosian's district. He joined Universal early in 1941 after many years with Paramount.

Monogram Closes Deals With Five Circuits

Monogram's recent New England deals on 1941-42 product include the Interstate circuit of 40 theaters, the Rifkin group of eight theaters and Lieberman's 37 houses, according to Steve Broidy, general sales manager.

The Cleveland branch has closed with the Skirball circuit of 12 theaters, while the Bijou circuit of 37 theaters in the South will be serviced by Monogram exchanges in Charlotte, New Orleans, Atlanta, Dallas and Oklahoma City.

'41-'42 Contract Pace Sets Record,—Rodgers

Chicago — William F. Rodgers, general sales manager for M-G-M, declared here yesterday that more than 4,000 contracts have been received for new season films, the largest in company's history for so early in a selling season.

While here, Rodgers completed deal with Great States Circuit for Metro product. He is scheduled to leave this city for New York today.

Newsreels Give President's Speech Special Coverage

Newsreels gave President Roosevelt's speech from the White House last night special coverage and are issuing today post-release clips of the historic address to be included in the regular reels which were sent out yesterday.

K & S Files Arbit'n Case

Chicago—K & S Theater Corp., North Chicago, of which Sidney Schatz is president, filed an arbitration case here yesterday against Vitagraph and RKO.

COMING and GOING

FRANK PHELPS, Warner home office circuit executive, left yesterday for Chicago where he will remain for several days.

CHARLES COBURN arrives in New York on Monday.

IDA LUPINO, whose next appearance will be in "Moon Tide" for 20th-Fox, arrived in New York yesterday for a short vacation.

BETTY GRABLE arrives Saturday morning from the Coast.

JAY CASSINO, motion picture editor of the Newark Star-Ledger, motors out to the Coast on Sept. 20 for a six-week assignment.

CLAY V. HAKE, Australian manager for 20th-Fox, leaves over the week-end for San Francisco where he will sail for Sydney on Wednesday.

ANATOLE LITVAK, leaves for a two-month aerial tour of South America as soon as he completes cutting on "Blues in the Night."

IRVING CUMMINGS and his wife have arrived from Hollywood and are staying at the Essex House.

CHARLES RUGGLES is in New York conferring with radio sponsors.

JACK BANNAN leaves over the week-end for Cincinnati where he will take up his new duties as special sales representative to Universal's district manager Pete Rosian.

JOSEPH QUITTNER and **PETER PERAKOS**, operators of the 1,000-seat East Hartford, Conn. theater, under construction, will fish in Maine, while cruising aboard the Perakos cabin cruiser "Happy."

LOU JACKSON, of Anglo-American Pictures, is expected here from London around Sept. 20.

"Navy Blues" Girls Escort Pitts. Defense Workers

Pittsburgh—Reversing the usual procedure of being escorted by Naval officers on their many stops across the country, Warner Bros. "Navy Blues" Sextette yesterday escorted six outstanding civilian defense workers, selected by the Pittsburgh Defense Council, to a formal dinner sponsored by the Junior Chamber of Commerce.

More than 100 guests, representing every phase of national defense work in this area, attended. Each of the six girls was given the honor of presenting a bronze plaque to her partner. The banquet was aired over station KDKA.

Tri-States Buys Two More

Falls City, Neb.—O. A. Johnson, owner of the Rivoli and Oil City Theaters, has sold both to Tri-States. Ed Forester has been named manager of the two houses.

NATIONWIDE—BUT NOT TOO BIG FOR FRIENDLY SERVICE!

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Building
Remodeling

THE Film Equipment News DAILY

Equipment
Maintenance

VOL. 80. NO. 52—Second Section. NEW YORK, FRIDAY, SEPTEMBER 12, 1941 TEN CENTS

FEW STUDIOS FEEL MATERIALS PINCH

Tri-States in $215,000 Improvement Program

PLAIN TALK

. . . about equipment

By GEORGE H. MORRIS

Equipment Editor, THE FILM DAILY

JUST the other day an article in The Rural New Yorker came to our attention. It was titled "Our 'Bang-Up' Apple Crop." We quote, because what was said is very pertinent to the film exhibitor:

"When the housewife goes to a store to buy apples, she may be attracted by some well-colored, smooth, shiny specimens, and a sale is made. She may also see some banged-up apples, even well-grown, large, and red, but she is not impressed. She may want apples, but she doesn't need them badly enough to buy such stuff, so a sale is lost . . ."

◆

ADMITTEDLY, there is a wide physical difference between apples and film entertainment, but nevertheless they have a decided common denominator. Both are commodities in the public eye, and are offered to the public purse.

Now, The Rural New-Yorker's article points out that bruised fruit means lower grade, and if quality is maintained through careful handling, profits will accrue as a result. The same thing is true of film entertainment, as it is purveyed, or "handled," through the medium of careful projection, which is to say modern projection, and proper maintenance thereof.

◆

SCREENGOERS are the public. They buy apples. They buy movies. And it is patently ridiculous to think that they aren't just as finicky about one commodity as they are about another. They don't want "bruised" fruit. They don't want "bruised" projection. Any other assumption would be to embrace the tenet that any old mechanism will serve in the booth; any kind of projection lighting is good enough; and

(*Continued on Page 2*)

Can't Nail Board . . .

Rochester — Suburban Brighton's town board has turned thumbs down on theater project mapped for that town. Board's decision was made "because of the opposition of some people who felt that the construction would alter the character of the neighborhood from residential to commercial." Theater, town's first, was to be part of $500,000 building project.

Four Houses Are Listed For Remodeling; Capitol And Rialto Biggest Jobs

By OTTO WEBER
FILM DAILY Staff Correspondent

Sioux City, Ia.—One of the largest remodeling programs in the middlewest was announced this week by the T. S. Martin Realty Co. of Sioux City and the Tri-States Theater Corp. with four Sioux City houses operated by the circuit to undergo a $215,000 renovation.

The program contemplates the expenditure of $150,000 to completely

(*Continued on Page 4*)

Motiograph's Sales Continue on Upgrade

Chicago — Current business of Motiograph, Inc., is impressively large, with demand on part of film theaters for organization‘s equipment showing increasingly steady gains. Company's recent installations include furnishing of both Motiograph De Luxe projectors and Mirrophonic De Luxe sound to Royal Amusements, Ltd., Honolulu; Manos Theater, Uniontown, Pa.; Plains Theater, Plains, Pa.; Coyle, Charle-

(*Continued on Page 5*)

Erlanger To Dipson And He Will Remodel

Buffalo—Nikitas D. Dipson of Batavia, president of Dipson Theatrical Enterprises and owner, operator, or both, of 25 theaters, mostly movie houses, in New York, Pennsylvania and West Virginia, has stepped into

(*Continued on Page 7*)

Strange But True

Redlands, Cal.—Fox West Coast's Grove Theater which had its debut at the month's outset is doing handsomely as a second-run stand. It's one of the oddities of exhibition,—having been built on the stage of F-WC's Redlands Theater, which is a first-run, 1,500-seater. The "superimposed" Grove seats 482. Page Ripley!

New Houses Assured, Says John Eberson

That the Government, throughout the present national emergency, can expect and deserves the full cooperation of architects and engineers associated with the motion picture field was expressed yesterday by John Eberson, senior partner of the architectural firm of John and Drew Eberson, who contends that there will be no curtailment of new film theater construction because the power and initiative to preclude such a contingency lies with designers of

(*Continued on Page 5*)

Circuit Will Put Up New 500-Seater In Pa.

Pittsburgh—The newly organized Fineman-Shapiro-Mervis Bros. Circuit has just announced the awarding of contract for the construction of a 500-seat theater in Aspinwall, Pa., where it now operates the only theater in this town.

Work on the new theater is to start immediately and it is expected to be completed by Jan. 1.

Some Shortages Loom Now, But Coast Lots Generally Have Essential Supplies

By RALPH WILK
West Coast Bureau of THE FILM DAILY

Hollywood — What effect the national defense program is having upon Coast studios both in matters of routine operation and maintenance is disclosed in a survey conducted by THE FILM DAILY on a number of lots, comprising those of WB, M-G-M, RKO Radio, Republic, Universal, 20th-Fox, and Paramount. While some shortages are being noted, it is interesting that purchasing departments, and those charged with planning, are making up for certain

(*Continued on Page 4*)

Altec Reports Gains In Seattle District

Expanded business activity in the Seattle district of Altec Service, as reported by Barclay W. Ardell, district supervisor, include the closing of a sound and repair-replacement agreement with L. J. Finske for eight theaters in the J. H. Cooper Enterprises Circuit in Colorado Springs, Pueblo, Grand Junction, and

(*Continued on Page 6*)

Bill Forman Launches United Theaters Corp.

Portland, Ore.—The United Theaters Corp. of eight houses in southwest Washington and western Oregon has been launched by Bill Forman, who for some years was with

(*Continued on Page 7*)

NTS Marks 15th Anniversary

Service to Exhibs. Key to Its Growth

In 1926, as result of the merger of 54 individual supply dealers, National Theater Supply Co. came into being, and the organization is commemorating this fact during mid-September, which marks its 15th anniversary.

While it may sound like a paradox, removal of National's head-

(*Continued on Page 8*)

WMT Buys Property for Circuit's Home Office

Springfield, Mass. — Western Massachusetts Theaters, Inc., through its president, Nathan E. Goldstein, announced Sept. 9 that it has punrchased the property at 265

(*Continued on Page 6*)

A Balaban Drive-In

Chicago—Harry Balaban of H. & E. Balaban Circuit says chain intends to build a new Drive-In at 25th and North Aves. next season, option has been taken on land near Melrose Park, and plans are under way. Also that circuit has reopened the Globe, 1145 Blue Island Ave., following modernization, and has leased the Joy in South Chicago to Dave Rice for his personal operation.

THE Film Equipment News DAILY
Building Remodeling — Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folk, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK

. . . about equipment

(*Continued from Page* 1)

any kind of a screen satisfactory. We all know different, and so does John Q. Public, his spouse,—and even the youngsters who plunk down their coin at the b.o.

The grocer or fruiterer who sells bruised fruit doesn't vend it at the same price-scale which prevails for sound merchandise. He makes a mark-down. Does the exhibitor, when he offers "bruised" projection? No. But there is a mark-down of which he has no tangible index. It's that people in his community, in an unknown proportion, shun his theater or at least set up a mental resistance to film attendance. We should like to have a small swatch of the money which is lost to theatermen annually through causes which they cannot put their fingers on,—or won't. It is just unfortunate that this condition is so. Otherwise the national "take" would be greater than it is, and, by the same token, so would public interest in film entertainment.

•

MANY, many housewives, and others, say to the storekeeper or the clerk, "No, I won't take those apples." Whether the mart is small or large, such public taste is noted and heeded. Alas! those who find "bruised" projection, sound, et al, in their community or nabe theaters don't voice their refusals to buy badly-presented film entertainment to the owner of the house or any attache. They just keep their feelings to themselves, and the b.o. loses something it should have HAD.

•

THERE is no room in filmland for "banged-up," inadequate equipment. There should be substituted for it,—and quickly,—equipment of the "bang-up" type. Nothing but the best ever satisfies the best of showmen.

Army Rebuilding Theater

The War Department, through the Construction Quartermaster, Fort Leonard Wood, near Rolla, Mo., will receive bids until 1 p.m. Sept. 17 on the construction and completion of a theater building, type TH-3, on the existing foundation at Fort Leonard Wood. It will replace the theater destroyed by fire several weeks ago.

CHANGE TO ALTEC SERVICE
..A CHANGE FOR THE BETTER
ALTEC
SERVICE CORPORATION
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Interstate In Shift Of Circuit Personnel

Houston — Several personnel changes were evidenced in the opening of the new Village Theater, latest of Interstate Circuit's neighborhood exhibs. here. Russell Rindy, former manager of the Eastwood, became manager of the Village. Ross Vallone, assistant manager at the Majestic, became Eastwood manager. At the same time, Paul Hudgins, circuit employe, became manager at the Almeda, while Tommy Howeel, formerly Almeda manager, moved to the Tower in the same role.

Fireworks and other fanfare marked the Village opening. Merchants of the area, one of Houston's most exclusive, took part. Ceremonies were broadcast.

The Village is of modern design architecturally, its lines being strong and simple. The lobby is modernistic, with a long foyer, and indirect pastel lighting.

Seats are cushioned with new bubble foam sponge rubber. Every other row contains "love seats."

The Village will operate on a policy of four changes of program weekly.

Attending the opener were Leonard Goldenson, Paramount vice-president, and Leon Netter, Paramount's manager in the South.

Iowa Supply House Lists Latest Sales

Des Moines, Ia.—A. F. Thiele of Des Moines Theater Supply Co. reported recent sales included new machines, lamps, chairs, sound equipment and screen to Brotman Bros. of Moline, Ill., for the Highland Theater, and new sound equipment and lamps to Leo C. Schneider at Afton for Paris Theater.

Projector equipment also went to Kehrberg Brothers of Shelton for the Iowa Theater.

Ankeny to Have Movie

Ankeny, Ia.—A license to construct the only movie picture house here where a $30,000,000 Government ordnance plant is under construction has been granted to George Tidrick and Harold Moore. It is reported the two men plan to build a $30,000 house. Plans for construction of the theater have not been announced. The city fathers of Ankeny have limited the number of theaters in this city to one.

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THE MAN WHO OWNS THEM
AND YOU WILL HEAR THAT
MOTIOGRAPHS
OFFER THE UTMOST IN SCREEN RESULTS
SEE
YOUR INDEPENDENT THEATRE
SUPPLY DEALER TODAY

NSS Completes Jobs, Working On New Stand

Novelty Scenic Studios have just finished complete decoration of the new Lee Theater, Roanoke, Va., owned by Dan Weinberg. Work included draperies, stage equipment, wall coverings, decorative painting and murals, it is stated by A. I. Kessler of the decorating firm.

He also states that his organization has completed decoration of J. A. Mordquist's Main Street Theater, Galeton, Pa. This job included painting, murals, draperies, stage equipment, and wall coverings.

Currently, NSS is working on the new Colony Theater, Toledo, O. Work calls for draperies, stage equipment, wall coverings, murals and decorative velour, and leatherette treatment for the lobby.

Paramount Building New Mid-west Theater

Chicago—Defense industries are bringing more theaters to Chicago, the latest theater project being the building by Paramount Pictures, Inc., in Maywood, on the northeast corner of Fifth Ave. and Warren St., in the West Side suburb.

The house will seat 1,600 from plans by Rapp and Rapp, and will be called the Paramount Theater.

Work is expected to get under way in 60 days and completion is planned for next Spring. The land and building will cost an estimated $250,000. This will mark the first entry into the Chicago territory of Paramount as a theater operator, all other houses are under Balaban & Katz direction here.

Wayside Gets Under Way

Houston—Work has been started on a new theater for Interstate Circuit here. It will be erected at Wayside Drive and Telephone Road, and will be known as the Wayside, Al Lever, Houston, manager, said. The project will cost $100,000. It will be the 15th theater operated by Interstate here.

COMING and GOING

MAJ. A. J. ZIMMERMAN has returned to Bausch & Lomb, Rochester, from a year of active duty with the Army.

MILTON ARTHUR has left Los Angeles for St. Louis and New York.

J. V. GUERCIO of Guercio Barthel Co., theater equipment dealers, has returned to Chicago from a vacation in Michigan.

CARL RAPPAPORT of Libby-Owens-Ford, and his bride, the former **FLORENCE ROSENBERG**, are honeymooning in New Hampshire.

DREW EBERSON, junior partner of John and Drew Eberson, architects, returned to New York on Wednesday night from Florida.

HAROLD WENGLER of Altec Service Corp. returns to New York on Monday from a brief vacation.

A. E. KLEIN, RCA's Chicago manager, has returned to his post in that city from a vacation in Spooner, Wis.

JOE HORNSTEIN has returned to New York from the indie supply dealers' conclave in Chicago.

Work Starts Next Week On New House Up-State

Rochester—Plans have been completed for the construction of a second theater in nearby Trumansburg, according to Harry Berinstein of Elmira, member of Cornell Theaters, Inc. The new house will be called the Cayuga and work will start about Sept. 15.

The present theater in Trumansburg, the Burg, owned and operated by James and John Ryan, was erected in the Spring of 1940.

The new theater, one of a chain which is planned for several medium-sized villages, will seat 400 persons, will be of Colonial type design, will be air-conditioned and will contain all the latest equipment.

IRC Has New Time Switch

Chicago—The International Register Co. are introducing a new 35-ampere time switch at a low price. The switch has manual control, a synchronous timing motor, and an automatic reset. The entire mechanism is accessible and has a one-year guarantee.

"LOADS OF FAVORABLE PRAISE" *says* *PLAISANCE THEATER*

"Your Kroehler Push-Back seat installation has created more talk and lasting public enthusiasm than anything we have done in our modernizing program, and we honestly believe it is responsible for our success in the operation of this theater," says Benjamin Banowitz of the Plaisance Theater, Chicago. Write for data on this revolutionary seat.

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Elliott Film Co.,
72 Glenwood Ave.,
Minneapolis, Minn.

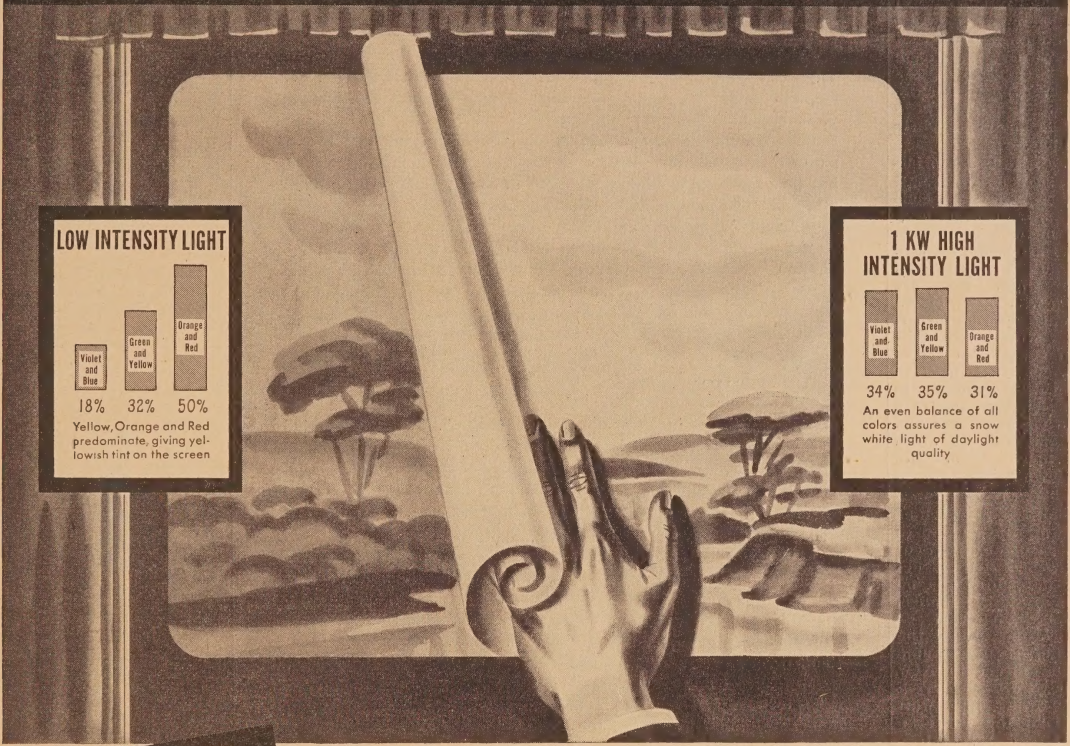
Standard Theater Supply Corp., 78 Broadway, Boston, Mass.

24 Golden Gate Ave.,
San Francisco, Calif.

L. T. Rockenstein Co.,
3327 Locust St., St. Louis, Mo.

Export: Roy Chandler, 505 Fifth Ave., New York, N. Y.

Replace that yellow tint with snow white light


LOW INTENSITY LIGHT
Violet and Blue
Green and Yellow
Orange and Red
18%
32%
50%
Yellow, Orange and Red predominate, giving yellowish tint on the screen
1 KW HIGH INTENSITY LIGHT
Violet and Blue
Green and Yellow
Orange and Red
34%
35%
31%
An even balance of all colors assures a snow white light of daylight quality

The New "One Kilowatt" Arcs use "National", "Suprex" and "Orotip" Carbons

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This is our sixtieth year of service in the field of carbon arc lighting. Throughout the years "National" carbons, by constant research and development, have been steadily improved and adapted to the needs of the times.

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New York, Pittsburgh, Chicago, St. Louis, San Francisco

Equip. and Materials Hold Firm On Coast

(Continued from Page 1)

deficiencies by prompt action and the evolving of substitute materials. Some of the findings are as follows:

Warner Bros.: There is a shortage in lumber but studio anticipated that and ordered a large supply. Resin used in making "breakaway" glass and plastic have been placed on the priority list, as well as high-speed tools. Wardrobe and makeup departments unaffected as yet;

M-G-M: Finding it difficult to obtain all metal products, including aluminum and steel girders for construction purposes, although they stocked up nine months ago when they figured materials would be hard to get. There is no artificial or real hair available for wigs. They are now experimenting with a new chemical invented by Jack Dawn which is used in plastic for wigs. Wardrobe department is, of course, unable to obtain sequins which they used in all their big musical numbers to make the costumes glitter, they are having to make a change there and are using materials with as much sheen as possible in the cloth. Silk will soon be a problem as they expect shortages there shortly;

RKO Radio: Admits to no pinch at the moment and while they claim to have no great stock of any particular materials which are used in defense industries they anticipate no great difficulty in getting supplies, however, it is to be noted that for the first time in the history of the company RKO's buyers of costume material are going direct to New York to make their purchases from the manufacturer rather than wait for salesmen to visit the Coast as they have done in previous years;

Republic Sees Shortages

Republic: Running into difficulty on their building construction program due to the shortage of construction steel, lumber and plywood. Also shortage foreseen in tubes for sound equipment. Experimenting on substitutes. Also a shortage of certain kinds of copper and brass;

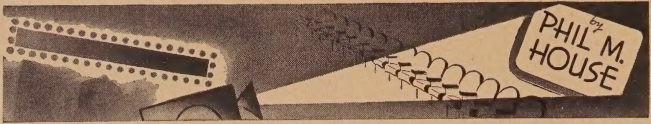
Universal: Serious shortage in steel and other metals, but as they point out, the movies have never been "stuck" yet. Certain chemicals are unobtainable and others hard to get. Lumber is harder to get in large quantities. Cotton goods are scarce, including burlap which is used in great quantities, but they have enough on hand to last for some time. While building materials are harder and harder to get, including nails, chicken wire, they won't be without them unless the Government starts a heavier building program on the Coast;

Camera Equip. Is Worry

20th Century-Fox: The only department at Fox really complaining of a pinch is the camera department. They claim it is absolutely impossible to get new camera equipment or machined parts. To overcome this

(Continued on Page 7)

OF MATERIAL INTEREST



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● ● ● **IN Burton, O., that sprightly young exhib., Miss Pat Ochs,—18-year-old lessee of the Colonial, formerly called the Opera House...... has boosted playing time to two days a week (Friday and Saturday) ......instead of the former one-day policy......She has installed new Simplex sound and Simplex heads furnished by the National Theater Supply Co. . . ● Tsk, Tsk, Department: The Five Points Theater, Cleveland, has been converted into a bowling alley. . . ● Dr. C. E. Kenneth Mees, vice-prexy and director of research at Eastman Kodak, and his wife, have applied for citizenship papers up in Rochester......according to records on file in the Court House naturalization office......Both are natives of England. . . ● Just to show you how international in aspect our SMPE is getting to be......we note that the following hands across the seas have been admitted to membership recently:......Ming-Ching Swen, Dept. of Educational Cinematography, University of Nanking, Chengtu, China; M. M. Wagle, Bombay, India; and M. Z. Wysotzky, Moscow, U.S.S.R......**

▼ ▼ ▼

● ● ● *VILLAGE trustees in Fredonia, N. Y., have granted Fredonia Theaters, Inc., a 10-year extension of its lease on a section of the village hall for film exhibition at $1,500 smackers per annum ......The company contemplates, we hear, spending 10 G's in remodeling the lobby and the Temple St. entrance. . . ● Popcorn popped right out of its roasting machine in the lobby of the Lafayette Theater in Haverhill, Mass., last Friday, when the motor burst into flames......Firemen from department headquarters across the street extinguished the blaze......and gave first aid to heroic Helen Colocousis, 19-year-old theater employe, who suffered minor burns attempting to smother the fire. . . ● In Montgomery, Ala., Suh!, the "Be Kind to Your Eyes" ads of optometrists has been taken to heart by several theater owners in the section......who interpret it as "Be Kind to Your Patrons Eyes"......Accordingly, owners of the Richards, Fayette, and the Avon, Geneva, have rushed out and bought Walker screens......*

▼ ▼ ▼

● ● ● **THERE may not be anything new under the sun......but there is under the stars......Milton S Harris, resident manager and publicity director of the Drive-In Theater up in Cheektowaga, N. Y...... conceived an idea and got a quick okay from Prexy Paul Wintner of National Drive-In Theaters circuit......The Harris brainwave was to establish in the up-State New York open-airer a "bleacher section" to accommodate an additional 1,000 patrons......who come to the new outdoor movie on bikes, hitch-hiking and afoot......It's a slick idea and gold-coining......Mister Harris is the former publicity solon for Loew Theaters in Cleveland......**

▼ ▼ ▼

● ● ● *LOVE seats in Charley Rook's pop-priced Charles Theater, Montgomery, Ala., were installed with the "passion" trade in mind......but they're now the goal of a race 'twixt courting couples and fat folks......For first time in the city's entertainment annals, blimps are finding seats wholly cumfy......and they don't mean to give in to the youthful lovemakers......Installation of love seats in Alabama Theaters, Inc.'s recently opened Clover (a nabe)......is giving the plump customers another break, and a glance over that house makes it easy to see who's the winner in the Cupidity vs. Cupid feud. . . ● Herd of Holsteins owned by Frank W. Lovejoy, Eastman's board chairman, grabbed top award at the Monroe County Fair held in Rochester. . . ● Carl S. Hallauer, Bausch & Lomb's vice-prexy, has just landed another sweet job: director of Fanny Farmer Candy Shops, Inc. . . .*

Tri-States Sets Big Remodeling Program

(Continued from Page 1)

modernize the Capitol Theater; $50,000 for the reconstruction and modernization of the Rialto Theater; $10,000 for redecoration of the Princess Theater, and $5,000 for redecoration of the Hipp Theaters.

The Capitol project will be the most extensive of the four jobs. Howard V. Martin, president of the T. S. Martin Realty, revealed that it means a new house to be constructed from the street to the moving picture screen.

A novel process of construction will be followed at the Capitol so the theater may remain in operation most of the time the work is under way.

The general contract for the Capitol job has been let to the W. A. Klinger Construction Co., low bidder on the job. Other contracts for modernization were awarded to low bidders as follows: Interior decoration, carpeting, etc., to the T. S. Martin Co.; plumbing, V. J. Hagan Plumbing Co.; electrical work to the Electric Engineering Co.

Numerous new features, developed since the building was erected in 1918, are to be incorporated into the new Capitol, including some that are not found even in theaters recently constructed in the country.

Virtually New Rialto

At the Rialto, only the four walls of the present structure will remain when the job is completed. A complete new theater will be built and nothing used in the present house will remain. Plans call for a complete new front, new interior decorations, new seats and new sound equipment. The theater will be given a new name to be selected by the public.

At the Princess, where $10,000 is to be spent, the improvements will include complete redecorating, improved sound equipment and complete harmony of design in the blending of new carpets, silks and paints.

At the Hipp, $5,000 will be spent on redecorating, new seats and front modernization.

All of the contracts will be let to Sioux City firms on low bids wherever possible, according to Martin. An interior designer from Chicago will draw the plans, however, and direct the redecoration of all four theaters.

In announcing the expenditure for remodeling of the houses, Martin, and G. Ralph Branton, general manager for Tri-States, indicated their faith in the future for movie picture houses in Sioux City and their desire to have the city with a top spot in modern equipment and theater service.

RKO Buys Proj. Equip.

Chicago — The RKO Screening Room here is getting new RCA Photophone sound under a contract negotiated by RKO Radio Pictures, Inc. An 11-year-old Photophone system is being traded in on the new equipment.

New Houses Assured Says John Eberson

(Continued from Page 1)

motion picture houses through the use of substitute materials, which, properly employed, will serve admirably the demands of circuits, individual exhibitors, and the public for theaters embodying excellent construction features and details.

Eberson declared that already the patriotic architect, manufacturer and engineer have jut their brains to work to capitalize on their own abilities to evolve substitute materials and construction in order to alleviate the problems of the national defense program.

Conversely, he added, the Government should certainly encourage, in any event, the construction of new theaters, as well as the remodeling of existing ones, because this is a vital matter in national morale and concerns the happiness and well-being of the men in service as well as keeping serene the civilian population.

Theaters Held Essential

Soldiers and sailors, he pointed out, are not going to be satisfied with only film entertainment in camp theaters, and, accordingly look forward to the healthy diversion which motion picture attendance brings on furlough. Neither the attendance at camp movies nor at stands in the immediate vicinity of training centers provides an essential change of environment. Accordingly, theaters should continue to be maintained in top shape and their numbers increased in all localities to encourage service attendance, as well as that of the public which is under mental and physical strain.

Exhibition interests, Eberson said, are willing to make investments in houses, and, in turn, deserve consideration from official circles because of the good which theaters can do. A considerable increment of this good is now apparent through the wholesome entertainment and information on world events which is being imparted by films in those sections where industrial expansion has dislocated large segments of the nation's population, as well as in communities unaffected by population changes.

Link Sells North Side

Houston—The North Side Theater here was purchased from Dr. H. R. Link, Palestine, for $10,650 in a recent transaction. Sam Kirchheimer, owner of the building, was buyer. The property is 200 x 100 feet.

Theater Fires

Abbeville, Ga.—Fire that broke out in the projection room of the Pal Theater here caused about $5,000 damage to the theater and a store next door. The crowded theater was emptied with little confusion, according to the management.

Newsreel Circuit's Expansion Stimulated By Fans Rooting to See Nazis Get Trimmed

San Francisco—It is understood here that Ellis Levy of San Francisco's Telenews Theater, who also has a deal set to take over the Arcade in Los Angeles, is further dickering for locations in San Diego and the Pacific Northwest to build up a newsreel chain. Heavy West Coast boom in newsreel houses is figured to be due almost solely to war conditions. Levy's experience is that outstanding war scoops, "British Smash Italian Fleet," "Russians Stop Germans," etc., drag in the customers. Incidentally, newsreel fans have, it is said, a decided tendency to plunk down their cash to see the Nazis get it in the neck. Other way around is no dough for the B. O.

Loew's and Warners In Exchange of Houses

Wilmington, Del.—Final negotiations were completed Monday afternoon between representatives of Loew's, Inc., and the Stanley-Warner Theaters for the former to take over the Aldine Theater, 808 Market St., on a 10-year lease effective Sept. 26. E. J. Doob, manager of Loew's Theater—the Parkway—on Delaware Ave. near Adams St., announced the transaction.

At the same time Warners will take over the Parkway on a 10-year lease.

The concluding conference was held in New York City with Joseph R. Vogel representing Loew's and Joseph Bernhardt signing for Warners.

Doob said that the move gives his company a house of almost double the present Loew's seating capacity. The Delaware Ave. theater seats 1,024 as compared to 1,800 at the Market St. house.

Extensive remodeling, renovating, and redecoration costing $100,000 will be carried out by his company, Doob disclosed. The latest projection equipment and a completely new sound system will be installed.

The remodeling will include reseating of much of the downtown theater. Modern rest rooms will be constructed.

New Norwood Under Way

Detroit—Construction work is being started on the new Norwood Theater, replacing one just razed by street widening on Woodward Ave. by Associated Theaters. Hyde and Williams are architects. Building will be constructed with an outstanding tile front.

Long Sign Co. has the contract for a marquee and a vertical sign which will be integral with the front.

Berndt-Maurer Galvanometer...	$150.00
16 mm. Glowlamp Recorder (in copl.)	135.00
RCA 16 mm. Galvanometer (newsreel type)	49.50
Eyemo Camera with Two Lenses	195.00

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NEW YORK CITY

Shenandoah Reopens with $50,000 Improvements

St. Louis, Mo.—The Shenandoah Theater, a St. Louis Amusement Co. unit under the management of Fanchon & Marco, reopened on Friday, last, with a gala premiere.

This theater, one of the oldest in South St. Louis, has been completely remodeled and refurnished at an estimated cost of $55,000.

Old house was torn down to the bare walls and in the rebuilding process a new structural glass front was installed, together with new type electric signs. The lobby, foyer, rest rooms and smoking rooms are of the very latest type, comfortably furnished for the convenience of the patrons. Air conditioning as well as projection and sound equipment of the ultra modern types have been installed.

Motiograph's Sales Continue on Upgrade

(Continued from Page 1)

roi, Pa.; War, War, W. Va.; New Windsor, Baltimore; Naval Air Station, Corpus Christi, Tex.; and Naval Air Station, Jacksonville, Fla.

Motiograph De Luxe projectors have gone into the Family, Fort Wayne, Ind.; Pal, Vidalia, Ga.; Basil's Roxy, Buffalo; Newington, Newington, Conn.; Basil's Strand, Buffalo; Cinderella, Williamson, W. Va.; Arcada, St. Charles, Ill.; and the Ritz, Farmington, Mo.

Mirrophonic De Luxe sound installations include the Texas Theater, Pharr, Tex.; New Windsor, Baltimore; Rex, Norfolk, Va.; Criterion, Medford, Ore.; Temple, Gastonia, N. C.; Paramount, Montgomery, Ala.; Colony, Fayetteville, N. C.; Ritz, Tuscaloosa, Ala.; Grand, Bessemer, Ala.; Palmette, Spartanburg, S. C.; Ideal, Burns, Ore.; Palace, Weatherford, Tex.; Elkader, Elkader, Ia.; Elco, Portsmouth, Va.; American, Starke, Fla.; Pal, Lyons, Ga.; Wildin Picture Products, Inc., Chicago; Receiving Station, Cavite, P. I.; and the Lawana, Fallon, Nev.

Carolina Theater Opens

Columbia, S. C.—The new Carolina Theater helds its formal opening Sept. 3. First-run movies, stage shows and orchestras will be booked.

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ALEXANDER SMITH CARPET

Altec Reports Gains In Seattle Distric

(Continued from Page 1)

Greeley, Colo.; as well as a service agreement with the Roxy, of Bremerton, Wash., B. F. Shearer's new addition to his circuit.

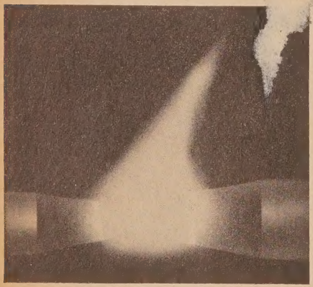
Other service and repair-replacement agreements have been signed with Charles McIntyre for the American, Sterling, Colo.; Mike Barovic for his Beverly Theater, Tacoma, Wash.; C. E. Farrell for his Audion Theater at Ellensburg, Wash.; Horn and Morgan for the Star, Hay Springs, Neb.; and the Downtown Theater, Portland, Ore. Installation activities reported by Ardell include the Ideal Theater, Burns, Ore.; Washington State Custodial School, Buckley, Wash.; J. J. Parker's Riviera, Astoria, Ore.; B. F. Sh[illegible]s Roxy, Bremerton, Wash.; [illegible]s Pix Theater, Ellensburg, Wa[illegible] Joe Laurence's Academy, Provo, [illegible]tah; Roy Grumbacher's Esquire, Portland, Ore.; and J. J. Parker's Liberty, Astoria, Ore.

WB Screening Room In L. A. Ready Monday

West Coast Bureau of THE FILM DAILY

Los Angeles — Warner Bros. is building a special screening room in the Los Angeles Exchange, 2025 S. Vermont. The room will seat 60 people and will have the latest projection equipment available. It will be completed by next Monday.

The room is being constructed so that all Warner trade showings car[illegible] be held in the company's exch[illegible]



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MOVING PICTURE MACHINE OPERATORS OF NASSAU AND SUFFOLK COUNTIES
PROJECTION PAYS
MOTION PICTURES BRINGS HAPPINESS TO MILLIONS

Moving Picture Machine Operators of Nassau and Suffolk Counties, IA Local 640, had this float in the vanguard of the several-thousand-cars parade at Uniondale, L. I., on Labor Day, signalizing dedication of the Samuel Gompers Monument. Float symbolizes effective and beneficial cooperation which can be attained by wings of the equipment field in behalf of the industry generally. Simplex projector and Walker screen were furnished for the display by National Theater Supply Co.

Red Cross Is to Equip 65 Theaters in Camps

[illegible]ton Bureau of THE FILM D[illegible]

Washington — Hampton Howard, director of the Hospital Motion Picture Service of the American Red Cross has arrived on the Coast to expedite arrangements for booking films for the 65 theaters to be operated by the Red Cross in the Hospital Recreation houses of Army camps. He will contact the various film exchanges to complete booking arrangements.

The theaters, furnished and equipped by the Red Cross, soon will begin opening in the 65 camps, coincident with completion of the Hospital Recreation houses being built by the Army for the Red Cross. The theaters will range from 150 to 500 seating capacity. Howard plans at least two movie programs a week in each of the theaters.

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WMT Buys Property for Circuit's Home Office

(Continued from Page 1)

State St., this city, known as the Day Homestead. The property will be used by the corporation as its home office and after extensive alterations and additions it will be occupied by the home office executives.

Alterations will include redecorating the exterior and complete landscaping of the grounds, the addition of a private projection room for screening of pictures, and certain interior changes. The property is ideally situated in a fast-growing business section of Springfield, with a frontage of 75 feet on State St. It runs through to Temple St., a distance of approximately 255 feet.

DeSoto Theater Opens

Memphis, Tenn.—DeSoto Theater, 858 Arkansas Ave., now operating on regular schedule after opening on Aug. 15, gives to the Fort Pickering community a movie theater after an absence of 15 years. A building, previously used as a community center, was remodeled for a theater at an estimated cost of $20,000.

Photophone for Adams

Dorchester, Mass.—A new theater, the Adams, is being built for operation by the Adams Investment Co. Owen F. Farley, president of the company, has signed with RCA Photophone for High Fidelity sound equipment for the house.

Seider Buys Sound

J. M. Seider, president of the Farmingdale Theater, Inc., of Farmingdale, L. I., has signed with RCA Photophone for new sound equipment for the theater, which operates in conjunction with the Prudential Playhouse circuit.

Passaic's New Stand Has Gala Premiere

Passaic, N. J.—Central Theater, first new show house to be built in this city in the last 20 years, had its premiere on Wednesday evening, with first night audience inspecting one of the most modern houses in the metropolitan area.

Front of theater is of terra cotta and enameled brick. Lobby entrance of marble shiny black formica with aluminum trim. Giant marquee, 60 feet long, 12 wide and eight feet high, is equipped with 1,000 lamps, and a loudspeaker is fitted-in to carry stage show to street.

House is designed by John and Drew Eberson, prominent film theater architects. Auditorium seats 2,400, of which loge seats accommodate 318 and balcony 486. All seats are latest type American Seating Co. bodiform chairs of coral with russet upholstery. Seat pads are U. S. Rubber Co.'s sponge rubber. Hearing-aid devices can be plugged into a section of 40 chairs.

Air conditioning system was installed by Carrier Corp. A Simplex Four-Star De Luxe sound system and Western Electric public address system are features. Battery of projection machines comprises latest Simplex E-7 type.

New house is operated by Center Amusement Co. of which former Commissioner Abram Preiskel is president; John E. Ackerman, treasurer; and James J. Buckley, secretary. Preiskel was associate architect for the house.

Brentwood Theater Co. Incorporated in Mo.

Brentwood, Mo.—The Brentwood Theater Co., has been incorporated here by Sam Kommof, Collinsville, Ill.; Herman Illner, St. Louis; David Komm, Clayton, Mo., and Irwin J. Meyer, St. Louis, to own and operate the new motion picture theater now nearing completion on Brentwood Boulevard near Madge Avenue.

The general contractor on the building is the Stamm Construction Co., Maplewood, Mo. The building will be one-story and basement, 54 by 125 feet and will have about 700 seats.

Will Rebuild Plaza

Houston—The Plaza Theater, 3818 Broadway, owned by the Houston Plaza Theater Co. will be rebuilt at a cost of $20,000, L. C. Baxley, firm head, said. The theater recently was razed by flames. Numerous new innovations, including air conditioning, will be installed.

New Westinghouse Plant

Sharon, Pa. — The Westinghouse Electric & Manufacturing Co. announces plans for a $1,800,000 expansion program at its Sharon works. The expansion will provide transformer tank and structural iron shops, an office building and laboratories.

RCA's Coast Studios Add 16 mm. Channel

Complete facilities for direct sound recording and re-recording on 16 mm. film have been installed in RCA's Hollywood studios. The new equipment rounds out the complete sound recording and reproducing facilities available at RCA's headquarters in the film capital.

Notable improvements in recording and printing equipment have advanced the quality of contact prints made from directly recorded 16 mm. negatives. This, together with the speed and economy of direct 16 mm. contact printing, have led RCA to make direct 16 mm. recording and re-recording equipment available.

It was pointed out that the new 16 mm. recording service will be especially suitable for film subjects designed for coin-operated reproducers.

In addition to the new 16 mm. recording channel, the RCA Photophone Hollywood studios now provide the following complete film and disc sound service: Mobile film recording equipment, complete film and disc scoring and re-recording equipment, film laboratory contact service, wax and lacquer disc processing and record pressing, and motion picture theater preview service.

6,306 Ideal Chairs Go Into 13 Theaters

Grand Rapids, Mich.—Theaters in widely separated sections of the nation have recently received Ideal chairs, following orders placed with the Ideal Seating Co. and its territorial representatives.

In latest report, the company lists 13 houses which received an aggregate of 6,306 chairs. These are as follows:

John N. Allison's Virginia Theater, Terre Haute, Ind., 201, with Juilliard Co. corduroy and Co-Hyde Cotan Corp. covers; Warner Bros. 69th St. Theater, Upper Darby, Pa., 1,616, with Allender Co. mohair; J. A. Roy's, Neoga, Neoga. Ill.; 364, with Cotan Corp.'s Co-Hyde; D. Gregory's Crystal, Beulah, Mich., 373, with Cotan Co-Hyde; J. L. Townley's Princess, Jacksonville, Ala., 204, with Cotan Co-Hyde and Juilliard corduroy; L. D. Guidry's Royal, LeCompte, La., 326, with Juilliard corduroy; also—

Mr. and Mrs. I. Prusieki's Art Theater, Hobart, Ind., 646, with Richard Pick & Heller's mohair; Fallon Theater Co.'s Lawana, Fallon, Nev., 264. with S. Blumenthal's Kinkiglo and Cotan Co-Hyde; Mr. and Mrs. J. N. Bills' Theater, Bountiful, Utah, 632, with Blumenthal's Kinkiglo and Cotan Co-Hyde: L. D. Guidry's Royal, Elizabeth, La., 343. with Juilliard corduroy; Warners' Arsenal, Pittsburgh. 1,154, with Allender mohair and Cotan Co-Hyde; Warners' Grand, Lancaster, Pa., 894, with Allender mohair; and C. S. Myers' Wendell. Wendell, N. C., 300, with Cotan Co-Hyde.

WHO'S WHO IN EQUIPMENT

FRANK E. CAHILL, JR. Director of all sound and projection for Warner Bros. Born in New York City, March 29, 1900. Educated in the city's schools, then matriculated at Columbia University from which he graduted with B.S. and M.S. degrees. While in college interrupted his studies to enlist during World War No. 1 in the U. S. Army. Following graduation, taught school for three years. Entered film industry, joining First National in New York. Later was transferred to company's Coast studios, where, among other duties, he organized the personnel department. In 1929 founded Warners' sound and projection department, of which he has since been in charge. Purchases and maintenance of all such equipment come under his jurisdiction. A pioneer in the acoustical field of motion picture theaters. Also pioneer in field of Suprex arcs, and prominent in application of Warner-RCA Vitasound. Is highly regarded by the industry's scientific leaders among whom he is prominent and popular entity. Fellow of the Society of Motion Picture Engineers; manager of SMPE's Atlantic Coast Division; member of SMPE's Sound and Projection Standards Committee; and a member of Standards Committee of the Academy of Motion Picture Arts and Sciences. Headquarters at Warner Bros.' home office, New York City.

Erlanger To Dipson And He Will Remodel

(Continued from Page 1)

the legit. field here with purchase of the Erlanger Theater by Playhouse, Inc., a new company which Dipson heads, from Hotels Statler Co., Inc. Purchase price was not disclosed.

Richard W. Kemper, former manager of Dipson's 20th Century, downtown first-run house, is vice-president of Playhouse, Inc., and Andrew Gibson, long a Dipson associate, is secretary-treasurer. Kemper becomes manager of the Erlanger, succeeding Robert Stevenson, who was resident manager for United Booking Office, New York, which operated the house for the Statler interests.

Dipson said outstanding motion pictures and other entertainment booked independently would supplement the UBO schedule of about a score of dramatic and musical shows. He hopes to operate the theater continuously and to introduce Summer stock beginning next June.

The new company, in possession of the house since Sept. 1 under verbal agreement, has begun a $30,000 renovation program, including air-conditioning, decoration, acoustical engineering and re-upholstering.

The Erlanger, built in 1927 at a cost of $650,000. is assessed on the tax roles at $250,000, Kemper said.

Uman to Build 1,000-Seater

Hartford, Conn.—Arthur J. Uman is to build a new 1,000-seater here, and, it is understood, all materials have been arranged for the job. Plans have been drawn by John and Drew Eberson of New York City.

American Seats for Fox Lincoln

Chicago—The American Seating Co. is installing 1,000 seats at the Fox Lincoln Theater in Springfield, under C. C. Murray management.

Altec Moves Coast Quarters

Los Angeles—Altec Service Corp. announces removal of their local offices to 1956 S. Vermont Ave.

Equip. and Materials Hold Steady on Coast

(Continued from Page 4)

handicap the studio is enlarging their machine shop and are tooling it to manufacture replacement parts for their present equipment until the present time they have encountered no difficulty in buying raw materials. In all other departments the studio is adequately stocked for some time, even though they have not as yet had trouble buying. Gunpowder is the only material they have gone overboard in buying. The order has gone out from the main office to conserve on materials likely to be rationed, such as iron, in the making of sets;

Paramount: This lot has been abnormally busy of late and probably feels the pressure more than the others. They claim definite hardship in all branches, with the accent on silks, and material for army and aviation pictures. However, rather than accept delay they are priming their shops for the turning out of substitutes and "copies" on all wanted products.

Consensus is that the shortage of silk stockings, which has been so highly publicized, will not affect the movies. They have dyes and artists to match anything manufactured.

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Forman Establishes New Theater Company

(Continued from Page 1)

the Sterling Theaters of Seattle.

Headquarters of the new chain will be located in Seattle. In the pool are the Visalia, Longview, Wash., an 800-seat house now being completed and scheduled for October opening; Bill Ripley's Liberty and Roxy in Longview and his new Kelso Theater in Kelso, Wash.; the Liberty in Kelso, formerly operated by Basil Basher.

It is announced that both Ripley and Basher will be associated with the new company.

Forman's Columbia and Roxy in St. Helens, Ore., and the first-run Grand Theater in Salem are also included in the new company.

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EQUIPMENT FIELD NOTES

AMERICAN THEATER SUPPLY CO. of Toledo, O., reports that it has placed Strong Mogul lamps and rectifiers in Smith & Beidler's Pantheon Theater in that city, and Operadio amplifier and rectifier unit in Walter Kotowicz's Ross in Rossford, O.

* * *

Herbert J. Ochs and Dick Deutsch of Cleveland will open their new skating rink in Huntington, W. Va., this month. Enterprise has been named the Arena Gardens, and several film equipment manufacturers' products have gone into the venture.

* * *

New Coral Theater at 95th and Cicero, Chicago, has reached stage of completion where roof is on. Owner Bob Lucas has purchased RCA sound equipment for the new stand, which will have 1,000 seats.

* * *

Abbey Theater, Abbeville, Ala., is being repainted. Oscar Kirkland was awarded the contract by Manager Archie Walker.

* * *

Yost Construction Co. of Atlanta was low bidder for contract to construct the proposed new theater in the neighborhood community of Crawfordville. Yost's bid was $15,300, according to reports.

* * *

Kent Theater, Grand Rapids, Mich., —a Butterfield house—, has reopened after being closed for repairs and expansion this summer.

* * *

Peaslee-Gaulbert, distributor, through Georgia Theater Service, dealer, has supplied 1,296 yards of Mohawk Carpet Mill's No. 30884 carpet for the Capitol Theater in Atlanta.

* * *

Oliver Theater, Donaldsville, Ga., is being redecorated and modernized throughout.

* * *

The new 350-seat Roxy Theater, now almost completed in Rockwood, Pa., and which will be operated by O. H. Hechler, will open on Sept. 27, it is formally announced.

* * *

From Lagrange, Ind., comes word that the Ger-Bar Equipment Co. has been awarded the contract for complete remodeling of the Wigton Theater there, including new equipment, new carpet, drapes, stage curtain, lighting fixtures, new front, marquee and furniture. John Schwinn is manager of the house.

* * *

Modern Theater Equipment will install new booth equipment and screen in the Capitol, East Haven, Conn., recently taken over by Irving A. Jacocks, Jr., operator of the Branford.

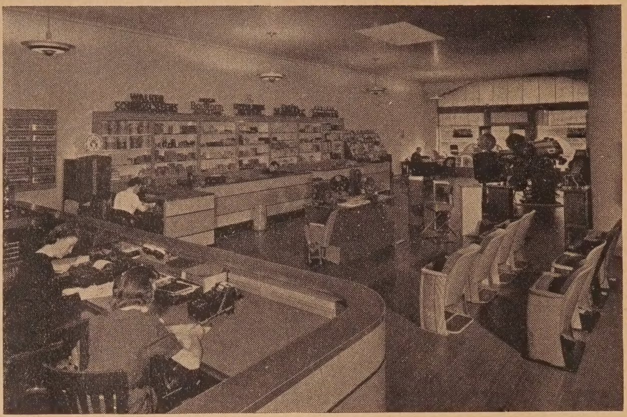
* * *

The tenth Wometco house to be air-conditioned is the Biltmore in Miami. A U. S. Airco system has been installed, with two units, one 15-ton and one 20-ton plant. Harry Rann, Wometco's engineer, made the installation.

* * *

Warners' Strand, Akron, O., closed six weeks for extensive alterations, opened on the Labor Day week-end. John LaDue continues on as manager.

NTS's Los Angeles Branch



In its advocacy to the exhibition field of modernization's advantages, National Theater Supply Co. has set a strong example. Organization's 15th Anniversary finds its branches models of modernity. The "chapter" pictured above is typical.

NTS Marks 15th Anniversary

Service to Exhibs. Key to Its Growth

(Continued from Page 1)

quarters in 1928 from the more centrally-located Chicago to its present general offices in New York contributed greatly to the company's ability to serve its customers better. Like all young organizations, it went through its growing pains, and while they seemed almost insoluble in Chicago, from the prospective of New York they assumed their proper proportion and were recognized as part of the company's development.

The original 54 equipment and supply houses had become 31 branches in the National set-up; the multiplicity and duplication of much of the merchandise was eliminated and National was beginning to make its original purpose of greater service to exhibitors an actuality. Company was fortunate in its upward march over the 15-year span to have the advantage of executive ability and experience of such men as Walter E. Green, Oscar S. Oldknow, R. B. LaRue, Harry and Ben Blumberg, N. C. Haefele, the late J. I. Roberts, Arthur de Stefano, A. T. Crawmer, J. J. Morgan, E. B. Morton, the late Don Smith, B. A. Benson, Herman Hunt, J. W. Shreve and J. C. Brown.

Unique Personnel Policy

In only one respect is National old-fashioned, and that in the fact that it really holds its people as a result of its personnel relations policy. More than half of all National's employes range from eight to 15 years in the company's service.

Currently, the organization has two less branches, 29, than it had in 1926, and is more compact and efficient. It has achieved a maturity by virtue of the many thousands of National equipment installations, through innumerable after-hours responses to exhibitors' requests for emergency service under all sorts of conditions. It has pioneered introduction of such equipment as the Simplex High One-Killowatt Arc; Simplex E-7 with one-shot lubrication and double shutters; Simplex Four-Star Sound with extended volume range and one basic sound head; the Walker Plastic Molded Screen; and a host of others.

Finances Customer Purchases

National has its own finance affiliate for the financing of its customers' installment purchases. It has a unique Equipment Loan Service, backed by a half-million dollars worth of special projection equipment that gives exhibitors over 1,000,000 hours of emergncy service every year, absolutely free. Its manual on Projection Room Planning is the standard of the industry. It has held in various cities a series of educational meetings for projectionists, designed to acquaint these craftsmen with the newest developments in projection. Sales representatives of the company, in the service of America's exhibitors, annually travel an average of 1,400,000 miles, or the equivalent of a journey around the world every 6½ days.

Men at the helm of the company in 1941 are chiefly those who were directing its initial progress in 1926. Walter E. Green, originally vice-president in 1926 and later, in 1928, made president, is still president today. Oscar Oldknow was then and is now vice-president. R. B. LaRue is secretary. Many of the company's branch managers were branch managers when National became an entity in 1926.

Young Re-elected NSA Prexy

Chicago—Thomas Young was re-elected president of the National Sign Association at the Fifth Annual Convention. E. G. Clarke was named vice-president, and Orville J. Grisier was re-elected secretary-treasurer.

PROSCENIUM CHATTER

NICK PAIKOS, operator of the Diana Theater, Tipton, Ind., has re-carpeted his lobby and aisles with Alexander Smith's Crestwood Carpet furnished by National Theater Supply Co.

* * *

James Mullin, RCA's representative in Cleveland territory, announces that RCA equipment has been purchased by the Colonial Theater, Toledo, built by Cleveland interests headed by Merey Fine; Fairmont Theater, Cleveland, to be built by a group headed by Henry Greenberger; Lena Stillwell's new Stillwell Theater, Bedford; George Shenker's new Grove Theater, Lorain; New Family, Bridgeport; Schine's, Norwalk; and the Jennings Theater, Cleveland.

* * *

J. B. Sconce, operator of the Playhouse Theater, Edinburg, Ind., has installed factory-rebuilt Simplex projectors with three-point pedestals and 18-inch magazines.

* * *

Heywood-Wakefield has just completed installation of 900 of their chairs in the balcony of the Strand, Providence. The new chairs match those installed in theater's orchestra during restoration of the house, following the hurricane of 1939.

* * *

A new movie house is being constructed by Manning & Wink in Dalton, Tenn. House, when completed, will have cost in the neighborhood of $40,000.

* * *

Bandbox Theater, Spokane, Wash., has reopened after extensive remodeling. Included in the improvements are a new marquee, interior repainting, a new lighting system, and a new screen.

* * *

A simple and economical method is now available for recording sound on film with Miles Filmgraph Model AL. This device consists of a dual purpose electro-magnetic head and sapphire stylus, the same head being used for recording and play-back, a variable speed motor, extension arms for holding film reels, switch, leads, etc.

* * *

The "go-ahead" has been given to John and Drew Eberson to build a new 1,000-seater in Salamanca, O., for the Schine interests. Incidentally, the Schines have released contracts for their new house in Ashland, O. Construction end goes to the Knowlton Co. of Bellefont, O.

* * *

The New Theater, England, Ark., is getting a thorough remodeling. Scheduled are a new front, new marquee, lobby, ticket booth, interior decorations, and carpets. Job is to be completed about Oct. 1 at a cost of close to $2,000. House closes on Tuesdays and Wednesdays until the work is finished.

* * *

Contracts have been let by M. B. Fefler for construction of a building to house a new movie theater in Clinton, Ark.

* * *

Approximately 50 theaters in Connecticut now have Coca-Cola dispensers. Latest to install are four M & P outlets.

Two Largest Detroit Houses to Use Acts

(*Continued from Page* 1)

seven weeks of stage shows in the season, but none has been booked since last Winter.

In addition, the Broadway-Capitol, 3,500-seat second-run downtown house operated by United Detroit Circuit, signed for regular stage shows, using units and vaudeville acts as available. It is assumed this house will play on a permanent vaudeville policy.

The Colonial, downtown 25-cent subsequent-run house operated by Raymond Schreiber, signed to open Sept. 19 with full week vaudeville, using a trio of film stars, Michael Whalen, Lya Lys, and Isabel Jewell, to open together with four other acts.

Two other houses, both nabes, are also playing stage shows—the Harper, four days a week, and the Vogue, nearby, for full weeks.

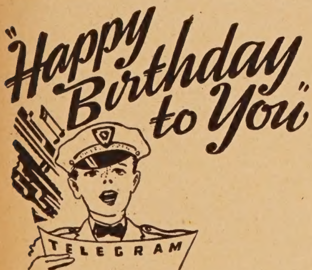
A. C. Theater Sues Circuit, Majors on Trust Charges

(*Continued from Page* 1)

oly practices to deprive them of pictures and conspiracy to keep them from showing current product.

The Empress opened several weeks ago with a single feature policy and then shifted to duals or revivals such as "Scarface" and "Hell's Angels," with business holding up well. The management has announced that pending the outcome of the suit the house would continue with the double bill revivals and is planning to stay the winter.

Weiland-Lewis organization, which formerly controlled the New Empress, would make no comment on the situation. Circuit recently was a defendant in a similar suit brought by Harry Waxman of the Hollywood Theater. Action later was dismissed.



SEPTEMBER 12
Lindsley Parsons
Maurice Chevalier
Alice Lake
Sylvan Simon
S. Manheimer

SEPTEMBER 13
Jesse L. Lasky
Lynn Carver
Claudette Colbert
Edwina Booth
Al Adams

SEPTEMBER 14
Phil Reisman
Robert Florey
Alfred Santell
Don Jose Mojica
Glenn Tryon
Keith Douglas

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

Transcribed Off the Cuff

● ● ● HOME offices should be devoid of execs. next week when the Washington propaganda probe and the Allied convention in Philadelphia are expected to draw heavily on the personnel......RKO boys and girls gave a luncheon yesterday for Joe Jareck of the still department who has been appointed to the New York police force......Steve Broidy, Monogram sales chief, is hosting at a cocktail party this afternoon at the Hotel Warwick for Norton Ritchie, foreign department head ......Rutgers Neilson is in Virginia Beach attending the convention of the Circus Saints and Sinners of which he is a governor......RKO will select an all-American band for its picture, "Syncopation," through a tie-up with the Saturday Evening Post and the NBC red network...... M-G-M has signed Kalloch, noted fashion creator, to design wardrobes for its femme stars......

▼ ▼ ▼

● ● ● FROM HITHER AND YON......Doormen of the Orpheum in Spokane are tickled pink that the three-week run of "Charley's Aunt" has ended......Poor guys had to wear dresses of black silk and lace and smoke long black cigars during the engagement......Frank Drew, M-G-M manager in Cleveland, will host his exchange employes tomorrow at a clambake...... Jay Cassino, motion picture editor of the Newark Star-Ledger, leaves Sept. 20 for his first trip to Hollywood on a six-week assignment......Stanley-Warner is really going to town to lay down a barrage of publicity for the world premiere of "Nothing But the Truth" in Philadelphia......Civic clubs, organizations, newspapers and radio stations are combining to make it the biggest event in Philly history......Bob, who will be there in person next Wednesday at the Stanley Theater, will receive a Distinguished Service Citation from the American Legion...... in recognition for services extended to disabled war veterans ......and Mayor Samuels is going to give him the key to the city.

▼ ▼ ▼

● ● ● ROUND-ABOUT-TOWN......Two chaps who have come up the hard way are Milton Salzburg and Harold Baumstone whose Pictorial Films, Inc., has just been moved to new and spacious quarters in the RKO Bldg.......To celebrate their expansion they will dedicate their new home with a cocktail party tomorrow afternoon......The Soviet pix "General Suvorov" will have its American premiere next Friday at the Stanley......Emerson York's whirlwind secretary, Florence Rosenberg, who came into the film biz a fortnight ago, wears a Phi Beta Kappa key ......Other day she made her first visit to a film office and a person, spotting the Greek letters on the pendant, remarked, "Oh, so you work for Skouras."......Dick Perry, who used to be Grand National manager in New York, has been named city salesman for Producers Releasing Corp.......Warners' Navy Blues Sextette will be at Floyd Bennett Air Field Tuesday to give a sendoff to the "Yale Blues"......which is a unit of Navy college pilots recently formed by Yale men......The Sextette arrives in town Monday......Virginia Sallee, Lou Pollock's secretary at Universal, is recuperating after having been parted from her appendix......

« « « » » »

Schad Injunction Move Withdrawn

(*Continued from Page* 1)

tion and discontinued the hearing.

Bill of complaint was brought against Warner Bros., Twentieth Century-Fox and Wilmer & Vincent, charging them with conspiring to take one-half of the Fox product from the plaintiff's Astor Theater in Reading and to sell it to Wilmer & Vincent's Embassy Theater.

The testimony lasted over a period of four days in which Ted Schlesinger, zone manager of the Warner Theaters in the Philadelphia area, Rudolph Weiss of the Warner real estate department, William Sussman, Eastern sales manager of Twentieth Century-Fox, Edgar Moss, Philadelphia district manager of Fox, Joseph Eagan, general manager of Wilmer & Vincent Enterprises, and the plaintiff, Harry Schad, all of whom were called as witnesses by the plaintiff, were examined.

It was after the cross-examination of the plaintiff, Harry Schad, by defense counsel that his attorney asked the Court to permit him to withdraw the motion for a preliminary injunction.

The Astor Theater is presently being operated under a pooling agreement by Jay Emanuel, a theater operator and trade paper publisher, and Frank McNamee, former Philadelphia branch manager of RKO, both of whose names were prominently mentioned in the testimony.

Book on Pix Arbitration

A book to be published by Harper's late next month will have as one of its highlights the workings of the motion picture arbitration system. Volume is titled "Arbitration in Action" and was written by Miss Frances Kellor first vice-president of the American Arbitration Association.

STORKS!

Storks recently called at the Mr. and Mrs. Sid Dwores, in Schenectady; also to Mr. and Mrs. Herb Brown and Mr. and Mrs. Bernie Diamond in Gloversville. Dwores, who operates the Cameo and Lincoln Theaters, Schenectady, is the proud father of a son. Brown and Diamond, both Schine Circuit bookers, are passing the cigars on a boy and girl respectively.

Chicago—A daughter was born to the Clifford Farmers of Warners' Symphony Theater. A daughter also arrived at the home of the James Donnellan of Warners' Shore Theater.

Scranton, Pa.—Tom Vesey, assistant manager of the State Theater, is the father of a son.

Flynn Warns Industry Against its "Monopoly"

DID FLYNN "GHOST" FOR CLARK?

Text of Wendell L. Willkie's statement, issued in Washington yesterday, replying to the charges made by John T. Flynn before the Senate Interstate Commerce sub-committee:

"John Flynn's testimony is merely a redraft of Senator Clark's of yesterday, or perhaps he wrote them both.

"The old monopoly humbug is dragged out again to divert momentarily attention from the real object of the investigation—the sabotage of the country's foreign policy.

"The Government represented by Thurman Arnold and others did complain that there was a monopoly in the distribution of motion pictures. The matter was submitted to a Federal court. The Court in November, 1940, ordered the motion picture companies to distribute their pictures under a set of rules which required the companies to furnish their pictures to all theaters whether or not owned by the producing companies.

"Both Senator Clark and Mr. Flynn are speaking of a problem entirely solved. They made no claim the Federal decree is being violated. They merely recite a situation no longer existing.

"The question before the Committee, if any, is whether the companies are producing improper pictures. Let's see the pictures and discontinue the bunk."

Willkie Charges Monopoly Dragged in to Hide Real Purpose of the Inquiry

(*Continued from Page* 1)

gating charges of war propaganda in films.

In Willkie's words: "The old monopoly humbug is dragged out again to divert, momentarily, attention from the real object of the investigation—the sabotage of the country's foreign policy."

Wendell L. Willkie told THE FILM DAILY last night he was undecided whether he will ask the Senate sub-committee to appear as a witness. Willkie said:

"If I do you can put it down I won't request that no one be permitted to cross-examine me. They can cross-examine me all they want, and hire all the attorneys they want to help them do it."

Willkie let go with both barrels as the industry turned on the heat, and how! in replying to the further charges—actually they were essentially a repetition of what had been alleged before—preferred by John T. Flynn, self-styled expert on propaganda, newspaper and magazine writer on economy and finance, and last, but scarcely least, chairman of the American First Committee in New York.

John T. Flynn Issues "Warning"

Flynn, who jumped like a Rocky Mountain goat from monopoly allegations to charges the industry "is using the screen in a concerted effort to make propaganda for the involvement of the U. S., in this war," attained the height of something or other when he cried:

"I see in Hollywood and its monopoly of a great instrument of culture, something very closely resembling that kind of thinking which I understand as Fascism.

"And I warn these gentlemen who dominate the movies that the time will come, if they persist in their present policy, and particularly if they succeed in their ventures to get this country into this war in Europe to wreak vengeance when there will be a government in the United States which will take over the industry or police it and dominate it and use it for its own ends.

"So I warn them that while they are hating Hitler, not to forget to hate Fascism, too."

Willkie's statement had the right answer to that, too:

"The question before the Committee, if any, is whether the companies are producing improper pictures. Let's see the pictures and discontinue the bunk."

Again, for a third day, Willkie had an able and gallant lieutenant in his counter-attack in the person of Sen. Ernest McFarland, D., Ariz., who probably will go down in Congressional annals as "Wheeler's Great Mistake." One of the five members of the Interstate Commerce Committee hand-picked for the sub-committee by its chairman, McFarland is proving about as tasty to the isolationist palate as a cup of whale oil.

McFarland Riddles the Inquiry

Time and again, McFarland riddled the inquiry with verbal shafts that pierced the weak armor of Flynn yesterday. McFarland turned the spotlight on Flynn's America First affiliation, and asked whether members of the German-American Bund had not been advised to join the committee.

"If you are insinuating that the American First Committee of New York is in any way connected with the Bund," Flynn retorted, "you are grossly misinformed."

Replying to another question by McFarland, Flynn declared:

"I'm not friendly to the Bund and you must know that, Senator."

"To tell you the truth," McFarland retorted, "I don't know much about you."

"That's your fault Senator," Flynn responded.

"Are you so important a man that everyone should know about you?" McFarland inquired.

"No," said Flynn, "but I imagine my name gets in the papers as often as Senator McFarland's."

"Yes," McFarland agreed, "but I'm not trying to get my name in the paper."

"How did you get elected to the Senate?" Flynn asked. "By hiding behind the bushes?"

(The INS reported that "as Flynn began his testimony, Willkie commented on the statement of Sen. Bennett Clark (D., Mo.) who testified Wednesday, that he would be quite willing for Willkie to cross examine him.

"'Senator Clark is very brave now that he is not on the witness stand,' and Willkie, smiling. 'The reason I have to make statements to the press. about which he complains, is because the committee won't permit me to make them to it.'")

Flynn, who told the committee that he is an expert on propaganda, based his attack primarily on the monopoly angle. He charged that it is "the duty of Congress to break up this monopoly" and asked for a broader investigation to "determine whether control of the industry is vested simply in the hands of a very few, or whether there is actually a king of the movie industry lurking about somewhere."

Replying to contentions by Willkie that instigators of the investigation might be seeking censorship of the industry, Flynn said that the industry already has censorship of its own making, and assailed the Hays organization as a powerful one which might be used for evil as well as for good.

The witness quoted Walter Lippmann, the D of J, and others to prove his contention of monopoly. Later, when he finally got around to the propaganda charge, he quoted extensively to demonstrate that some members of the industry do believe it is indulging in propaganda, and that these members are opposed to it.

Charges Foreign Policy Sabotage

During Flynn's testimony, Willkie issued the statement characterizing the proceedings as "bunk," and charging that the real object of the investigation is sabotage of the country's foreign policy.

Willkie implied belief that the America Firster might be the "brains" that has worked behind the scenes to inspire the whole business. He cited similarity between Flynn's address and that Wednesday of Senator Clark, and suggested that perhaps Flynn "wrote them both."

While not advocating Government censorship, Flynn told the committee he believes "censorship by a private monopoly" is even worse.

McFarland, Who May Be "Wheeler's Great Mistake" Grills "Mystery Witness"

"And this is precisely what we have," he charged. "We have a censorship of the pictures and it is possible only because this monopoly is in the hands of the producers, a power which they can exercise whenever they choose to do so."

Flynn reviewed the "decency" movement which resulted in formation of the MPPDA, and described its workings.

"However high the purpose, that is censorship and like all censorships and restraining devices, it begins in a perfeclty high purpose and frequently ends in a thoroughly bad one," he continued.

"There is censorship already in existence, and if you can have censorship for the morals of the movies imposed by a handful of private individuals, at what point does this censorship cease?"

Says Hays Banned Anti-Fascist Pic

Flynn said that back in 1936, Will Hays banned production of "It Can't Happen Here" after M-G-M had purchased the book, Lionel Barrymore siged for the lead, and Sidney Howard signed to do the scenario. He says Hays suppressed the picture "on the grounds it was anti-Fascist."

Flynn disclosed he was "informed" that a producer had scuttled plans for producing a picture based on the life of John Paul Jones on the grounds "it wouldn't do to have a picture showing an American naval hero knocking over British ships."

The witness said the nation would be considerably worried if all newspapers in the country fell into the hands of five or six persons, but that there had been little concern over the movies because previously they had devoted themselves to entertainment. The worry now comes because they have now become a forum of discussion which presents only the interventionists' side of the story.

"Take this powerful monopoly and break it up," Flynn cried. "It is the duty of Congress to break it up."

On the propaganda side, Flynn said it is not a question of whether the pictures portray facts as they exist.

(The AP said that "Willkie thereupon gave reporters a handwritten statement asserting: 'John Flynn's admission that he was not complaining that the pictures portrayed other than the truth eliminates the sole remaining excuse for the continuance of the hearing.'")

Flynn then went on to charge that the movies do distort facts. He cited the case of "Disraeli" which portrayed the British Prime Minister is a "a nice-tempered, mild-mannered old daddy."

"There is no particular reason for falsifying this story. It is done merely to make a scene a little bit better and more striking," he said.

(*Continued on Page* 5)

Charges Films Has Its Own Censorship by a Few

"Take This Powerful Monopoly and Break It Up," John Flynn Demands

(*Continued from Page* 4)

"And if these gentlemen will falsify history, remote history, for no more reason than that, what will they do with the record of current events when their emotions are involved and they have an objective to attain over the public mind?"

Sees Hollywood Proud of Its Power

Flynn asserted Hollywood has "been proud of its power for propaganda," and cited statements by Jack Warner that the power of the screen would be used in promoting solidarity of the Americas.

"Of course, if Mr. Warner can use the screen to propagandize Americanism, he can use it to propagandize any brand of Americanism that happens to suit his fancy," he said. "And the screen magnate's idea of Americanism may turn out to be quite fantastic. After all, the Americanism of Hollywood and the Americanism of America may not be quite the same, the Hollywood way of life is not the American way of life."

In response to a tirade by Flynn against the movie "monopoly" and the New York consent decree, McFarland asked the witness whether he didn't think Thurman W. Arnold, Assistant Attorney General, a capable man and that the situation was in competent hands.

Flynn replied tht he thought Arnoul "adequate" but that he doesn't have "adequate" machinery to cope with "monopoly." He added that he disagreed with Arnold on the consent decree method of solving the problem.

The witness indicated he would be in favor of some sort of regulation, such as that applied to radio, that would cause the industry to give time to both sides of a question.

McFarland asked him then if the whole basis of the probe was because Flynn and other isolationists have not secured as much time on newsreels as he would like. Flynn asserted that his associates had been given no time at all. McFarland reminded him that Senator Wheeler had been on newsreels several times.

McFarland insisted again that the committeee "see the pictures" in question. Flynn agreed but said he thought they should have all data pertaining to creation of the picture. He suggested that the Senator might "like to see propagandists at work."

McFarland snapped back:

"I think I have seen one today," he quipped, and the audience roared.

The Blacklisted Pictures

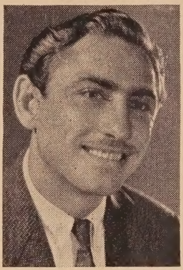
As part of his testimony Flynn read a long list of pictures which are on the isolationists' "blacklist" as insidious propaganda pictures. These included: "Confessions of a Nazi Spy," "Dispatch from Reuters," "Dive Bomber," "Murder in the Air," and "Underground," all by Warner Bros.; "Convoy," and "Nurse Edith Cavell," by RKO; "Escape," "Flight Command," "Mortal Storm," "Sky Murder," and "Washington Melodrama," by M-G-M; "Escape to Glory," "Madmen of Europe," "Missing Ten Days," by Columbia; "Phantom Submarine," "They Dare Not Love," "This is England," and "Voice in the Night,' by Columbia; "Foreign Correspondent," by Walter Wanger; "War in the Desert," "Men of Lightship 61," "The Man I Married," "Manhood," and "Four Sons," by 20th Century-Fox; "One Night in Lisbon," "Mystery Sea Raider," "I Wanted Wings," by Paramount; also the following British pictures:

"After Mein Kampf," "Anzacs in Action," "Blackout," "British Intelligence," "Birthplace of America," "U-Boat 29," "Pastor Hall," "North Sea Patrol," "Night Train," "The Lion Has Wings."

Several issues of the March of Time, M-G-M News of the Day and Columbia International Forum were also listed.

WHO'S WHO IN HOLLYWOOD

DAVID MILLER. Director. Born in Paterson, New Jersey, 1909. Educ. in New York City. Worked for National Screen Service making trailers. In 1930 came to Hollywood and started work at Columbia as an assistant cutter. Became a cutter at Columbia. Joined Universal as a scenarist. Joined M-G-M to direct a series of Pete Smith shorts. Directed subjects in every M-G-M short series. In 1937 was sent to Europe to direct a series of short subjects for M-G-M. On his return directed several "Crime Does Not Pay" subjects, including "Drunk Driving" which was a big hit. Directed "The Happiest Man on Earth," best short story of 1938. Was assigned to direct Robert Taylor in "Billy the Kid." Next assignment is "Counsel in Crime," also a feature. Stands, five feet, eight-and-a-half inches. Color of hair, blond. Eyes, green.



Inquiry's Base "Vicious," Ellis Tells M. P. Associates

Asserting the whole fabric of the Senate Interstate Commerce subcommittee investigation of the industry had "a vicious base," Emil K. Ellis, attorney, lambasted yesterday the activities of Senators Wheeler, Nye and Clark before a luncheon meeting of the Motion Picture Associates at the Hotel Lincoln.

Ellis said the Senators were using the investigation as a "publicity vehicle for their own type of America First propaganda." He declared the latest effort to ruin the industry would fail and characterized the investigation as "stupid and most ridiculous."

Main business at the luncheon was the discussion of the program advertising for the 21st annual dinner and dance which will be held Nov. 19 at the Hotel Astor. The committee raised $1,000 from the small gathering present.

Joe Lee, president, appointed a house committee to supervise activities at the clubrooms at the Hotel Lincoln consisting of Dave Levy, chairman, Jack Ellis, Dave Stern, Si Seymour, Lou Preston, Lou Goldberg and Moe Sanders.

SWG to Send 2 Members To Propaganda Hearings

West Coast Bureau of THE FILM DAILY

Hollywood—Following word from Senator D. Worth Clark, chairman of the Senate sub-committee's inquiry in war propaganda in pictures, that representative of the Screen Writers Guild would be welcome at the Senatorial hearing in Washington, the Guild announced that it would send Mark Connelly and Ralph Block as its representatives.

Clark advised the organization that its representatives will not be needed for at least two weeks.

Asserts Nye Sponsored An Anti-War Picture

Burnet Hershey, a radio commentator and dramatist, and president of the Overseas Press Club, yesterday stated that Senator Gerald P. Nye sponsored in 1934 the production of a film now being used by the isolationist America First Committee as anti-war propaganda.

Hershey said he wrote the scenario, "Dealers in Death," against munitions makers rather than as anti-war propaganda. Film was produced by Monroe Shaff for Topical Films, Inc., Hershey said.

P. G. Smith an Assoc. Producer

West Coast Bureau of THE FILM DAILY

Hollywood — Paul Girard Smith, former writer-director has been made an associate producer at Warner Bros.

Warner Golf Tourney Draws Crowd of 150

Fifth annual Warner golf tournament was held yesterday at Old Oakes Country Club, Purchase, with over 150 people present, the largest attendance to date. The day also marked Grad Sears' 21st wedding anniversary.

Prize Winners were as follows:

Low Gross: First, Leonard Palumbo; second, Dave Kronenberg; third, A. Marconer.

Winners of Class A: First, Kin Gannon; Second, Joe Castellano; third, Major Albert Warner; fourth, Joseph Hummel.

Winners of Class B: First, Karl MacDonald; second, Elkin Reiner; third, Harold Bareford.

Winners Class C: First, J. Morin; second, B. Rosenzweig; third, Vic Blair.

Driving contest winners: First, Gene Werner; second, Morris Jacks; third, Joe McLaughlin.

Winner of Joseph Bernhard's trophy, foreign department team, Joseph Hummel, captain; Gerald Keyser, Karl MacDonald and Leonard Palumbo.

Putting contest winner: Neil Coogan; second, M. E. Kornbluth; third, Stewart McDonald.

Nearest the pin; First, Max Cohen; second, Dick Kearney; third, Abel Bigard.

Booby prize: Joe Newman with a score of 281.

Other prize winners included Lowell Calvert, Louis Frisch, Si Fabian, L. B. Alterman, Leo Justin and Harry Brandt. Sam Schneider received a special prize for selecting a perfect day for the tournament.

Among the company's executives present were: Major Albert Warner, Joseph Bernhardt, Samuel Schneillen, Harold Bareford, Gradwell Sears, Carl Leserman, Mort B. Blumenstock, Roy Haines, Ed Schnitzer, Arthur Sachson, Steward McDonald, Joseph Hummel, Karl MacDonald, Jerry Keyser, Stanleigh Friedman, Barney Klawans, Leonard Schlesinger, Harold Rodner, Harry Rosenquest, Herman Starr, Abel Vigard, Rudy Weiss, Jacob Wilk and Paul Lazarus.

From the industry, the following were in attendance: Harry Brandt, William Brandt, Lou Brandt, Bingo Brandt, Sam Rinzler, Harold Rinzler, Louis Frisch, Manny Frisch, Si Fabian, Sid Deneau, Max Cohen, Ed. Rugoff, Harold Eskin, Charles Moses, Walter Reade, Morris Jacks, Jack Alterman, L. B. Alterman, Dick Kearney and Lowell Calvert.

Many representatives from the trade press were there, including: Jack Alicoate, Sam Shain, Chick Lewis, Martin Quigley, Jr., James Cunningham, Chet Bahn, Lou Rydell, A-Mike Vogel, Don Mersereau, Ray Gallagher, James Cron, Ray Levy, Jack Harrison, Bill Ornstein, Lionel Toll.

Will Sell Milford Capitol

Milford, Conn. — Agreement of Helen J. Nomejko, owner of the 750-seat Capitol Theater here, to sell within 45 days to I. J. Hoffman, Warner theater department head at New Haven, was filed here recently. The purchase price is recorded at $67,500. The Capitol has been operated for the past eight years by Lucy Flack, daughter of the owner.

REVIEWS OF THE NEW FILMS

"Smilin' Through"

with Jeanette MacDonald, Brian Aherne, Gene Raymond

M-G-M 100 Mins.

HANDSOME PRODUCTION IN TECHNICOLOR OF TRAGIC ROMANCE HAS HIGH NOSTALGIC APPEAL.

Metro has given the tender, tragic romance which Jane Cowl and Jane Murfin wrote for Broadway back in 1919 a handsome production, embellished by exquisite Technicolor, and with Jeanette MacDonald to sing such old favorites as "Drink to Me Only With Thine Eyes," "Kerry Dance" and "There's a Long, Long Trail," this, the third screen version, has high nostalgic appeal to the sentimentalists comprising the older generation or generations.

What the reaction of the jitterbugs of 1941 will be—whether they will turn impatiently away, holding the current treatment of Donald Ogden Stewart and John Balderston lacking and the Cowl-Murfin play basically "dated"—only experience will determine.

Attractive sets and costumes make the production an optical treat. Film is well mounted throughout establishing a strong semblance to the British countryside. Producer Victor Saville for that can take a bow.

Soundest performance turned in by the trio of principals is registered by Gene Raymond. While Miss MacDonald is of good voice she hardly appears suited as the orphaned niece adopted by her aunt's lover. As the young nobleman who grows old with the memory of the lovely Irish girl he was to wed, and who was killed by a jealous suitor, Brian Aherne is satisfactory but never quite convincing when playing the old man.

Story shifts quickly to time of last war after Aherne adopts young niece of woman he loved. Son of man who murdered Aherne's sweetheart, played by Raymond, returns to his ancestral home and to join army. He soon falls in love with Miss MacDonald but the old man will never hear of it.

For the first time she hears from his lips the story of the tragedy. Film employs flashback method here to illustrate tragedy in Aherne's life. Love, however, of Raymond and Miss MacDonald is too strong and their romance continues.

Raymond feels he does not want to burden Miss MacDonald with a crippled lover when he returns wounded from the war. He feigns indifference to her love upon his return. Heartbroken, Miss MacDonald returns home and the old man, finally relenting, reveals Raymond is wounded and Miss MacDonald rushes to his side.

One of the more sterling portrayals is that of Ian Hunter as the Reverend and chess-playing friend of Aherne. Frances Robinson ably handles a small part as the maid.

Songs which Miss MacDonald sings beautifully are "Smiling Through," "Drink to Me Only With Thine Eyes," "Kerry Dance," "A Little Love a Little Kiss," "There a Long, Long Trail," an operatic aria, "Ourve, Ton Coeur," and "Land of Hope and Glory."

CAST: Jeanette MacDonald, Brian Aherne, Gene Raymond, Ian Hunter, Frances Robinson, Patrick O'Moore, Eric Lonsdale, Jackie Horner, David Clyde, Frances Carson, Ruth Rickaby.

CREDITS: Producer, Victor Saville; Director, Frank Borzage; Screenplay, Donald Ogden Stewart and John Balderston; Original, Jane Cowl and Jane Murfin; Cameraman, Leonard Smith; Musical Direction, Herbert Stothart; Technical Color Director, Natalie Kalmus; Associate, Henri Jaffa; Art Director, Cedric Gibbons; Special Effects, Warren Newcombe.

DIRECTION, Good. PHOTOGRAPHY, Well-Handled.

"The Prime Minister"

with John Gielgud, Diana Wynyard, Will Fyffe, Owen Nares, Fay Compton

Warners 94 Mins.

FLAWLESS FROM A PRODUCTION ANGLE BUT APPEAL LIMITED TO CLASS AUDIENCES.

Produced in England under difficult conditions, this picture emerges as an interesting historical study of Disraeli's political and romantic life but it lacks the action and pace expected by American audiences. It is essentially a class picture, but because of its historical importance it should receive the endorsement of educational groups.

John Gielgud, identified mainly with Shakespearean roles, is outstanding as Disraeli, delivering a powerful and convincing performance. Diana Wynyard, known to American audiences, is excellent as his wife.

Story spans the years from 1837 when Disraeli, a young and fashionable writer, enters politics at the suggestion of Mrs. Lewis (Diana Wynyard) who controls a borough and whom he eventually marries, to the late '70s. His struggles with Parliament and the final diplomatic move, that of avoiding war but maintaining "peace with honor," are unfolded dramatically. Casting, sets and direction are tops.

CAST: John Gielgud, Diana Wynyard, Will Fyffe, Owen Nares, Fay Compton, Pamela Standish, Stephen Murray, Frederick Leister, Nicholas Hannen, Anthony Ireland, Irene Browne.

CREDITS: Director, Thorold Dickinson; Screenplay, Michael Hogan and Brock Williams.

DIRECTION, Excellent. PHOTOGRAPHY, Very Good.

Cuba Cuts Customs Levy On Imported Mexican Pix

Havana (By Air Mail)—As a result of a commercial treaty just signed between Mexico and Cuba, President Fulgencio Batista has promulgated a decree which reduces customs tariffs on Mexican films to $6.40 the kilogram instead of $18.80. American films pay at the present $4.20 the kilogram while European and Argentine films $6.40.

Alfred J. Parker Dead

West Newton, Pa. — Alfred J. Parker, silent partner of the firm of Parker & McHenry, which has operated the Grand Theater here for many years, died in a local hospital this week after a brief illness. He is survived by his wife, three sons and two daughters.

Russell H. Legge Dead

Detroit — Russell H. Legge, 58, theatrical staff artist with the Detroit Free Press for 25 years, died suddenly.

"Week-End in Havana"

with Alice Faye, John Payne, Carmen Miranda, Cesar Romero

20th-Fox 80 Mins.

GAY AND FRISKY MUSICAL IN TECHNICOLOR; SHOULD GROSS NICELY IN ALL SITUATIONS.

William LeBaron's initial production for 20th-Fox is a successful one. He has produced a handsome and diverting musical which pleases all the way. Capable direction by Walter Lang is reflected by smooth manner in which film unreels.

Now that Ascap music returns to the air shortly, folks should be hearing a great deal of the songs composed by Mack Gordon and Harry Warren. It is one of the best jobs done by the tunesmiths.

Carmen Miranda is spotted in "The Nango," "A Week-End in Havana," and "When I Love I Love." She delivers strongly in all three. In addition, the Brazilian bombshell turns out to be quite a comedienne. Highlight of the film is "The Nango" production scene which comes at finale. Costumes of ensembles are colorful and attractive. Song introduces a catchy dance step.

Another Gordon and Warren song is a torch tune, "Tropical Magic," which Alice Faye renders most effectively. A novelty number, "The Man with the Lollypop Song," rounds out the Gordon and Warren contributions.

"Romance and Rhumba," by Gordon and James V. Monaco provides a swell song and dance number for Miss Faye and Cesar Romero. The latter does a swell bit of make-believe as the irresponsible Latin in search of wealthy heiresses.

Karl Tunberg and Darrell Ware have written an amusing script about the adventures of a Macy's shopgirl who spends her vacation in Havana at the expense of the steamship company when ship is grounded on a reef. John Payne is satisfactory as romantic lead while in supporting roles Cobina Wright, Jr., is nice to look at, and Leonard Kinsky, Sheldon Leonard and Billy Gilbert do their share in supplying comic relief.

CAST: Alice Faye, Carmen Miranda, John Payne, Cesar Romero, Cobina Wright, Jr., George Barbier, Leonard Kinsky, Sheldon Leonard, Billy Gilbert, Chris-Pin Martin.

CREDITS: Producer, William LeBaron; Director, Walter Lang; Original Screenplay, Karl Tunberg and Darrel Ware; Dances, Hermes Pan; Cameraman, Ernest Palmer; Film Editor, Allen McNeil.

DIRECTION, Very Good. PHOTOGRAPHY, Excellent.

Detroit Highway Plan Dooms Five Theaters

Detroit—Plans for a 300-foot wide highway along Hastings St., disclosed by City Treasurer Alfred E. Cobo, would wipe Detroit's East Side colored theater sector, mostly all-night houses. These include the Medbury, Warfield, Castle, Dunbar, and Arcade. Plans for a similar west side highway along Sixth St. would probably threaten the Coliseum, already slated for removal in a slum clearance project, and the Amo.

"Riders of the Purple Sage"

with George Montgomery, Mary Howard Patsy Patterson

20th-Fox 56 Mins.

ACTION-LADEN WESTERN THAT IS SUCCESSFUL IN CATCHING FLAVOR OF ZANE GREY STORIES.

Cowboy fans will like this yarn. It is compact film containing a good measure of action in the way of hard riding and some fast shooting. As in all tales of the West, exploits of the hero, George Montgomery, are somewhat magnified but are in keeping with character.

James Tinling has done a good job of direction and screenplay by William Bruckner and Robert Metzler is a workmanlike job. Montgomery's performance is a good one and Mary Howard makes a satisfactory heroine. A small lass, Patsy Patterson, is a cute addition to the cast.

Montgomery plays part of Texas cowboy on the lookout for man who ran away with his married sister. He arrives at Arizona ranch owned by Miss Howard. Under the guise of vigilantism, Robert Barrat attempts to get control of ranch and water rights.

Barrat turns out to be man Montgomery is looking for. Latter eludes trap set for him and gets Barrat. Ending, however, has different turn. While Montgomery in order to save Miss Howard and girl starts an avalanche at entrance to a hidden valley, fate of trio goes unanswered. But it looks very promising.

CAST: George Montgomery, Mary Howard, Robert Barrat, Lynne Roberts, Kane Richmond, Patsy Patterson, Richard Lane, Oscar O'Shea.

CREDITS: Producer, Sol M. Wurtzel; Director, James Tinling; Screenplay, William Bruckner and Robert Metzler; Original, Zane Grey; Cameraman, Lucien Andriot; Film Editor, Nick De Maggio.

Direction, Satisfactory. PHOTOGRAPHY, Good.

FPC Announces Details Of Its M-G-M Franchise

Toronto — Famous Players Canadian Corp. yesterday announced details of its new M-G-M franchise. New agreement is applicable to the entire Canadian circuit with the exception of first-runs at Loew's theaters in Toronto and London and at Odeon circuit houses at Hamilton and Moncton.

Toronto and London situations will continue as before, but the other two cities are new exceptions in the contract with J. J. Fitzgibbons, president, because of outlets acquired by Odeon which retained a separate M-G-M franchise.

Stars to Attend Legion Meeting

West Coast Bureau of THE FILM DAILY

Hollywood — Darryl F. Zanuck, Hedda Hopper, Carole Landis, Ann Shirley, Evelyn Keyes, Harry Brand, and Jack Mulcahay leave tomorrow by special plane for Milwaukee to attend the American Legion Convention. They will be joined in Milwaukee by Bob Hope, Joe E. Brown, Stan Laurel and Oliver Hardy.

Pix Terms Too High, Iowa Indies Charge

(*Continued from Page* 1)

could be expected to continue until at least January and that the exhibitors planned to take only the product they can buy right and use showmanship to put over the older films.

The decision to wait for the "right" prices was reached at a meeting of exhibitors in Des Moines recently in connection with an Executive Board meeting of the Allied Theater Owners of Iowa and Nebraska.

It was contended at the meeting that exhibs. cannot pay over a top of 28 per cent for all film and still make a profit. The exhibitors claimed that the price had been jumped from 25 to 30 and now 35 per cent and expected the next blocks to go still higher.

At the meeting it was directed that all exhibitors in the territory be urged "to remember that film prices always are high at the beginning of the season; that to buy now at these prices will be setting a precedent you can't get away from and inviting certain and swift disaster; that after the first-run film gets old quickly you can get the playdates."

Dime Lunch Hour Show For Ilion Arms Workers

(*Continued from Page* 1)

Monday a noontime "recreation hour." The theater will offer 50 minutes of selected shorts. Remington Arms plant employes will be permitted to bring their lunches to the theater with them and eat while watching the shorts. The admission will be 10 cents.

Failes is getting all sorts of praise for the show from Remington Arms officials, the mayor and civic leaders, because the unloosing of so many men at noon has caused a minor "traffic problem" in Ilion. The noon-hour movies will get them off the streets, it is believed.

Remington heads are co-operating in every way, inserting announcements in pay envelopes and giving Failes poster space at the plant. If the show is a success here, it will be put on in other Schine situations where there are defense plants.

Jessie Matthews in Charities Pic

West Coast Bureau of THE FILM DAILY

Hollywood—Jessie Matthews, who arrived here yesterday, will make her first American screen appearance in the third part of the co-operative British war charities picture, "This Changing World." Charles Laughton will appear with her. Victor Saville will direct this third section of the film. Herbert Wilcox and Robert Stevenson each directed a previous section.

Ill. Allied Meets Ops Today

Chicago—Board of directors, of Illinois Allied meet with the operators' union officials today to settle new contract terms.

☆ REVIEWS OF THE NEW FILMS ☆

"Thunder Over the Prairie"

with Charles Starrett

Columbia 61 Mins.

GOOD ROUTINE WESTERN WILL SATISFY THE OUTDOOR ADDICTS.

With enough action, cowboy singing and comedy, this Charles Starrett western, part of the Medico series, will please the fans. Starrett does a good job as the frontier doctor and Cliff Edwards is good as his comedy sidekick.

Story tells of the doctor's efforts to save some Indians' farms from crooked construction engineers who are building an irrigation project. Engineers are using substandard materials and working a kick-back racket on their Indian workers. When a heavy storm threatens a poorly constructed dam, the engineers dynamite it and blame a couple of the Indians. Starrett comes to the rescue of his friends and eventually is able to apprehend the real criminals.

CAST: Charles Starrett, Cliff Edwards, Eileen O'Hearn, Stanley Brown, Danny Mummert, David Sharpe, Joe McGuinn, Donald Curtis, Ted Adams, Jack Rockwell, Bud Buster, Carl Shrum and his Rhythm Rangers.

CREDITS: Producer, William Berke; Author, James L. Rubel; Screenplay, Betty Burbridge; Cameraman, Benjamin Kline.

DIRECTION, Okay. PHOTOGRAPHY, Okay.

Atlantic City Theaters Plan Winter Operation

Atlantic City—This resort, just terminating one of the most successful Summer seasons in its history, looks forward to a bright Winter in the motion picture field with more theaters remaining open than has been the case for the past five years.

Heading announcement of Winter activity is the one of Steel Pier that it will keep its picture house going indefinitely. This place usually closes tight after the Summer. The business section of Atlantic Ave. will have two new ones going throughout the Winter, the new Embassy, which later may include vaudeville, and the New Empress.

Present plans call for continuation of the Virginia of Warners on the Boardwalk; this house was just remodeled before the Summer.

Mrs. Harriett Marquis Dies

Pittsburgh—Mrs. Harriett Marquis, daughter of William Nesbitt, veteran theater and film exchange employe ,and sister of Robert Nesbitt of Monogram Pictures, who until recently was herself employed at the local 20th Century-Fox exchange, died Wednesday from lobar pneumonia. She is survived by her husband, two children, her parents and eight brothers.

Lamont Indie Circuit Expands

Albany—Harry Lamont has expanded his circuit in this territory, recently taking over the Bradley Theater, Fort Edward.

"I'll Sell My Life"

with Rose Hobart and Michael Whalen

Select Attractions 73 Mins.

MILD MURDER MYSTERY SUFFERS FROM A FANTASTIC STORY.

Only dyed-in-the-wool murder mystery fans are going to be pleased with this effort. Anyone else will be bothered by the unbelievable yarn involving a murderer who runs a signed advertisement headed "I'll Buy Your Life" and agrees to pay a girl he had never seen before $20,000 to take the rap. Audiences that can swallow that will not be concerned when the police make mild attempts to solve the murder without even checking into the ad.

Cast, including Rose Hobart as the girl who would sell her life and Michael Whalen as the attorney who eventually exposes the weird doings, do as well as they can with the weak material on hand.

Story tells of the night club singer who shoots her rival for the affections of the orchestra leader. Leader runs the ad and agrees to pay the money to Miss Hobart's order after she has confessed and been electrocuted. In order to make sure she is not double-crossed, the girl seals the true story in an envelope and gives it to Whalen to be opened if the money is not delivered and burned if it is. When the conspirators find out about the envelope they try to steal it and eventually the whole thing comes out.

CAST: Rose Hobart, Michael Whalen, Stanley Fields, Joan Woodbury, Roscoe Ates, Richard Bond, Ben Taggart, Robert Regent, Paul Maxey, Munro Brown, Robert Walker.

CREDITS: Director, Elmer Clifton; Author, Walter Ripperger; Screenplay, George Rosener, Elmer Clifton.

DIRECTION, Okay. PHOTOGRAPHY, Good.

Sponsored Pix at Mich. Fair Seen by 201,500 In 12 Days

Detroit—Commercial and Government-sponsored films drew a total audience estimated at 201,500 during the 12-day run of the Michigan State Fair here. Seven different shows were presented by different sponsors, in varying types of theaters, but each drew near-capacity crowds on most days of the fair.

NYU Sets Course on Films

New York University in co-operation with the National Board of Review of Motion Pictures this year will give its course on the motion picture on Thursdays from 6:15 to 8 p.m. Term registration is set for Sept. 18-22.

B & K Club Will Elect

Chicago—B & K Employes Club will elect officers late this month. Edward F. Dlouhy of the Gateway, James T. Tomson of the Garrick and Joseph Anderson of the Belmont are rival candidates for president.

Reel Fellows Meet Sunday

Chicago—Reel Fellows Club will hold its first Fall meeting at the Congress Hotel Sunday.

☆ SHORTS ☆

"Minstrel Days"

(Broadway Brevity)

Vitaphone 20 mins.

Grand Minstrel Picture

A nostalgic review of the minstrel shows of by-gone days that will refresh the memories of the older patrons, provide some insight for the newer crop and, at the same time thoroughly entertain the entire audience. Tracing the growth of the black-face show from Honey Boy Evans' first effort up to the last of the minstrel men, the picture features impersonations of the famous McIntyre and Heath, Eddie Leonard, Bert Williams and George Primrose and includes shots from feature pictures of the last of the great black-faced men, Eddie Cantor and Al Jolson. Windup is old time minstrel show, complete with interlocutor, end men, dancers and chorus.

"A City Within A City"

(Panoramic)

Columbia 10 mins.

Radio City Tour

Well-known Radio City is the locale of this subject and, for that reason the film should be of interest to others than New Yorkers. Andre de La Varre's camera covers a good part of the development from shots of the tall buildings to scenes in broadcasting and television studios including some scenes of the Music Hall stage and the Rockettes' recreation roof.

"All This and Rabbit Stew"

(Merrie Melody)

Vitaphone 7 mins.

A Bugs Bunny Howl

Having eluded Hiawatha and other Leon Schlesinger characters, Bugs Bunny this time is pursued by Sambo in a riotous short that will make anybody laugh, and laugh hard. Trying to describe the action would be like trying to explain a maise but the Technicolor cartoon is about as mirth provoking as anything has any right to be.

"Forty Boys and a Song"

(Melody Master)

Vitaphone 10 mins.

A Musical Treat

Starring the Robert Mitchell Boys Choir, a novel group which combines the study of singing with the study of ordinary scholastic subjects, this Melody Master will be a delight to all audiences. Boys are a typical appearing bunch but they include some grand young voices and show the results of fine training. Selections include "Home On the Range," "Annie Laurie," "Tollite Hostias," "Short'nin' Bread," and, to show their versatility, a swing version of "My Bonnie Lies Over the Ocean." A lilting number, "If You Would Like To Lose Your Blues," is used as a theme song.

Consent Decree Hit In Midwest Decision

(Continued from Page 1)

to restrain the defendant from interfering with the plaintiff's right to compete for the purchase of any films, to prevent the defendants from restraining any distributor from negotiating with the plaintiff and to restrain Cohen Bros., Co-operative members, from buying more films than normally used for the Roxy and Mayfair Theaters, setting quota at two double-feature changes per week under the present policies.

In criticizing the consent decree Judge Picard said:

"Weakness of consent decree is that it seeks solution of situation presenting at least three main viewpoints by reflecting only two. There is a three-cornered relation in the picture industry, between producer and exhibitor, between exhibitors' relation to division of product, clearance and protection, and both situations as to Government concerning violation of the Sherman and Clayton laws.

Urges National Zoning Board

"We feel that national board of zoning, clearance and protection with regional offices throughout the U. S. might well be set up with carefully chosen membership so that various delicate problems in a very complicated industry could be given proper consideration. Powers of that board should be manifold since there is need for a program instituted by Government along those lines. In addition, the industry itself should devote further time to study of means of self-improvement."

The court states that the trial included an inquiry into all phases of the picture industry to allow full information as basis for decision, but confined actual decision to four legal points.

1. "Defendants are engaged in interstate commerce. It is defendants' contracts with producers coupled with contracts from other states that give life to the film itself. Michigan is merely a stopping place in interstate travels of films."

Indies Have Right to Organize

2. "Independent operators may organize for reasonable promotion of their economic activity without violation of the Sherman law. We know of no law that will prohibit independent theater owners designating anyone they desire to do their individual buying. We can see no objection to Co-operative buying for its members and no restrictions that will render distributors unconscious of the fact that Co-operative has a buying power of some magnitude. It uses that power continually and has a right to do so as long as it does not do it illegally.

"Further, normal needs of Cohen even in the era of double bills, which all parties agree are useless and a detriment to the industry, should not be more than 208 pictures a year for each theater, which would leave 150 or 200 majors' films that plaintiff should have little trouble in purchasing even though Cohen always will be given first choice by distributors."

No Damages for Plaintiff

3. "Plaintiff is not entitled to damages. This court should not concern itself with disagreement between two theater groups trying to annihilate each other. Business of plaintiff has been fairly profitable."

4. "Perhaps past history of the industry in Detroit did leave reasonable doubt in Co-operative as to what its rights were in a chaotic industry. In some cases Co-operative is worthy and has given valuable service to its members in many ways. On the other hand it threatens to continue to overplay its hand.

"The court is willing to forget the past because of uncertain conditions and give all parties a right to start over."

Three injunctive clauses were based on the last point. The court assessed costs against the defendant.

WEDDING BELLS

Seattle, Wash.—Bill Kostenbader, booker for Columbia, quietly slipped away and was married at Shelton to Thora Kline of Oklahoma City.

Cleveland—Helen Pagnard, secretary to Leroy Langford, president of Oliver Supply Co., surprised the film community this week by announcing that she has been married for the past year to Tom Alberton, employed at the City Hall.

Florence Rosenberg, secretary to Emerson Yorke, head of Emerson Yorke Studio, was married yesterday to Carl Rappaport. Following the ceremony in the afternoon, a wedding dinner was held in the Rainbow Room in Radio City. The couple left for a honeymoon in New Hampshire.

Hooversville, Pa. — Frank A. Orban, Jr., operator of the Savoy Theater here, announces his engagement to Mary Servicky of Johnstown. Marriage will take place in November.

Engagement of William H. Romanoff, assistant manager of the State Theater, Portland, Me., to Florence Kane of Portland has been announced.

Pittsburgh—The marriage of William H. Walker, son of Mr. and Mrs. J. Walker, of the Walker Theater Enterprises, to Marylin Ross, of Butler, took place in Harrisburg this week.

Joan Castle and William Post, Jr., were married yesterday by local Supreme Court Justice Peter Schmuck. The couple will leave the cast of "My Sister Eileen," current Broadway stage play, on Sept. 21 for Hollywood, where the groom starts a seven-year film contract.

West Coast Bureau of THE FILM DAILY

Hollywood—The film colony here learned yesterday that Mildred Shay, actress, and Capt. Geoffrey Steele, of the RAF, were married three weeks ago in Las Vegas, Nev.

Richmond, Va.—Kenneth Sickinger, State Theater, maintenance engineer, was married to Virginia Clarke, of Roanoke.

Fairfield, Conn. — Mr. and Mrs. Harry Fishman, of the Community Theater, announce the coming marriage of their daughter, Jean, to Dr. Arthur Roffman of Fairfield at the Hotel Barnum, Bridgeport on Oct. 19th.

U.S. Distribs., Jap Employes Reach Accord on Pay

(Continued from Page 1)

promise agreement through intervention of the American Embassy. Employes wil receive one month's severance pay for each year up to five years. All those employed more than five years will receive one month and a half salary for each year.

Under the agreement, all companies are protected against undue resignations by employes. Should companies liquidate holdings in Japan, compensation to employes will be decided at discretion of distribs.

"U" To Correct Mistakes, Scully Tells 150 Exhibs.

(Continued from Page 1)

general sales manager, yesterday told 150 exhibitors at a luncheon that while branch and district managers were in charge of company business and all differences should be adjusted by them, he, personally, would be glad to listen to any exhibitor with a just grievance and, if necessary, correct any situation.

Scully said that Universal is an ambitious company and, being ambitious, it is quite possible to make mistakes. Universal, he said, probably will continue to make mistakes but they will be honest ones and the company will always be willing to correct them.

The luncheon was in honor of Olsen and Johnson who are starring in Universal's film version of "Hellzapoppin'." Universal home office representatives who attended included, aside from Scully, J. J. O'Connor, Fred Myers, Jules Lapidus, Lou Pollock and George Schwartz, the latter Philadelphia branch manager.

John Ford Joins Navy

West Coast Bureau of THE FILM DAILY

Hollywood—John Ford has been inducted into active duty as Lieutenant Commander in the U. S. Navy in Washington and expects to remain on active duty for the duration of the emergency.

MP Bookers Club to Meet

Motion Picture Bookers Club will hold their first Fall meeting Monday night at the Hotel Lincoln.

Execs. Will Attend Allied's Convention

(Continued from Page 1)

istration is the largest in Allied history.

A special railroad car carrying between 40 and 50 New England exhibitors is due in Philadelphia Tuesday morning, while another special car will bring a large delegation from Michigan. New Jersey Allied is sending approximately 45 representatives and 50 will be on hand from Western Pennsylvania. Large groups are expected from other territories.

Industry executives who have announced their intentions to be present at some time during the three days include: Abe Montague and Rube Jackter, Columbia; Neil Agnew, Paramount; Arthur W. Kelly, United Artists; W. F. Rodgers and H. M. Richey, M-G-M; James R. Grainger, Republic; Joseph Bernhard, Warner Bros. Theaters; Paul Terry and Harvey Day, Terry-Toons, and George Dembow, National Screen Service.

Others who have promised to come if other business does not interfere are: Grad Sears, Warner Bros.; Herman Wobber and William Sussman, 20th Century-Fox; Ned Depinet, RKO; William Scully, Universal, and Sam Dembow, Paramount theaters.

Among the companies having exhibit booths at convention headquarters in the Benjamin Franklin Hotel are: Penn Theater Supply Co., Quality Premiums, M-G-M, United Artists, Paramount, Berlo Vending Co., National Theater Supply Co., Wagner Sign Co., National Screen Service, National Carbon Co., Quigley Publications, Film Bulletin, Jay Emanuel Publications and Gum, Inc.

The 74-page year book will be ready for distribution today.

Aside from the world premiere of "Nothing But the Truth" and a night club party, a highlight of the social side of the convention will be the banquet Thursday night. Clarence Fuhrman and orchestra will furnish the music. Fuhrman is Station KYW's musical director.

Allied's Joint Nat'l Com. Plan Misinterpreted—Myers

Allied's proposal for a national joint committee or other form of liaison among the several branches of the business has been misinterpreted in some quarters, Abram F. Myers, general counsel, writes in a current bulletin. Misunderstanding prevails particularly among exhibitor organizations that derive their revenue from the affiliated theaters, Myers declares.

Myers asserts that the plan is not intended to affect or impair the organization, financing or activities of any group, endanger jobs or curtail any person's or organization's functions or jurisdiction or forfeit anybody's rights or independence.

Purpose, he writes, is merely to establish a point of contact to explore each situation and to ascertain to what extent the several branches stand on common ground.

SEP 19 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 53 NEW YORK, MONDAY, SEPTEMBER 15, 1941 TEN CENTS

LEND-LEASE TO DEFREEZE BRITISH COIN?

Propaganda Probe May Drag on "for Months"

Nicholas M. Schenck, First Industry Witness, May Be Held for Two or Three Days

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington—Possibility that the propaganda probe will drag on for months was revealed here Friday by Chairman D. Worth Clark, D., Idaho. The Idahoan said he had no idea when the hearings will end, adding, "They might go for months."

Clark indicated that the industry

(*Continued on Page 3*)

Unity Plan, Allied Convention's Goal

Philadelphia — The stage is set here for what Allied leaders believe will be the most important national convention in its history, both from the standpoint of attendance and the subjects to be considered.

While various phases and prob-

(*Continued on Page 3*)

Columbia Office Workers Vote for CIO Affiliation

Columbia Film Office Workers Guild voted unanimously late Thursday night to join the United Office

(*Continued on Page 6*)

End Probe, Demands N. Y. Guild Council

Screen Guild Council of New York has approved and forwarded to its member guilds a resolution denouncing the Senate sub-committee investigating the motion picture industry as "a serious threat to our industry, our trade unions and, above all, to our country in its hour of danger."

Resolution which demands the probe be discontinued, was unanimously passed by the membership of the New York SPG late last week. Copies were sent over the week-end to the President, Vice-President Wallace, Wendell Willkie, and to every Senator.

WASHINGTON CAPTURED BY "NAVY BLUES SEXTETTE." This "Wired Photo by Wide World" shows Warner lovelies in shadow of the Capitol, brief pause in busy day which included inspection of defense work, introduction from floor of Senate, stage appearances, visits with press. Today, New York (yum, yum!).—Advt.

Eliminate Tax Exemption On 9-Cent Admissions

Washington Bureau of THE FILM DAILY

Washington — House and Senate conferees on the tax bill have agreed to eliminate the 9-cent exemption on admission taxes, it was reliably reported Friday.

It is also understood they have tentatively agreed to accept the Senate Finance Committee's proposal

(*Continued on Page 7*)

$5,500,000 Year's Profit For Warners in Prospect

Wall St. sources estimate that Warner Bros.' net profit for the fiscal year ended Aug. 31 will be approximately $5,500,000, some experts estimating that it will reach the $6,000,000 mark. For the same period ended Aug. 31, 1940, Warners' earnings came to $2,747,472. If estimates are correct, Warners

(*Continued on Page 6*)

Firsters Hint Nat'l Boycott

Exhibs. to be Goats in "Propaganda" Drive

America First Committee, following on the heels of the Wheeler-Clark-Nye probe in Washington, is threatening to organize a national movement against exhibs. showing films designed "to create war hysteria."

Tipoff came when the Hudson County chapter of the America First

(*Continued on Page 6*)

Screen Publicists Guilds Parleying; CIO Move Up

With the question of possible CIO affiliation by the New York SPG among the subjects on the agenda for discussion, convention of the Screen Publicists Guilds, East and

(*Continued on Page 7*)

U. S. Distribs. Could Evaluate Pix Before Shipping, Get Payment from Gov't

London (By Cable) — Third Embassy remittance agreement under discussion may contain solution for unfreezing up to an estimated $40,000,000 belonging to American companies, it was indicated here.

Key to the unlocking of funds frozen in England would be the Lend-Lease act, it was said in responsible quarters. American companies, under the act, could evaluate films before shipping them over and receive payment from the American

(*Continued on Page 7*)

Three New Clearance Complaints Docketed

Three new arbitration cases have been received by the AAA, complaints having been filled in Detroit, Portland, Ore., and Washington, D. C.

M-G-M and Warner Bros. were named in an arbitration demand filed Friday by Sam Winokur, owner of the Ritz Theater, Watervliet, Mich.

(*Continued on Page 7*)

Westway Theater's Appeal Decision Due This Week

Motion picture appeals board this week is expected to hand down a decision in the case of the Westway Theater, Baltimore. Leo J. Homand, operator of the Westway, protested

(*Continued on Page 7*)

Editorial

Phil M. Daly Wants to Know—

If the Allies, not the Nazis, were the target for propaganda via the screen, would the Senate Interstate Commerce subcommittee be as interested in pressing its film inquiry?

—BAHN.

THE NEWSPAPER OF FILMDOM
THE Film DAILY
ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
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FINANCIAL

(September 12)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	9	9	9	— ¼
Col. Picts. vtc. (2½%)	7½	6¾	7¼	— ¼
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	13-16	13-16	13-16	—1-16
Con. Fm. Ind. pfd.	10¼	10⅛	10⅛	— ⅛
East. Kodak	141	140¾	141	+ 1
do pfd.	....	....	....	.....
Gen. Th. Eq.	14	13¾	13¾	+ ⅛
Loew's, Inc.	38⅜	38⅛	38⅛	.....
do pfd.	....	....	....	.....
Paramount	15⅜	15⅛	15⅛	— ⅛
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	14	14	14	+ ¼
Pathe Film	14¼	14⅛	14⅛	— ⅛
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	9⅛	9	9	.....
20th Century-Fox pfd.	22½	22⅜	22⅜	+ ⅛
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5¼	5⅛	5⅛	— ⅛
do pfd.	71	71	71	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	104½	104½	104½	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	98¾	98½	98½	.....
Warner Bros.' dbs. 6s48	....	....	....	.....
NEW YORK CURB MARKET				
Monogram Picts.	¾	11-16	¾	+ ⅛
Radio-Keith cvs.	3-16	3-16	3-16	.....
Sonotone Corp.	2	2	2	.....
Technicolor	11	10¾	10¾	.....
Trans-Lux	13-16	13-16	13-16	+1-16
Universal Corp. vtc.	9	9	9	+ ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	65	68

Blumenthal's British Para. Suit Is Dropped

Benjamin Blumenthal Friday dropped his British suit against Paramount Pictures for $965,000 commissions allegedly due him. Blumenthal under a court order by the New York Supreme Court Justice Peter Schmuck will continue the suit here for the same claim charging Paramount with refusing to go ahead with a deal to sell its theater properties in England to a buyer which the plaintiff secured.

The Broadway Parade

Picture and Distributor	Theater
Sergeant York (Warner Bros.-Jesse L. Lasky)—11th week	Hollywood
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—5th week	Astor
The Little Foxes (RKO Radio Pictures-Samuel Goldwyn)—4th week	Music Hall
Aloma of the South Seas (Paramount Pictures)—3rd week	Paramount
Unfinished Business (Universal Pictures)—3rd week	Rivoli
Dive Bomber (Warner Bros. Pictures)—3rd week	Strand
When Ladies Meet (Metro-Goldwyn-Mayer Pictures)—2nd week	Capitol
Sun Valley Serenade (Twentieth Century-Fox)—2nd week	Roxy
Badlands of Dakota (Universal Pictures)—2nd week	Rialto
No Greater Sin (University Film Productions)—2nd week	Globe
West Point Widow (Paramount Pictures) (a)	Criterion
Tillie's Punctured Romance (Monogram Pictures) (a) Revival	Criterion
KuKan (Adventure Epics, Inc.)—13th week	World
Citizen Kane (RKO Radio Pictures-Orson Welles) (b)	Palace
I'll Sell My Life (Select Attractions) (a)	New York
Thunder Over the Prairie (Columbia Pictures) (a)	New York

♦ TWO-A-DAY RUNS ♦

Fantasia (Walt Disney Productions)—44th week	Broadway

♦ FOREIGN LAUGUAGE FEATURES ♦

Soviet Power (Artkino Pictures)—2nd week	Central
Min Van Klock-Johan (Scandia Films)	48th St. Theater

♦ FUTURE OPENINGS . ♦

Our Wife (Columbia Pictures)—Sept. 17	Paramount
Ice-Capades (Republic Pictures)—Sept. 18	Criterion
Lady Be Good (Metro-Goldwyn-Mayer Pictures)—Sept. 18	Capitol
Navy Blues (Warner Bros. Pictures)—Sept. 19	Strand
Lydia (United Artists-Alexander Korda) (c)	Music Hall
A Yank in the RAF (Twentieth Century-Fox)—Sept. 26	Roxy
Pittsburgh Kid (Republic Pictures)—Sept. 22	Rialto
The Smiling Ghost (Warner Bros. Pictures)—Sept. 18	Globe
Hold That Ghost (Warner Bros. Pictures)—Sept. 24 (a)	Palace
Three Sons o' Guns (Universal Pictures)—Sept. 24 (a)	Palace
Fugitive Valley (Monogram Pictures)—Sept. 16 (a)	New York
The Deadly Game (Monogram Pictures)—Sept. 16 (a)	New York
The Man Who Seeks the Truth (French film)—Sept. 29	World

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Albany Court Refuses Injunction to Stone

Albany—Vitagraph won the first round of a court battle here when Supreme Court Justice Schirick denied the injunction motion sought by Abe Stone, indie exhib. in Special Term. Action was predicated on Warners making their Albany theater a subsequent-run after Stone's Eagle with their new nabe, the Delaware, receiving product ahead of the Eagle from Vitagraph.

Twentieth Century-Fox, originally named with Vitagraph for prior delivery to the Delaware, settled their case by stipulation before Leonard L. Rosenthal, Troy attorney active in The New York unit of Allied, sought the injunction in special term in Stone's behalf against Vitagraph.

Philly Variety Club Will Dine J. P. Clark Oct. 27

Philadelphia — Variety Club will sponsor a testimonial dinner to the new Democratic City Chairman, James P. Clark, at the Bellevue-Stratford hotel Oct. 27. Clark is a former chief barker of the club, and is now president of Horlacher Film Delivery Service. It is expected that 100 will attend.

BBB Probing Bingo Games Using Defense Bonds

Chicago — The Chicago Better Business Bureau is investigating theater Bingo games using defense bonds and stamps. It says the games are contrary to the Illinois laws and constitution.

SPAB Nixes Eastman's Plastic Plant Expansion

Rochester—In a move that surprised Eastman Kodak Co. officials, the new Supply Priorities and Allocations Board has denied a proposal of the Tenneseee Eastman Corp. to expand its plastics plant at Kingsport, Tenn.

The Tennessee Eastman Corp., according to officials here, planned an addition to its Tenite 2 plant at Kingsport. This product, technically known as a cellulose acetate butyrate plastic, is used as a substitute for aluminum by civilian manufacturers.

Expect 100,000 in Dixon To Greet Louella Parsons

Dixon, Ill. — Approximately 100,000 persons were expected in Dixon, yesterday and today at the homecoming celebration for Louella Parsons and Ronald Reagan, both former citizens of this city.

The Warner Bros. picture, "International Squadron," starring Reagan will have its world premiere as part of the celebration.

The entire proceeds from the sale of tickets as well as the receipts from the banquet and ball will be turned over to the Katherine Shaw Bethea Hospital to endow a number of rooms in the new wing dedicated to Miss Parsons.

AAAA Fall Meeting Sept. 22

Associated Actors and Artistes of America holds its first fall meeting Sept. 22. Frank Gillmore, president, leaves shortly after to attend the American Federation of Labor convention in Seattle.

COMING and GOING

WILLIAM F. RODGERS returns from Chicago this morning.

JOSEPH I. BREEN, RKO studio chief, arrives on the Coast today.

ROBERT T. KANE, 20th-Fox producer, flew to London over the week-end.

BERNIE KREISLER, Universal short subjects sales manager, returns from Pittsburgh today.

JOAN FONTAINE left New York for Hollywood over the week-end.

DICK NELSON, 20th-Fox actor who has romantic lead in Great Guns," is visiting in New York.

JUNE PREISSER leaves Hollywood for New Orleans Monday for a month's vacation and then to New York.

JUDY CANOVA and **KEN MURRAY** are among the passengers arriving from Hollywood on the Twentieth Century this morning.

SIDNEY MEYERS, of the Wometco circuit, who conferred with Abe Montague, has returned to Florida.

FRED ULLMAN, head of Pathe News, is visiting in Buffalo.

BRYAN FOY arrives on the Coast today.

WALLY VAN is back from Miami where he directed a series of shorts for the Royal Poinciana Corp.

A. D. SCHROEDER of Samuel Goldwyn's camera staff is at the Warwick.

MR. and MRS. E. G. BERGEN (Eve Arden) has arrived at the Warwick from the Coast.

ALVIN C. YORK arrives on the Coast Wednesday.

ANATOLE LITVAK leaves for London in about 10 days to direct "This Above All" for 20th-Fox; his South American trip is off.

PAT CASEY was scheduled to arrive here over the week-end.

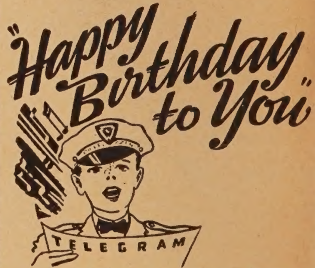
ARTHUR GREENBLATT, PRC general sales manager, returned Friday from a series of five regional meetings.

NAT JAMES and **ROBERT JOSEPH** of the Hollywood SPG arrived by plane Saturday.

Set Patriotic Activities For Navy Blues Sextette

Navy Blues Sextette arrives in New York this morning for a week of patriotic activities. Program calls for Defense Bond sales in Radio City, launching of the "Yale Blues" flying squadron at Floyd Bennett Field, appearance at the Hotel Astor Defense Ball and other events.

Highlight of the visit will be a Powers model party at the Stork Club Wednesday. Sextette appeared in Warner Bros.' "Navy Blues."



Robert T. Kane
Alfred N. Goldsmith
Louis Gasnier
George Brown
Pete Lewis
Jean Renoir
Abe Goodman

Probe May Drag on For Months–Clark

(*Continued from Page* 1)

members are in for something of a drubbing at the hands of the committee. He said that Nicholas M. Schenck, who will be the first industry witness, likely will be held before the committee for at least two days and possibly for three days.

George Fisher and Jimmie Fidler are scheduled for today and possibly for tomorrow unless the committee finishes with them in one day. When they are through the committee will adjourn until Thursday, when Schenck will come on. Clark said Schenck will take up the rest of the week, and possibly run the committee into a Saturday session.

May Hold Schenck Several Days

Announcement that the committee will hold Schenck for two or three days indicates strongly that the industry representatives are in for a severe bombardment of cross-examination. The witnesses in favor of the resolution have taken up little time due to the absence of cross-examination from the isolationist members of the committee.

It has been expected all along that they will turn loose on the industry men. And the prospect is not a pleasant one for the spokesmen. All three of the isolationist members of the committee are skilled in the art of cross-examination. The industry spokesmen will be in the position of a man accused of a crime having three top-notch district attorneys firing questions at him at one time. And the accused will have no benefit of counsel. The committee has already taken care of this by ruling Wendell L. Willkie out of any active part in the proceedings.

Commendations for Both Sides

Clark said he isn't certain when the other industry spokesmen will go on. He said he expects to put Will H. Hays, MPPDA prexy on, but doesn't know when. Similarly, he doesn't know when the committee will get around to the industry's request that they view the films under fire.

Both Chairman Clark and Senator Gerald P. Nye (R., N. D.), said they had received a deluge of letters and telegrams commending the probe. And Senator Ernest MacFarland (D., Ariz.), in whom the beleaguered industry found an unexpected friend, said he has received a lot of communications commending him, too.

Senator Clark said he had received a flood of communications commending the probe, several of them from independent operators, who complained that the alleged propaganda films had hurt their business. One of these, he revealed, is a Salt Lake independent who operates 15 houses in Utah and Nevada.

Senator McFarland said he has received many communications praising his part in taking up for the industry. One was a phone call, telling him that he had been commended on the floor of the Phoenix (Arizona) American Legion Post and that the great majority of the Legionnaires are with him.

Keen Rivalry Among Producers

Willkie asserted Friday that film producers are engaged in "the fiercest cut-throat competition of any industry in the country." He told reporters that, instead of co-operating in a calculated program to instill war propaganda into their productions, the companies were cutting each other into pieces in their efforts to make box-office successes.

Willkie said that the films against which John T. Flynn, the "mystery witness," complained chiefly—the March of Time shorts and UA-released features—were not produced by any of the "Big Four" companies, Loew's, Paramount, Warner Bros. and 20th Century-Fox, at which the monopoly charges seemed chiefly to have been aimed.

The industry's counsel said he hoped to call to the stand this week the heads of those four companies and to have them deny in person the charges of propaganda and monopoly.

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● THAT Tinker to Evers to Chance combo was much more complicated than what happened Friday afternoon in the Pine Room of the Hotel Warwick......It was just vice-prexy to vice-prexy as Samuel "Steve" Broidy tendered a goin' away cocktail party to Norton Ritchey......both of Monogram......The guest of honor takes off today for a visit to all Pan-America via Pan-American Airways......with the first stop Havana......Aside from the host and guest of honor...... among those present were Eddie Golden, Harold Flavin, Harry Thomas, Ben Jennings, Hugh Davis, Fernando Mier, Capt. Wingardh, Frank Ortega, Alban Mestanza, Capt. Harold Auten, Mary Finnerty, Nellie Witting, Joe Hanley, Flora Davis, Alvin Lukash......and an impressive outpouring of the Trade Press......

▼ ▼ ▼

● ● ● IN the very teeth of the publicity and promotional wind......is the gala tie-up which has been effected 'twixt Pepsodent, Bob Hope and Paramount......Bob's biog. "They Got Me Covered," and the release of the new Para. comedy, "Nothing But the Truth," are glitteringly hooked-up in a campaign which calls for the distribution of some 3,000,000 copies of the volume dealing with the Hope career......No less than 85,000 druggists, the nation o'er, are part and parcel of the big ballyhoo......and Bob ain't gonna let his radio appearances slip by......without giving voice and plug to the arrangements......It all means pre-sold value to exhibs. bookin' the Bob Hope opus......

▼ ▼ ▼

● ● ● ON Friday, Joan Fontaine and her hubby, Brian Aherne, were given a luncheon by W. G. Van Schmus, managing director of the Music Hall......La Fontaine's last pic at the world's largest theater held over for five weeks......Her next, "Suspicion," will be seen in November ... ● A Squawk and a Pat: We again clarion the advice to the majors that they shouldn't make it tough for reviewers to physically enjoy tradeshowings......Mort Blumenstock is a human guy: On the warm days at screenings, he serves cold orangeade to the onlooking critics......

Unity Plan, Allied Convention's Goal

(*Continued from Page* 1)

lems of the business will be taken up, indications are that a plan for industry unity will be the goal of the convention. A national joint committee has been proposed by Abram F. Myers, general counsel, who has disclosed that several industry executives have given the idea their endorsements. Perfection of the plan and putting it into action will be the task of the delegates and others.

Convention formally opens tomorrow afternoon at the Benjamin Franklin Hotel, the morning having been set aside for registration and inspection of exhibits. Tentative scheduled for the first day's business calls for the AID report on sales policies, analysis of contracts and progress of exhibitor buying. A night club supper party is on the agenda for tomorrow night.

Taxes, legislation and defense co-operation are among the subjects for Wednesday's discussions, while Thursday will be devoted to industry executives who will state their companies' positions on current problems. This will be followed by an open forum. Convention winds up with a banquet Thursday night.

Metro Launches Bally Tour For "Tarzan" at Allied Meet

A national jungle exhibition tour on "Tarzan's Secret Treasure" will be launched by M-G-M at the Allied national convention in Philadelphia tomorrow. Ballyhoo, which was conceived by Howard Dietz and supervised by Billy Ferguson, consists of a lion working in a tight rope made to resemble a heavy tree branch high atop the street crowds. Outfit has been installed in a special caravan with a telescopic rear which emerges during performances.

Blasko Heads Chi. WB Club

Chicago — Al Blasko, Parthenon Theater manager, has been elected president of the Warner Club. Other officers: John Fett, vice-president; Ed Eron, treasurer and Catherine Meehan, secretary.

Management Magazine Quizzes Critics on Movie Propaganda

A poll of motion picture critics on the subject of propaganda by films is being conducted by the publication, Modern Industry. An article based on the replies will be written in co-operation with a number of Government agencies, according to Kirk Earnshaw, labor editor of the magazine.

Critics are being asked for their opinions as to what pictures have appeared deliberately to stimulate American public to anti-Fascism, whether such pictures advocated war-like steps on the part of America, if pictures have caused war hysteria and if motion pictures have been more "war-conscious, pro-British, anti-Hitler" than other media such as radio, newspapers and magazines.

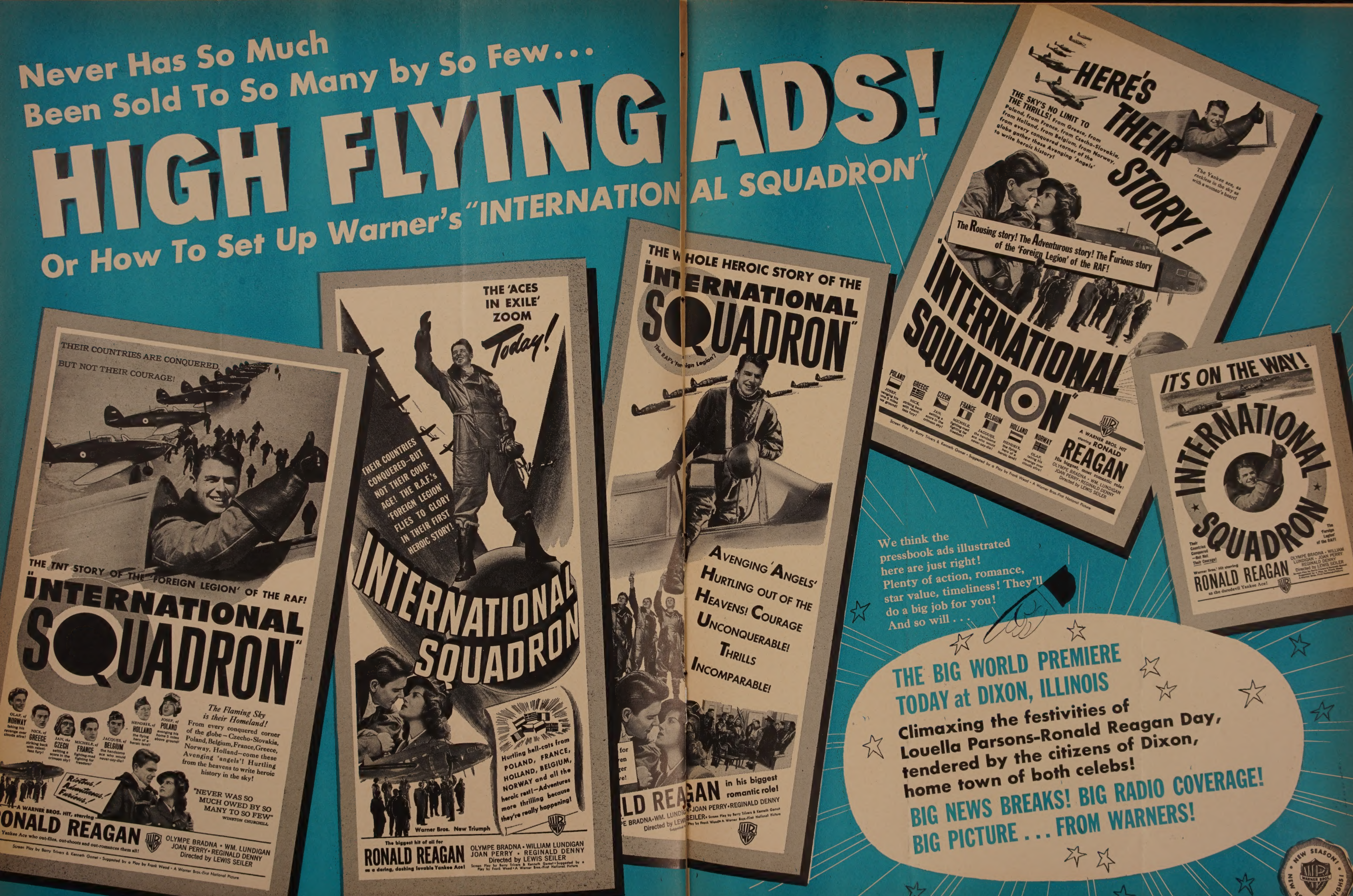
Modern Industry also asks if the critics believe pictures, plays, features or newsreels have fairly and adequately presented the role of labor in the defense effort and if motion pictures "play up" the dignity of labor and the contribution of labor to national defense or if newsreels of strike violence outweigh the former.

Modern Industry, published by Magazines of Industry, Inc., with offices at 347 Madison Ave., has a 50,000 circulation among management men. Eldridge Haynes is publisher, Harwood F. Merrill, managing editor. Paper, established last February, claims to go into 31,500 U. S. manufacturing plants.

Never Has So Much
Been Sold To So Many by So Few...

HIGH FLYING ADS!

Or How To Set Up Warner's "INTERNATIONAL SQUADRON"



THEIR COUNTRIES ARE CONQUERED, BUT NOT THEIR COURAGE!

THE TNT STORY OF THE 'FOREIGN LEGION' OF THE RAF!

"INTERNATIONAL SQUADRON"

OLAF, of NORWAY taking his revenge over clouds afire! NICK, of GREECE striking back with relentless fury! JAN, the CZECH settling a score in the crimson sky! MICHELE, of FRANCE fighting-mad fighting for freedom! JACQUES, of BELGIUM the handsome ace who would never-say-die! HENDRIK, of HOLLAND the flying hero of a heroic land! JOSEF, of POLAND avenging his home 5 miles above ground!

The Flaming Sky is their Homeland! From every conquered corner of the globe—Czecho-Slovakia, Poland, Belgium, France, Greece, Norway, Holland—come these Avenging 'angels'! Hurtling from the heavens to write heroic history in the sky!

Riotous! Adventurous! Furious!

"NEVER WAS SO MUCH OWED BY SO MANY TO SO FEW" WINSTON CHURCHILL

A WARNER BROS. HIT, starring
ONALD REAGAN
Yankee Ace who out-flies, out-shoots and out-romances them all!
OLYMPE BRADNA • WM. LUNDIGAN
JOAN PERRY • REGINALD DENNY
Directed by LEWIS SEILER
Screen Play by Barry Trivers & Kenneth Gamet • Suggested by a Play by Frank Wead • A Warner Bros.-First National Picture

---

THE 'ACES IN EXILE' ZOOM *Today!*

THEIR COUNTRIES CONQUERED—BUT NOT THEIR COURAGE! THE R.A.F.'s 'FOREIGN LEGION' FLIES TO GLORY IN THEIR FIRST HEROIC STORY!

INTERNATIONAL SQUADRON

Hurtling hell-cats from POLAND, FRANCE, HOLLAND, BELGIUM, NORWAY and all the heroic rest!—Adventures more thrilling because they're really happening!

Warner Bros. New Triumph

The biggest hit of all for
RONALD REAGAN
as a daring, dashing lovable Yankee Ace!
OLYMPE BRADNA • WILLIAM LUNDIGAN
JOAN PERRY • REGINALD DENNY
Directed by LEWIS SEILER
Screen Play by Barry Trivers & Kenneth Gamet • Suggested by a Play by Frank Wead • A Warner Bros.-First National Picture

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THE WHOLE HEROIC STORY OF THE
"INTERNATIONAL SQUADRON"
The RAF's 'Foreign Legion'!

AVENGING 'ANGELS' HURTLING OUT OF THE HEAVENS! COURAGE UNCONQUERABLE! THRILLS INCOMPARABLE!

LD REAGAN in his biggest romantic role!
PE BRADNA • WM. LUNDIG JOAN PERRY • REGINALD DENNY
Directed by LEWI SEILER • Screen Play by Barry Trivers & Kenneth Gamet • Suggested by a Play by Frank Wead • A Warner Bros.-First National Picture

---

HERE'S THEIR STORY!

THE SKY'S NO LIMIT TO THE THRILLS! From Greece, from Poland, from France, from Czecho-Slovakia, from Holland, from Belgium, from Norway, from every conquered corner of the globe gather these Avenging 'Angels' to write heroic history!

The Yankee ace, as reckless in the sky as with a woman's heart!

The Rousing story! The Adventurous story! The Furious story of the 'Foreign Legion' of the RAF!

"INTERNATIONAL SQUADRON"

POLAND JOSEF, avenging his home 5 miles above ground! GREECE NICK, striking back with relentless fury! CZECH JAN, settling a score in the crimson sky! FRANCE MICHELE, fighting-mad fighting for freedom! BELGIUM JACQUES, the handsome ace who would never-say-die! HOLLAND HENDRIK, the flying hero of a heroic land! NORWAY OLAF, taking his revenge over clouds afire!

A WARNER BROS. HIT starring RONALD
REAGAN
His biggest, most romantic role!
OLYMPE BRADNA • WM. LUNDIGAN
JOAN PERRY • REGINALD DENNY
Directed by LEWIS SEILER
Screen Play by Barry Trivers & Kenneth Gamet • Suggested by a Play by Frank Wead • A Warner Bros.-First National Picture

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IT'S ON THE WAY!

INTERNATIONAL SQUADRON

Their Countries Conquered—But Not Their Courage!

The 'Foreign Legion' of the RAF!

Warner Bros.' Hit starring
RONALD REAGAN
as the daredevil Yankee Ace!
OLYMPE BRADNA • WILLIAM LUNDIGAN • JOAN PERRY
REGINALD DENNY
Directed by LEWIS SEILER
Screen Play by Barry Trivers & Kenneth Gamet • Suggested by a Play by Frank Wead • A Warner Bros.-First National Picture

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We think the pressbook ads illustrated here are just right! Plenty of action, romance, star value, timeliness! They'll do a big job for you! And so will...

THE BIG WORLD PREMIERE TODAY at DIXON, ILLINOIS

Climaxing the festivities of Louella Parsons-Ronald Reagan Day, tendered by the citizens of Dixon, home town of both celebs!

**BIG NEWS BREAKS! BIG RADIO COVERAGE!
BIG PICTURE ... FROM WARNERS!**

NEW SEASON! NEW BOXOFFICE HIGHS! WARNER BROS.

Ohio State Educator Blasts Senate Probe

Columbus, O.—Dr. Edgar Dale, professor of education at Ohio State University and an internationally recognized authority on motion picture content, defended today the film industry's right to portray as it sees fit World War II.

He branded the Senate sub-committee's investigation as an attempt to restrict a free screen which has as one of its prime duties informing the people of this democracy that Nazism is their worst enemy.

"The movie industry is not propagandizing us into war. I have not seen one feature production which has been outspoken for our entry into the war. Many recent films outline some of the worst phases of Nazi activities. This is the industry's privilege and duty, for people in this democracy should be informed of their worst enemy, Nazism," he declared.

Prof. Dale's only criticism of the war pictures was that "they should have been produced sooner."

$5,500,000 Year's Profit For Warners in Prospect

(*Continued from Page* 1)

will have doubled their net for the period just ended.

More than 50,000 shares of Paramount $10 par 2nd preferred stock have been deposited with the Empire Trust Co. for conversion into common stock, according to The Wall Street Journal. Holders who converted before the close of business Friday will get about 11½ cents in accumulated dividends on the preferred in addition to the 25 cents dividend recently declared on the common.

Mono. Shows Operating Profit for Year of $10,879

West Coast Bureau of THE FILM DAILY

Hollywood—Report of Monogram Pictures Corp. and subsidiary companies for the year ending June 28, 1941 shows a net operating profit of $10,897.69. This compares with a net loss for corresponding period last year of $179,656.24.

20th-Fox Buys Shute Novel

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox had bought Nevil Shute's new novel, "Pied Piper" for production following its serial and book publication.

N. M. Blackout Has Varying B.O. Effect

Sante Fe, N. M.—First state-wide blackout in the U. S. Friday night had varying effects on the New Mexico box offices, exhibitors reported at the week-end. Blackout was tied in with a "raid" by bombers from the Army's base at Albuquerque.

REVIEWS OF NEW FILMS

"The Feminine Touch"

with Rosalind Russell, Don Ameche,
Kay Francis, Van Heflin

M-G-M 97 Mins.

SPARKLING ROMANTIC COMEDY, SPIKED WITH SATIRE, AND GEARED TO SCORE WITH ADULT FANS.

Leo the Lion has a smart, pop comedy in this offering which has plenty of class and mass appeal to the adult picgoers, who will find in it a lot of crisp dialogue and constantly amusing situations.

The trio of screenplay writers,—George Oppenheimer, Edmund L. Hartmann, and Ogden Nash,—must have had a pack of sport dashing off the sequences, which in sum total prove pretty well that the much maligned emotion of jealousy is not the monster it is painted to be, but something of a beneficent mortar which goes a long way to hold together the masonry of marriage.

The yarn also does a bit of demonstrating that the theorists on the ways of life are more subnormal than supernormal when their tenets are put to the test. Don Ameche plays the role of the young professor of psychology in a college where the success of football is of more importance than is learning. He writes a book on behavior, resigns his faculty job, and, accompanied by his attractive but jealous wife, Rosalind Russell, sets out for New York to get the manuscript published.

The prospective publisher is infatuated with Miss Russell, and the latter is jealous of the fact that hubby is apparently very keen on the publisher's alluring assistant, Kay Francis. Out of the situation rises a steady stream of comedy, keen satire, and lively lines. This feature has both the power to draw patronage, and to please that patronage. Maj. W. S. Van Dyke's direction is clever and interesting, and the performances of principals and supporting players is tip-top. Exhibitors can write this one down as spice for those jaded by ordinary film fare.

CAST: Rosalind Russell, Don Ameche, Kay Francis, Van Heflin, Donald Meek, Gordon Jones, Henry Daniell, Sidney Blackmer, Grant Mitchell, David Clyde.

CREDITS: Director, Major W. S. Van Dyke, 2d; Producer, Joseph L. Mankiewicz; Screenplay, George Oppenheimer, Edmund L. Hartmann, Ogden Nash; Director of Photography, Ray June; Music Score, Franz Waxman; Recording Director, Douglas Shearer; Art Director, Cedric Gibbons; Associate, Paul Groesse; Set Decorations, Edwin B. Willis; Special Effects, Warren Newcombe; Gowns, Adrian; Film Editor, Albert Akst.

DIRECTION, Clever. PHOTOGRAPHY, Skillful.

Stella Adler Joins Freed

Hollywood—Stella Adler, Broadway actress and director and a founder of the Group Theater in New York, now appearing in "The Shadow of the Thin Man" at Metro has joined Arthur Freed's unit at Metro to learn the film business.

Huston to Direct Bette Davis Pic

Hollywood — Warner Bros. has selected John Huston to direct Bette Davis's next film, "In This Our Life." D. Ross Lederman will direct "Iceland Patrol" and Curtis Bernhardt "Juke Girl."

"Honky Tonk"

with Clark Gable, Lana Turner,
Frank Morgan, Claire Trevor

M-G-M 105 Mins.

ROMANTIC DRAMA, EXCITING AND FINELY PERFORMED, HAS PLENTY OF POWER FOR ALL SITUATIONS.

In a typical red-blooded yarn, which suits his dramatic flare for red-blooded characterizations, Clark Gable makes his bow herewith in the new season. It is the type of production in which his large coterie of followers like to see him, and he takes full advantage of the script's opportunities for rugged romance and rough-and-ready histrionics.

As a "confidence man" who lives by his wits, card sharping, gambling, and quick trigger-work, he decides, after escaping a tar-and-feather "party" along with his pal, Chill Wills, that he will get himself a town out of which he cannot be "run." Landing by rail in a swiftly-growing but evil town in the Nevada of decades ago, he presses his attentions upon the pretty Lana Turner whom he has met on the train.

The gambler Gable is a hard horse to rope, but the Turner strategy takes care of that via a ceremony which is performed while the temperate groom is unhabitually off the wagon. As the femme lead, Miss Turner depicts skillfully a woman whose love for the man of her heart is so intense that the evil he does is of no decisive consequence. Gable rises to rule the lawless town whose citizens finally demand an accounting. That end he escapes, but he learns decency by the bitter road of losing an heir through an accident which befalls his expectant wife, and the realization that there is a limit to which even a "confidence man" can outrage the people whom he sneeringly terms "suckers."

Both Gable and Miss Turner give ace accounts of themselves in the leads, and there are some slick bits by their fellow players, notably Frank Morgan, Chill Wills, Claire Trevor, Marjorie Main and Albert Dekker. Jack Conway's two-fisted direction makes for solidity and realism, and Harold Rosson's photography is expert. "Honky Tonk" is strong stuff. It will doubtless prove its potency, too, at the box office.

CAST: Clark Gable, Lana Turner, Frank Morgan, Claire Trevor, Marjorie Main, Albert Dekker, Henry O'Neill, Chill Wills, Veda Ann Borg, Douglas Wood, Betty Blythe, Harry Worth, Lew Hervey.

CREDITS: Director, Jack Conway; Producer, Pandro S. Berman; Screenplay, Marguerite Roberts, John Sanford; Director of Photography, Harold Rosson; Music Score, Franz Waxman; Recording Director, Douglas Shearer; Art Director, Cedric Gibbons; Associate, Eddie Imazu; Set Decorations, Edwin B. Willis; Film Editor, Blanche Sewell.

DIRECTION, Two-Fisted. PHOTOGRAPHY, Expert.

Next Move in Schad Suit Scheduled in October

Philadelphia — Suit brought by Harry Schad, Reading theater operator, against Warners, 20th-Fox and Wilmer & Vincent, charging conspiracy, will come up again in Federal Court here next month when hearing will be held on his application for a permanent injunction.

Amer. Firsters Hint National Boycott

(*Continued from Page* 1)

Committee sent letters to theater owners in the county threatening a boycott if houses continue to show films not meeting with approval of America Firsters.

Statement by Raymond J. Hanfield, chairman of the chapter, takes the industry to task for not abiding by the counsel of Will Hays that motion pictures are "primarily for entertainment."

A spokesman at the New York headquarters declared that the Chicago Tribune is encouraging the movement in the Middle West.

Columbia Office Workers Vote for CIO Affiliation

(*Continued from Page* 1)

and Professional Workers of America, a CIO affiliate.

Action was taken by the Columbia home office workers after the exclusive committee had urged CIO affiliation upon the membership as "necessary to secure fullest strength and national labor support."

CIO affiliation was recommended to indie unions by the Screen Guild Council of New York.

The Columbia Guild also on Thursday filed a petition with the State Labor Relations Board for collective bargaining. Guild stated it was formed two months ago and had a majority of the 280 home office em ployes.

RKO Screening Five

RKO will tradeshow its second block-of-five today, tomorrow and Wednesday. Lineup includes "The Gay Falcon," "Mexican Spitfire's Baby," "Unexpected Uncle," "Look Who's Laughing" and "Suspicion."

Silverstones Give Party

Mr. and Mrs. Murray Silverstone on Saturday were the hosts at a garden party on their estate at Scarsdale. Proceeds went for a home for British children in bombed areas.

TO THE COLORS!

Chicago—Leo Brown, of Warners' Jeffrey Theater has been called for Army service.

Robert Hopkins, son of Lend-Lease Administrator Harry L. Hopkins, has applied for enlistment in the U. S. Army. Hopkins has been a member of the research staff of the March of Time. He hopes eventually to be assigned to the Signal Corps.

Chicago—Sam Levin, manager of the Belpark, has been called to active service in the Army's Officers Reserve.

Three New Clearance Complaints Docketed

(*Continued from Page* 1)

Winokur charges that he is forced by M-G-M to play seven days after the Hart Theater, Hartford, and the Loma, Coloma, which are two and five miles, respectively, away. He charges that Warners force him to play 14 days after the same towns. All three towns, Winokur contends, are the same size.

In Portland, William Graeper, owner of the Egyptian Theater, charged that he was forced to follow first-runs in the city by 91 days. He asked that the clearance be cut to a maximum of 45 days. The five consenting companies were named.

Sam Millets, operator of the Dentonia Theater, Denton, Md., filed the seventh case in the Washington tribunal. Millets name only Loew's Inc., in his complaint which charged that the seven-day clearance granted to the Reese Theater, Harrington, Del., by Loew's was unreasonable inasmuch as Harrington is 17 miles from Denton. He asked for a reduction in the Reese's protection.

Drayton's Squawk Settled; Booth Case Hearing Oct. 2

Detroit—Demand for arbitration filed three weeks ago by the Drayton Theater, Drayton Plains, involving the Butterfield houses in Pontiac, is being dismissed by agreement of all parties. Conditions were not revealed.

Meanwhile, hearing has been set for Oct. 2 on the first case filed by the Booth Theater, Detroit. Jerome Thomas, head of the Department of Business Administration of Wayne University, is the arbitrator.

Select Oriental Arbitrator In Chicago, Sept. 22

Chicago—Attorneys for the Oriental Theater arbitration case and distributors' counsel have agreed to postpone selection of an arbitrator until Sept. 22.

"Hold Back the Dawn" in Bow

Boston—Para.'s "Hold Back the Dawn" in its world premiere here gave the Metropolitan its best biz of the past six months with the single exception of "Caught in the Draft." Walter Abel did a p.a.

MacFarland With Horne

James Macfarland, formerly publicity director of Radio City Music Hall, has joined the publicity staff of the Hal Horne organization.

Perfect Dual Bill

Lansing, Mich.—The Southtown theater opened the week yesterday with this double-feature gracing its marquee:

"The Great Dictator"
"Murdered by Invitation"

"Collusion with the Nazi Party Line," Says Dorothy Thompson of Film Inquiry

N. Y. Post, through the medium both of Dorothy Thompson's "On the Record" column and its editorial page raked the Senate film inquiry fore and aft Friday. Miss Thompson branded the move to "frame" the industry as "the American Dreyfus case," asserted "with this attack on the movies, the Battle for the United States begins," charged the inquiry as "collusion with the Nazi party line." Editorially, the Post asked why Sens. Glass, McNary, La Follette, Norris, Taft and Vandenberg "don't stop the counterfeit" which perils "all bona fide investigations."

Eliminate Tax Exemption On 9-Cent Admissions

(*Continued from Page* 1)

for a junior admission charge, the tax on which will be based on the actual amount of admission charged.

The new taxes will go into effect Oct. 1, under the agreement. Only tentative agreements have been possible since the House, now in recess, has not officially approved its conferees, but is expected to do so today as matter of routine.

Screen Publicists Guilds Open Talks in CIO Move

(*Continued from Page* 1)

West, opens here today. Official delegates of the Hollywood Guild, Nat James and Robert Joseph, planed in Saturday. Representing the New York Guild as delegates will be Steve Freeland and Carl Rigrod.

World Theater Reopens Sept. 29

World Theater opens with the French film "The Man Who Seeks the Truth," starring Raimu, on Sept. 29.

Westway Theater's Appeal Decision Due This Week

(*Continued from Page* 1)

against 14 days' clearance allowed the Edgewood Theater, but Sefton Darr, arbitrator, ruled after a hearing that the clearance was reasonable.

Homand sought to have the clearance reduced previously by an antitrust suit which was lost in the U. S. District Court and again on appeal.

Sponsors for "Yank" Benefit

Governor Lehman, Mayor La Guardia, and Gov. Charles Edison of New Jersey, top the sponsors for the midnight charity ball and open air carnival to be held in conjunction with the world premiere of 20th-Fox's "A Yank in the RAF" at the Roxy Sept. 26. British American Ambulance Corps is the beneficiary.

20th-Fox Dividend

Twentieth Century-Fox has declared a dividend of 37½ cents a share on the outstanding preferred stock for the third quarter. Dividend is payable Sept. 30 to stockholders of record Sept. 20.

Lend-Lease Act to Defreeze Brit. Coin?

(*Continued from Page* 1)

Government after certain technical obstacles were removed.

Proposal is now being weighed in negotiations between F. W. Allport of the Hays office, Alan Steyne of the American Embassy and British Treasury officials.

Distributors are counting strongly on Lend-Lease bill to provide third Embassy agreement, which goes into effect Nov. 1, method for allowing distributors to receive a 100 per cent of the remittances or, at least, release the monies frozen under the first two agreements.

SAG to Break Ground Sun. For Home for the Needy

West Coast Bureau of THE FILM DAILY

Hollywood—Screen Actors Guild will hold ground-breaking ceremonies next Sunday for the home to be established for the needy in the film industry. Columbia Broadcasting System will air the ceremonies.

Addresses will be made by Jean Hersholt, prexy of the M. P. Relief Fund; Y. Frank Freeman, AMPP prexy; Edward Arnold, SAG prexy; George Stevens, SDG prexy; Sheridan Gibney, SWG prexy; and Mary Pickford.

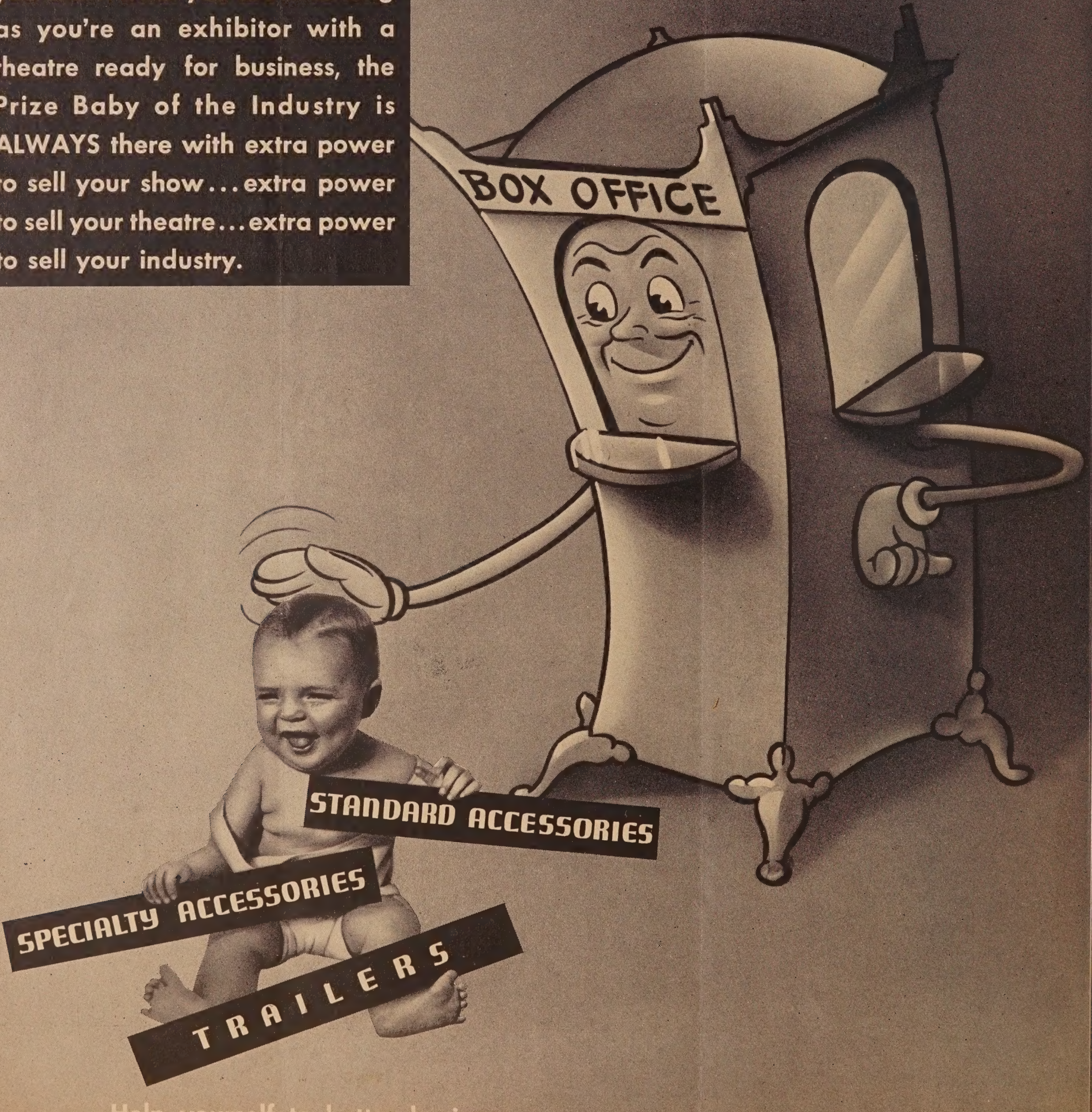
Caldwell Rites in Chi.

Chicago—Burial rites were conducted here Saturday for Walter S. Caldwell, 56, managing director of the Esquire Theater Co.

SHE'S THE Dynamite BEHIND THE YEAR'S MOST THRILLING PICTURE!
IT'S EDWARD SMALL'S BIG BOX-OFFICE EXCITEMENT!
"INTERNATIONAL LADY" LIVES ADVENTURE AND ROMANCE!

The Little Man Who's *Always* There!

No matter where you are... who you are... what you are... so long as you're an exhibitor with a theatre ready for business, the Prize Baby of the Industry is ALWAYS there with extra power to sell your show... extra power to sell your theatre... extra power to sell your industry.


BOX OFFICE
STANDARD ACCESSORIES
SPECIALTY ACCESSORIES
TRAILERS

Help yourself to better business

with NATIONAL *Screen* SERVICE

Utilization of 'Escape' Clause Seen by Myers

SEP 22 41

(See Column 2 and 3 Below)

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 54 NEW YORK, TUESDAY, SEPTEMBER 16, 1941 TEN CENTS

CHARGES FALSE, SAYS ZANUCK

Columnists' Blasts on Probe to be Investigated

Adverse Reaction by 75% To Inquiry Couldn't Have Just Happened, Says Clark

By OSCAR HUME

Washington Bureau of THE FILM DAILY

Washington—The Senate Interstate Commerce sub-committee's "fishing expedition" which in its first week ranged from the quest of "war propaganda" in

> *Conspicuous by his absence at yesterday's session of the war propaganda probe was Wendell L. Willkie, industry counsel. Explained Willkie:*
>
> *"I have more to do than to listen to a purveyor of gossip, even if the committee hasn't."*
>
> *Willkie subsequently issued a stinging commentary on Fidler's testimony.*

(*Continued on Page* 7)

New Admission Tax Will Start Oct. 1

Washington Bureau of THE FILM DAILY

Washington—New admission taxes will go into effect on Oct. 1. This was definitely decided yesterday by

(*Continued on Page* 3)

Judge "Forgets" Crescent Case as He Goes Fishing

Nashville, Tenn.—Federal Judge Elmer D. Davies, who is presiding

(*Continued on Page* 10)

Editorial:

Phil M. Daly Wants to Know—

If the rest of the undisclosed "case against the industry" prepared by the Senate Interstate Commerce sub-committee is as ridiculous as the inference that "The Land of Liberty," all-industry feature originally produced for exhibition in the U. S. Government buildings at the New York and Frisco World Fairs, is a "war propaganda" film?

—BAHN.

WELCOME
NAVY BLUE
SEXTETTE

"NAVY BLUES SEXTETTE" IN NEW YORK: Whirlwind cross-country good-will junket ended yesterday as six Warner beauties reached Penn Station and 800 waiting camera-fans. Gals will make personal appearance on N. Y. Strand stage beginning Friday. On the screen, by coincidence, will be "Navy Blues."—Advt.

Demands for Arbitration Take an Upward Spurt

Demands for arbitration took a spurt last week when seven cases were filed in the various tribunals. Three more were filed with the American Arbitration Association yesterday, bringing the total for the last eight days to ten and a grand

(*Continued on Page* 3)

To Ask State Dept. Help On British Remittances

State department will be asked to aid foreign managers over the recent action of the British-American Stabilization Board which froze remittances to the film companies, it was revealed yesterday. According to early reports, the industry was taken off the preferred exchange list.

Expects Escape Clause's Use

Myers Sees No 'Little 3' Action Before Summer

By AL STEEN

FILM DAILY Staff Writer

Philadelphia—The eyes of the industry are focused on Philadelphia today when Allied opens its 12th annual convention which has been designated as an all-industry affair. While pre-convention ballyhoo in

(*Continued on Page* 10)

Shift Barry and Levathes To NT Field Assignments

Irving Barry, of National Theaters, and Peter Levathes, secretary to Spyros Skouras, have been shifted to the field, virtually completing de-

(*Continued on Page* 4)

"Let the Record Speak for Itself," Says 20th-Fox Exec. at Milwaukee Meet

Milwaukee—Darryl F. Zanuck, 20th-Fox production head, scorning to wait until his scheduled appearance before the Senate sub-committee investigating alleged war film propaganda, struck swiftly and with telling effect at the isolationist charges in addressing the American Legion national convention here yesterday.

DARRYL F. ZANUCK

Zanuck, a lieutenant colonel in the

(*Continued on Page* 9)

Seek New Route As Nazis Grab Prints

Lisbon (By Cable) — Apparently retaliating for the United States ban on the importation of German films

(*Continued on Page* 10)

Indiana Film Transit Co. Increases Delivery Rates

Indianapolis—A recent ruling of the Interstate Commerce Commis-

(*Continued on Page* 3)

FPC Blackout Plan Ready for Air Raids

Toronto—Famous Players Canadian has completed organization of a blackout plan to be used in possible air raids. Circuit proposes to continue performances through blackouts with the personnel trained to take action stations during alerts.

All Ontario houses have been equipped with emergencv lighting systems, usually operated by batteries.

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, Sept. 15)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅛	9⅛	9⅛	+ ⅛
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10⅛	10⅛	10⅛	.....
East. Kodak	140¼	140	140	— 1
do pfd.	....	....	....	.....
Gen. Th. Eq.	....	....	....	.....
Loew's, Inc.	37⅞	37⅝	37⅞	— ⅛
do pfd.	108	108	108	— ½
Paramount	15⅜	15	15	— ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	13¾	13½	13½	— ½
Pathe Film	14	13¾	13¾	— ⅜
RKO	3⅜	3⅜	3⅜	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	9⅜	9¼	9⅜	+ ⅜
20th Century-Fox pfd.	22½	22½	22½	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5¼	5⅛	5⅛	— ¼
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	99	98¾	99	+ ½
Warner Bros.' dbs. 6s48	96¾	96¾	96¾	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	7-16	7-16	7-16	+1-32
Sonotone Corp.	2⅛	2⅛	2⅛	+ ⅛
Technicolor	10⅝	10⅝	10⅝	— ¼
Trans-Lux	⅞	⅞	⅞	+ ⅛
Universal Corp. vtc.	9	8⅞	9	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	65	68
Roxy Thea. Bldg. 4s 1st '57	59	62½

Arkansas ITO to Meet In Little Rock Oct. 19

Little Rock, Ark.—Fall convention of the Independent Theater Owners of Arkansas will be held at Little Rock, Oct. 19-20.

New A. M. Sheet for Chi.

Chicago—New morning daily will be establisher here by a group headed by Marshall Field, backer of New York's PM.

Midwest 16 mm. Libraries To Counter "Jack Rabbits"

Des Moines, Ia.—Formation of the Midwest 16 mm. Libraries, to distribute in Iowa, Kansas, Missouri and Nebraska, was announced yesterday by F. E. Judd, president, who is also Monogram's franchise holder in Iowa. Operation will be on an exclusive territorial basis.

Exhibs. have been storming because of rapid increase in "Jack Rabbit" circuits in Iowa and other midwestern states this Summer, with the 16 mm. films being used in direct competition and sometimes on a free-admission basis. The Allied-Independent theater owners of Iowa-Nebraska have threatened retaliatory tactics against distributors that rent out the 16 mm.'s in direct competition.

Judd's plan is to have the theater operator's permission before renting the smaller films for use in private clubs, schools, etc. Establishing of the 16 mm. libraries, also is expected to offer direct competition against the brokerage exchanges attacked as largely responsible for making the "Jack Rabbit" circuits possible.

Only other exchange operating on an exclusive territorial basis is Films, Inc.

The rise of the portable 16 mm. circuits has been phenomenal, with one operator reported to have cleaned up over $50,000 in Iowa during the Summer.

Abbott and Costello Will Star in Jules Levey Pic

With the film version of "Hellzapoppin'" completed, Jules Levey, the producer, is preparing two more pictures for Universal release, one of which will be a feature starring Abbott and Costello.

Levey, who arrived from the Coast yesterday, said the first to go into production probably would be the Damon Runyon story, "Butch Minds the Baby." He has two stories for Abbott and Costello but has not decided which he will make.

"Hellzapoppin'" will be released October 10.

Extension of New Time Proposed in N. Y. City

New York City Councill will get a bill, via President Newbold Morris, today, proposing a 60-day extension of daylight saving from September 28. Under the terms of the proposed local law daylight saving time would begin a month earlier next year, in March rather than April, and in future years the daylight saving period would last for seven months, as permitted by the State Legislature, rather than for five months.

Bolt Kills Bonham

Pontiac, Mich. — Russell Bonham, IATSE business agent, was killed by lightning at his summer cottage.

Production Pace Drops; Only Six Features Start

West Coast Bureau of THE FILM DAILY

Hollywood — Six pictures are scheduled to go into production this week. The line-up:

At Columbia: Eight shooting, including "Blondie Goes to College," 10th of the "Blondie" series, with Penny Singleton, Arthur Lake and Larry Simms. Frank R. Strayer director; "Outlaw Ranger," Charles Starrett western, with Russell Hayden. Howard Bretherton directing; "Honolulu Lu," comedy drama, with Lupe Velez and Bruce Bennett. Charles Barton directing; Work has been resumed on "The Lady is Willing."

At M-G-M: Nine shooting.

At Monogram: Four shooting, including "Double Trouble," comedy, co-starring Harry Langdon and Charlie Rogers. Producers, Dixon Horwin and Barney Sarecky. William West directing.

At Paramount: Four shooting.

At Republic: Four shooting, including "Sierra Sue," musical western, with Gene Aury and Smiley Burnette, and Fay McKenzie in the feminine lead. Producer, Harry Grey.

At RKO: Three shooting .

At 20th Century-Fox: Four shooting.

At Universal: Seven shooting, including "Melody Lane," comedy, with Baby Sandy and The Merry Macs. Director, Charles Lamont, for associate producer, Ken Goldsmith.

At Warners: Ten shooting.

At UA: Korda's "Jungle Book" still shooting; and Pressburger's "Shanghai Gesture," shooting.

Samuel Goldwyn: Shooting "Ball of Fire" for RKO release.

At PRC: One shooting, John C. Coyle's "The Miracle Kid."

Ind. Judge Promises Quick 'Wagon Show' Tax Decis'n

Wabash, Ind.—Judge Byron Kennedy yesterday took under advisement the petition of the Dennis Film Bureau, Inc. for a permanent injunction to restrain the State from collecting a $1.00 per day "wagon show" tax on free film exhibitions. Judge Kennedy has promised a ruling in about three days. Dennis recently obtained a temporary order from the Wabash Circuit Court which instructed State officials not to collect the tax pending a decision on the permanent injunction plea.

N. Y. State Asks Ickes For Gas Re-allocation

Re-allocation of gas supplies in New York State with a more equitable distribution of supplies to dealers was requested of Oil Co-ordinator Harold Ickes yesterday by Carrell E. Mealey, N. Y. State Motor Vehicle Commissioner.

"Gold Rush" Re-issue To be in Late October

UA is re-issuing Charlie Chaplin's "The Gold Rush," late in October. Chaplin is now working on a commentary and a new musical score. Film was first released in 1925.

COMING and GOING

PAT CASEY, studio labor contact, is here from the Coast.

ABE MONTAGUE, Columbia's general sales manager, and **RUBE JACKTER**, leave tomorrow for the Allied meeting in Philadelphia.

WILLIAM F. RODGERS leaves today for the Allied convention.

JULES LEVEY is here from Hollywood.

MURRAY SILVERSTONE leaves for Los Angeles Friday.

HASKELL MASTERS, UA's Western division sales manager, has returned from a trip through his territory.

LEROY JONES, who operates a group of theaters in Upper Sandusky, O., was in New York yesterday en route to Philadelphia.

JANE WITHERS attends the American Legion convention in Milwaukee today.

MERLE OBERSON planes out to Hollywood tonight.

AL STEEN of THE FILM DAILY is covering the Allied convention in Philadelphia.

DR. NORMAN VINCENT PEALE, pastor of the Marble Collegiate Church of New York City, arrives on the Coast today to view "One Foot in Heaven," the film on which he served as technical advisor.

IRWIN SHAW has arrived in Hollywood to begin an assignment for Warner Bros.

CAROLYN LEE, Paramount's 7-year-old star, will be guest of honor along with Bob Hope at opening of "Nothing But the Truth," at the Stanley in Philadelphia tomorrow night.

IRENE BORDONI arrived from the Coast yesterday.

WILLIAM WALDHOLZ, in charge of distribution for the FHA, is attending the Allied convention.

ANN CORIO left last night by plane for Hollywood to star in PRC's "The Swamp Woman."

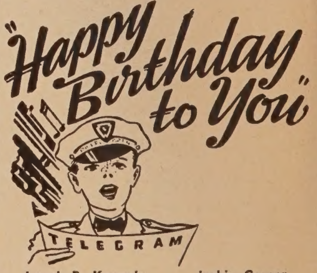
JUDY CANOVA and **KEN MURRAY** arrived in New York yesterday to appear in the Paramount stage show opening tomorrow.

EMMET LAVERY leaves Sept. 24 for a six-month assignment with RKO.

MAURICE "RED" SILVERSTEIN, Metro's Far Eastern head, and his bride, the former **BETTY BRYANT**, Australian screen, stage and radio star, are at the St. Moritz.

FPC Set With 6 Majors For New Season Product

Montreal — Famous Players Canadian Corp. has closed new season product deals with Paramount, Warners, 20th Century-Fox, Loew's, RKO, and Columbia. Circuit has also closed most of its union agreements with only one contract, in British Columbia, unsigned.



Joseph R. Kennedy	Jackie Cooper
Alexander Korda	Neely Edwards
Sam Spewack	Earl Carroll

Wally Caldwell

New Admission Tax Will Start Oct. 1

(Continued from Page 1)

Senate and House conferees. It will be approved by the House today and the Senate likely tomorrow.

The conferees agreed to let the tax of 10 per cent start on the first cent of admission with exception of admissions of less than 10 cents to children under 12.

Children between 12 and 18, and men in service uniforms will pay on the amount of admission rather than on the top price.

Entertainments conducted by public, parochial, elementary and high schools are exempted.

The tax on admissions and refreshments at cabarets, etc., was placed at five per cent.

The tax on electric signs, neon-tube signs, and electric advertising devices was eliminated.

The tax on outdoor advertising was eliminated.

Cameras and lenses; unexposed photographic film; photographic plates, and paper, etc., will bear a tax of 10 per cent, except that film for newsreels is exempt under a refund provision.

Pin ball machines will pay $10 per year; slot machines $50.

Ten dollars a year will be paid on each bowling alley, billiard or pool table.

Indiana Film Transit Co. Increases Delivery Rates

(Continued from Page 1)

sion has allowed all common carriers to increase freight rates approximately 10 per cent.

This increase was to cover the increasing maintenance and labor costs. In line with this ruling, the Indiana Film Transit Co., has increased its rate on single reels from 7c to 8c and on double reels from 14c to 16c and etc.

Charteris to Produce

West Coast Bureau of THE FILM DAILY

Hollywood — Leslie Charteris, author of "The Saint" stories, has formed his own production unit, and will turn producer-director as well as writer.

Browne-Bioff Trial Over Until Oct. 6

Government's action against George E. Browne and William Bioff, was postponed again until Oct. 6 by Federal Judge John Holland yesterday in the Federal Court. Plea for trial postponement was made by U. S. Attorney Mathias F. Correa because no Federal judge was available, and it was later stated by Correa's office no future postponement would be sought.

ALONG THE
RIALTO
WITH
Phil M. Daly

"The Film Family Fabian":

● ● ● FOREWORD: Try to figure out how many film clans can boast of three generations of showmen......

▼ ▼ ▼

● ● ● *REEL ONE: Jacob Fabian entered the biz some three decades ago......Originated de luxe theater as we know it today via planning and building 2,400-seat Regent, Paterson, N. J., 1914 ......which is year the N. Y. Strand went up, but Regent was exclusively for pix......Rival exhibs. were set to hang commercial crepe on door debut day but house was success from outset...... Senior Fabian also pioneered this wise: Signed first contract in U. S. for Paramount product as Paramount......Expanded holdings in Jersey's Paterson, Passaic, Newark, Jersey City, Elizabeth, Hoboken, etc.......In process organized in '17 some 26 franchise holders of First National......Was vice-prexy of latter firm and distrib. of its pix in N. J.......Acquired Joseph Stern's stands raising holdings to about 50 houses which Warners acquired later ......"Retired" in '28 but still handled family's celluloid affairs ......Own architect in everything he built......Died early in* 1941, *74-years-young......*

▼ ▼ ▼

● ● ● REEL TWO: Jacob had two sons, Abe and Si......Former died in '27 not long after his election to First National presidency...... Both boys groomed for success in filmland......While at school, Si worked as usher in the Regent......Dad sent him to Harvard and Harvard sent him to Uncle Sam's Army during World War......Joined First National exchange setup, running N. J. chapter until '23, then to circuit again actively......In '26 formed Fabian Theaters, Inc., which became Stanley Fabian chain in '29......Warners took it over, Si staying-on as assistant to Spyros Skouras......Then built stands for several big companies......Prominent in reorg. of Fox Metropolitan Theaters in '32 ......Two years later acquired Brooklyn Fox and took helm and set up pool consisting of that house and Brooklyn Paramount and Strand as Fabian Brooklyn Theaters, Inc.......If a bridge ran from up-State New York (where he has close to 30 houses) to Brooklyn (where he has three) and to Staten Island (where he has eight), acquired chiefly from the Sol Brill Estate in '39......the structure might be appropriately named, "The Bridge of Si's"......Is native of Paterson and resides there......Married Anna Ettelson in 1918, and have four children,—Edward, 21; Robert, 15; Norma, 13; and Abraham 10......Hobbies: Theater Biz and Golf.... His sister, Eleanor, is wife of Samuel Rosen, latter Si's right biz-bower for many years......Asked his most unusual experiences in filmland, Si asserts that, outside of buying film, they consisted of conclaves with the some 25 exhibs. who used to gather from all parts of the country in the old First National Days to exchange viewpoints......Some of those who attended: Sam Katz, T. L. Talley, Ed Von Herberg, Tom Sax, Nate Gordon, Louis B. Mayer, E. V. Richards, Harry Crandall, Jules Mastbaum, and the Messrs. Rubin and Finkelstein......Biggest Laughs: The fun with Moe Mark and Col. Fred Levy of Kentucky; and the Badger Hunt at French Lick......

▼ ▼ ▼

● ● ● *REEL THREE: Edward Fabian, who has just reached majority, is bronzed-visaged, husky, athletic......Has dad's energy, alertness, sense of humor......Prepped at Montclair Academy ......Graduate University of Virginia (A.B.)......Literally following in father's footsteps by learning pic exhibition from bottom up......Currently seen at tradeshowings and in the booth of the Brooklyn Paramount, learning projection and ushering at night......Plays a roaring game of tennis......And even around the box office shows a keen interest in the "net"......*

Arbitration Demands Take Upward Spurt

(Continued from Page 1)

total of 118 since February 1.

Cases reported yesterday were from Detroit, Chicago and New York. The Detroit filing was the third in a week in that city.

In Chicago the K & S Theater Corp. filed a demand in behalf of its Sheridan Theater, North Chicago, naming Warner Bros. and RKO. According to the complaint, the Sheridan for several years has had availability the second week of release. Last year, however, the two defendant companies took away that arrangement and gave it to the Times Theater, Waukegan, Ill., the complaint charges. Return of the original clearance is asked.

Metropolitan Playhouses of New York filed a case for its Ogden Theater, The Bronx, and naming Loew's and Paramount. Complaint charges that the seven-day clearance granted to the Mt. Eden Theater in the Bronx over the Sheridan is unreasonable inasmuch as the two houses are not geographically in competition with each other. Elimination of the clearance is asked.

In Detroit, Erving Moss, owner of the Parkside Theater, filed the first case in the territory involving Section X of the decree. Moss names the five consenting companies and complains that they have arbitrarily refused to grant the Parkside a run which it has demanded, giving the run, instead, to the Aloma, Admiral, Alger and Rivola. He asks that the Parkside be granted a run seven days after the key runs instead of the present status of seven days after the so-called sub-key runs.

Portage Park Arbitration Postponed to Sept. 29

Chicago—The Portage Park Theater arbitration case has been postponed to Sept. 29 by agreement of counsel.

On the Social Calendar

Industry's social calendar this week includes a cocktail party at the Stork Club tomorrow for Warners' Navy Blues Sextette and a reception tendered by Republic Thursday at the St. Regis for Dorothy Lewis of "Ice-Capades."

Lasky Strikes Back At "York" Charges

San Francisco — Jesse L. Lasky, whose production "Sergeant York" was criticized by isolationist Senators as "war propaganda" at the Washington inquiry, struck back here by pointing out that film story came "right out of their own Congressional Record" and demanding, "What do they want us to do—stop depicting American history?"

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"The Gay Falcon"

with George Sanders, Wendy Barrie,
Allen Jenkins, Anne Hunter
RKO Radio 67 Mins.

GOOD DETECTIVE MELLER WHOSE STORY AND ACTION WILL APPEAL TO MURDER MYSTERY DEVOTEES.

Murder-mystery fans will find "The Gay Falcon" just what its title adjective implies. It is light and enjoyable in many of its aspects, and appropriately heavy and creepy when dealing with the pursuit by "The Falcon" (George Sanders) of a sinister ring of jewel thieves at whose hands murder is a shield for their apprehension.

The deliberate, alert and magnetic-to-the-fair-sex Sanders moves through the yarn as a detective who loves the hunting of evil-doers so much more than hunting for love that he pays little heart-attention to his fiancee, Anne Hunter, or to the wiles and wooing of his pretty helper, Wendy Barrie. There are some pulse-quickening scenes and these are interspersed with occasional humor, most of which is invested in the supporting players.

The action masks well the real ring-leader of the jewel gang, but in the climax sequences the audience finds out what Sanders has deduced ever since a party which Lucile Gleason has given for sweet charity. Filmgoers who revel in crime investigation will go for "The Gay Falcon," and the concluding scene, wherein Sherlock Sanders is about to forsake his career as a detective to marry Miss Cooper and settle down, but doesn't, is the tip-off that another chapter in his adventures is in the offing,—which should be so. The cast, direction and photography are right up to snuff.

CAST: George Sanders, Wendy Barrie, Allen Jenkins, Anne Hunter, Gladys Cooper, Edward Brophy, Arthur Shields, Damian O'Flynn, Turhan Bey, Eddie Dunn, Lucile Gleason, Willie Fung.

CREDITS: Author, Michael Arlen; Producer, Howard Benedict; Director, Irving Reis; Screenplay, Lynn Root, Frank Fenton; Musical Score, Paul Sawtell; Director of Photography, Nicholas Musuraca; Art Director, Van Nest Polglase; Associate, Carroll Clark; Recorded by Richard Van Hessen; Film Editor, George Crone.

DIRECTION, Good. PHOTOGRAPHY, Solid.

Shift Barry and Levathes To NT Field Assignments

(*Continued from Page* 1)

centralization of the home office, it was revealed yesterday. Barry has been transferred to the film booking department of the Evergreen circuit in Portland, Ore., and Levathes leaves for similar post in Milwaukee with Fox Wisconsin, Friday. Eddie Zabel and Aubrey Schenck remain in New York to assist Skouras, as does John Healy, who continues as secretary.

Pearlstein Hospitalized

Cleveland—E. C. Pearlstein, head of the local Warner theater publicity department, is at Mt. Sinai Hospital recovering from an operation.

"Let's Go Collegiate"

with Frankie Darro, Marcia Mae Jones, Jackie Moran, Keye Luke, Mantan Moreland, Frank Sully and Gale Storm
(HOLLYWOOD PREVIEW)
Monogram 62 Mins.

TIMELY COLLEGE OPUS, PLUS NAME LEADS, SHOULD CATCH "JUVE" TRADE.

"Let's Go Collegiate," an unpretentious production, but very timely, should catch the "back to school," and the seasonal "college sport," interest and should find a welcoming spot as a filler for twin billings, with satisfactory box-office response from the juve trade due to theme and name casting.

Jean Yarbrough's direction of Lindsley Parsons' production of Edmond Kelso's original screenplay, is of fine caliber.

Confronted with the task of saving face before their co-ed sweethearts, as well as present the nation's number one stroke, whom they had induced to join their alma mater so that the college should stand a chance to win the National Intercollegian rowing championship, Frankie Darro, Jackie Moran and Keye Luke, connive to present an imposter, who takes the place of the renowned oar-man, who, unbeknownst to the rest of the school had been drafted into Uncle Sam's Army and so had failed to appear.

Complications arise when the brawny impersonator refuses to stop the impersonation, causing a rift between the boys and their sweethearts, which only unravels after the school wins the championship and the impersonator hero fades from the picture.

Frankie Darro, Marcia Mae Jones, Jackie Moran, (and his band), Keye Luke, Mantan Moreland, Frank Sully and Gale Storm turn in fine performances, as do the supporting cast.

CAST: Frankie Darro, Marcia Mae Jones, Jackie Moran, Keye Luke, Mantan Moreland, Frank Sully, Gale Storm, Billy Griffith, Barton Yarborough, Frank Faylen, Marguerite Whitten, Paul Maxey, Tristam Coffin, Gene O'Donnell.

CREDITS: Producer, Lindsley Parsons; Director, Jean Yarbrough; Author, Edmond Kelso; Screenplay, same; Cameraman, Mack Stengler; Editor, Jack Ogilvie; Art Director, Charles Clague; Musical Director, Edward Kay.

DIRECTION, Good. PHOTOGRAPHY, Good.

All-Night Week-End Bills In Detroit 6,000-Seater

Detroit — All-night week-end shows, to catch some of the coin that is obviously being spent in this town on week-ends, are being tried by the 6,000-seat Fox. Double feature first-run policy will run until about 6 a.m. Policy is tailored particularly for defense workers.

ATOI Wins Tax Victory

Indianapolis—After years of tireless effort on the part of the ATOI the Indiana Gross Income Tax Division has decided to refund monies paid by exhibs. as gross income taxes on the distributors share of percentage pix. In the future, the tax will apply only to distribs.

"Gambling Daughters"

with Cecilia Parker, Roger Pryor,
Robert Baldwin
PRC 67 Mins.

ORDINARY FILM ABOUT GIRLS AT A FINISHING SCHOOL WHO GET IN A JAM OVER GAMBLING.

A comic-melodrama that just about fades away at the finish. Emphasis of this implausible yarn is on the slapstick but it is not strong enough to carry the film. It is all about two girls at an exclusive finishing school who become attracted to the roulette wheel and the rolling dice.

Joint is not a reputable one and the two girls start taking the family jewels to cover their losses. Robert Baldwin, an insurance detective, makes his appearance as a gym instructor and enlists the support of Cecilia Parker.

Roger Pryor is cast in role of assistant to owner of gambling place. Girls are Janet Shaw and Gale Storm. Villain of the piece is Sigi Arno. Max Nosseck's direction manages to generate some suspense from the script by Joel Kay and Arnold Phillips.

CAST: Cecilia Parker, Roger Pryor, Robert Baldwin, Gale Storm, Sigi Arno, Janet Shaw, Charles Miller, Eddie Foster, Alfred Hall, Judy Kilgore, Gertrude Messinger, Marvelle Andre, Roberta Smith.

CREDITS: In Charge of Production, George R. Batcheller; Producer, T. H. Richmond; Associate Producer, Melville Shyer; Director, Max Nosseck, Screenplay, Joel Kaye and Arnold Phillips; Original, Sidney Sheldon and Ben Roberts; Cameraman, Max Stengler.

DIRECTION, Adequate. PHOTOGRAPHY, Good.

Legal Technicality Blocks WB Milwaukee Opening

Milwaukee—Expected opening of the 2,700-seat Riverside by the Warner circuit on the eve of the American Legion convention, failed to materialize here as a result of a stalemate over payment of the musicians' social security.

Issue which is keeping Milwaukee's only vaude house closed is a legal technicality. Policy of house in past has been to have musicians responsible for the payment of social security. It is now reported band leaders want the management to assume this responsibility, which so far the circuit has refused.

Dark since July 31, Warners was reported to be holding a six-week lease on the Riverside with options. According to reliable sources, circuit will reopen house as soon as technicalities are ironed out.

Presentations to Nat Holt

Cleveland—A series of testimonial banquets, luncheons and breakfasts preceded today's departure of Nat Holt to the Coast where he will be West Coast district manager for RKO Theaters. At the testimonials Holt was presented with a Defense Bond, a wrist watch and a set of sterling.

"Bad Man of Deadwood"

with Roy Rogers, George Hayes, Carol Adams
Republic 61 Mins.

ROY ROGERS STARS IN EXCITING WESTERN WHICH SHOULD PLEASE ACTION FANS.

This Roy Rogers western is good program material. It is paced for speed and action and contains a sufficient amount of dramatic suspense. Good camera work adds to the production. Joseph Kane, an associate producer and director, rates a bow for turning out a workmanlike job.

Rogers is a personable cowboy hero and looks the part. He also chimes in with three song numbers which are well spotted. George "Gabby" Hayes, as the professor of the medicine show, supplies the comic relief. Herbert Rawlinson, Monte Blue and Henry Brandon stand out in minor roles.

Story has to do with town of Deadwood under control of phony Civic League directed by Brandon, a newspaper editor. When Rogers and his friend's medicine show are run out of town, Rogers decides to find out who is at bottom of it all.

With help of other business men whose possessions were taken over by Brandon's outfit, Rogers discovers who is running things. He also falls in love with Carol Adams, editorial assistant to Brandon. There is a smashing gun fight at finale and the gang is routed when the U. S. calvary arrives in time.

CAST: Roy Rogers, George "Gabby" Hayes, Carol Adams, Henry Brandon, Herbert Rawlinson, Sally Payne, Hal Taliaferro, Jay Novello, Horace Murphy, Monte Blue, Ralfe Harolde, Jack Kirk.

CREDITS: Associate Producer-Director, Joseph Kane; Screenplay, James R. Webb; Cameraman, William Nobles; Production Manager, Al Wilson; Film Editor, Charles Craft; Musical Director, Cy Feur.

DIRECTION, Good. PHOTOGRAPHY, Top-Notch.

Full Schedule Planned For Navy Blues Sextette

Warner Bros.' Navy Blues Sextette arrived in New York yesterday and their program for the rest of the week is a full one. It includes ceremonies at Floyd Bennett Field, appearance at Treasury House to sell Defense Bonds, a party at the Stork Club, entertainment of six sailors at a meal cooked by the girls and a personal appearance at the Strand Friday when "Navy Blues" opens. Amateur photographers will compete for the best pictures of the girls on the stage Friday night.

Rites Held for Gene Levy, Killed in Auto Accident

Funeral services were held Sunday for Gene Levy, Paramount theater operator in Newburgh, N. Y., who was killed Friday in an automobile accident. He is survived by his widow and three daughters.

Levy, who was 49, pooled his own theater with three Paramount houses and operated the group.

Can't Censor the Film Industry—McFarland

Committee Getting the "Works," Says Sen. Clark: "Smacks of Conspiracy"

(*Continued from Page 1*)

films to the old, reliable "red herring," allegations of monopoly, is preparing to bait its hooks for still another quarry, newspaper columnists.

This was disclosed yesterday by Sen. D. Worth Clark, D., Idaho, the sub-committee's chairman, who charged that "there has been a definite attempt to smear this committee" on the part of the columnists. The committee, he said, later would look into this angle.

Rising tide of columnar attack on the Senate war film propaganda inquiry was further augmented here yesterday when Archer Winsten, film critic of the Evening Post, analyzing the pix cited as "propaganda" in nature, offered the conclusion that he could "only conclude that further investigation would lie somewhere between a boondoggle and accepting money under false pretenses."

"Smacks of Conspiracy" Says Clark

Declaring that the inquiry and committee were getting "the works" from about 75 per cent of the commentators, Clark, to the glee of those who saw the issue of freedom of the press thus specifically raised, stated:

> "In my judgment, it couldn't have just happened—it almost smacks of conspiracy."

Warning that the committee had better be careful that it does not start a movement that will "lead to a burning of books such as occurred in Germany" was hurled yesterday at the committee by Sen. Ernest McFarland, D., Ariz., thus far its only member to have a kind word for the industry.

In reply to Senator Clark's attack on the press, Senator McFarland said:

> **"I can't concur in the statement of the chairman in criticism of the press, and I don't concur that the investigation is just beginning. I can't see that we are accomplishing anything, and I think we should see the pictures before going any further.**
>
> **"I believe in freedom of speech and of the press, and I believe in the right of the newspaper men to say what they want to say about this meeting or any other meeting. Those rights have made this nation stand out as the leader in the world today and we can't change them.**
>
> **"And you can't censor the motion picture industry. Motion pictures are a method of expression of speech and ideas. We had better be careful that we don't have a burning of books such as occurred in Germany in 1933. This may be the beginning of what we don't want."**

In the meantime, Jimmie Fidler, West Coast radio and newspaper commentator on the industry "fiddled for Fidler" all over the place but actually had very little information to give the committee about the industry.

McFarland Confuses George Fisher

And George Fisher, another West Coast networks commentator from whom the isolationists evidently had expected big things, became confused—to put it mildly—when Senator McFarland had him read into the record copy of an earlier broadcast in which Fisher had praised the very pictures he presumably came to Washington to condemn.

Fidler reiterated the charge that he had been forced off the Columbia network because studio executives had "high-pressured" the network into an attempt to censor his column; that some of the majors had cut their advertising in the Los Angeles Times because they refused to censor the column of himself and other film writers; and that on two occasions studio representatives had attempted to bribe him into writing favorable reviews.

Fidler "Warned" His Audiences

He said he objected to "propaganda pictures" because they are being made with stockholders' money and that the people have no warning that they are about to see propaganda pictures. At the same time he said that he had constantly warned his large audience against these pictures, and that they were flops financially.

Senator McFarland thereupon raised the point as to whether Fidler himself and others like him, through panning these pix, hadn't found the solution for which they purported to be seeking. They warned the public and the public stayed away.

This stopped Jimmie for a moment, then he brought up the stockholder angle, pointing out that he himself has stock in a couple of studios.

Fidler's proposal for a remedy was:

> **"Let them make such pictures out of their own pocket, and identify them in all advertising with the word, 'propaganda.'"**

Fidler told the committee that a "cycle of war pictures started some years ago and is still continuing," adding that "in some cases their effect has been to breed hate in the minds of the American people."

Fidler, who said he had "become known as a movie gossiper or reviewer on the air," said he had received many letters from persons who dislike "propaganda pictures."

Was Offered Money For Favorable Reviews, Jimmy Fidler Asserts

Claims Effort to Censor His Column

"In two or three ways," Fidler said, the motion picture industry tried to censor his column and radio talks when he was critical of productions. "The first big blow-up," he asserted, "was over 'Conquest.'"

"Would you say the effect of those pictures was to breathe hate and horror?" asked Chairman Clark.

"Whether calculated to or not I believe some of them did have that effect," replied Fidler.

Nicholas M. Schenck, president of Loew's, will be the first industry executive to appear before the Senate sub-committee. He will take the stand when the sub-committee resumes its inquiry Thursday. No sessions will be held today or tomorrow.

Fidler, maybe with an eye to a personal build-up, said he had nine persons on his regular staff "and about 25 of what I call spies."

Fidler told the committee that a series of Russian propaganda pictures soon will be released in the U. S.

In reply to a question by Senator Tobey (R., N. H.) asking him to name movie representatives who Fidler had said offered him money for favorable movie reviews, the witness cited Russell Birdwell of Russell Birdwell Associates and Harry Brand, 20th-Fox studio publicity director. In the instance of Birdwell, Fidler said the picture was "The Prisoner of Zenda."

(The INS quoted Fidler as saying, "I think it was said 'Would you like to have $2,500'.")

In the instance of Brand, Fidler said Brand had reminded him he had been paid for making a trailer advertising a picture. Fidler said he thought the amount was $3,000.

(Fidler's testimony drew quick return fire from both Brand and Birdwell. In New York Birdwell made public a statement in which he said he had wired to both Senators D. Worth Clark and McFarland. The

(*Continued on Page 8*)

CIRCUITS RIP PROPAGANDA PROBE

F & M and Cabart Use Display Copy for Counter-Attack on Senate Sub-committee's Inquisition

Fanchon & Marco, operating in St. Louis, and Cabart Theaters, operating in Long Beach, Calif., are the first circuits to counter-attack the Interstate Commerce sub-committee now conducting a film-radio war propaganda investigation.

Using three-column display copy in St. Louis and Long Beach papers, the circuits demand, "Since When Is It a Crime to support the President of the United States?"

In the text which follows, the circuits say:

> **"It should be made absolutely clear to every American citizen: Our theater managers have never been forced by any producer to run any of those pictures which have been termed propagandistic. We feature on our screens only those films we believe our patrons want to see. . . .**
>
> **"So long as Democracy prevails, we challenge the right of any individual to prohibit us from showing anything on our screens we deem worthy of showing. We shall continue to keep faith with those whose patronage makes it possible for us to remain in business, to afford our patrons film entertainment for the whole family. . . .**
>
> **"If the playing of 'The Star-Spangled Banner' in our theaters at every performance is propaganda—then you can BET we're propagandists! Or perhaps these isolationists have another song to suggest which better represents the true feeling of America?"**

Harry C. Arthur, Jr., and Milton B. Arthur sign the ads.

F.D.R. on Willkie: "Doing a Grand Job"

Wendell L. Willkie's brilliant counter to the Senate Interstate Commerce sub-committee's attack on the industry has won a verbal pat on the back from the man who defeated him for the Presidency, John O'Donnell and Doris Fleeson wrote in their "Capitol Stuff" column in the New York Daily News yesterday.

The column quoted the President as telling his callers that Willkie is "doing a grand job."

Oh, Yeah? ? ?

The movies "have come under the influence of the isolationists in Congress," David Lawrence wrote in his copyrighted "Today in Washington" column, published yesterday in the New York Sun. Lawrence added: "For hereafter the producers will be afraid to exercise their independent judgment as to what the public wants and will instead seek to satisfy what members of Congress think ought to be dramatized or presented in the movies."

Fidler Under Hot Attack by Brand and Birdwell

CBS Says It Was Beset With Legal Difficulties While Fidler was on Air

(Continued from Page 7)

statement gave the lie direct to Fidler and went on to say in part: "If the Senate hearing is interested in fair play then the Senators will give me the right to appear as witness against the malicious slander."

(In Milwaukee, where he is attending the American Legion convention, Brand formally commented as follows:

("Jimmie Fidler's statement that he received $3,000 to make an advertising trailer for 20th Century-Fox is true, but his interpretation that the payment was an attempt to 'buy his soul' is a deliberate attempt to distort facts as he so repeatedly dose in reporting the Hollywood scene.

("At the time he was engaged to make the trailer, we were following an advertising policy of using commentators to make trailers for our pictures. Among those who made similar trailers were Robert Ripley, Edwin C. Hill and Lowell Thomas. Certainly no one would imply that we would try to buy 'the souls' of these men. Perhaps Fidler considers himself overpaid, in which event we would be glad to accept a refund.

("Fidler's endeavor to isolate himself from these noted commentators looks like a far-fetched attempt to join the isolationists. Long after Fidler made the trailer for us, he approached me to use my influence with 20th Century-Fox stars to buy dresses from the gown shop in which he was allegedly interested and which had just opened for business. At Fidler's request I persuaded Alice Faye to buy a dress for which she was charged several hundred dollars. The first time she wore the dress, it fell apart causing her much embarrassment and humiliation. The result was that when Miss Faye went East for a personal appearance, Fidler attacked her in the newspapers which carried his column.

("Fidler has been in Hollywood too long not to be known for his mercenary methods. He also tried to force 20th Century-Fox studios to buy a title for $5,000, which he claimed to own. The title was 'Love Under Fire.'

("Fidler also tried to sell us what he said was a scenario. There was some difference of opinion between Mr. Fidler and our scenario department on the merits of the story.

("It would be regrettable indeed if Hollywood considered Fidler a menace, but his numerous activities as part owner of a night club, known as the Pirate's Den, title broker, gown salesman, actor, writer, columnist and radio commentator have added a much needed comic touch to the Hollywood scene.")

The CBS in reply to Fidler's charge that he had been forced off that network because of pressure from the studios, quickly issued a statement in reply.

"Columbia was beset with legal difficulties and dangers so long as Jimmie Fidler was on the air because of Fidler's desire to destroy values and reputations in order to build up a big audience to which his sponsor could advertise," it asserted.

"In addition, he was actually trying, on a one-sided basis, to get over into the realm of controversy and Columbia does not sell time for the one-sided discussion of controversial issues: it gives time free in order to maintain fair discussion of all sides of such issues."

Fidler, CBS Disagree

The statement added that Columbia did not wish to profit "by broadcasting scandal and gossip" and that Fidler did. Fidler in reply said that under his contract he was personally responsible for libel suits, and that anyway, the network attorneys looked over his copy before each broadcast.

(Fidler writing from Washington in his syndicated column in today's New York Daily Mirror, while maintaining that "Hollywood DID take too many side digs at Nazism," says, "I fail to see why Washington stuck its nose into Hollywood's business. The Senate has no right to censor pictures. I don't like all the political fuss; I am sure public reaction has taught Hollywood its mistake.")

Chairman Clark put into the record at the beginning of yesterday's session an exchange of letters between Fulton Cook, St. Mary's, Idaho, exhib., and Maurice Saffle, Metro's Seattle branch manager, relative to alleged Government "pressure" employed to induce the playing of "Land of Liberty." Clark said Saffle would be called to testify later.

(The AP said: "Saffle wrote Cook that Metro was 'distributing the picture at its expense and putting it in place of one of our own features, on which we might show a profit.

"'We are doing this at the request of the United States Government, who feel that every man, woman and child in America should see this subject during these times of national defense,' Saffle's letter said. 'In fact, they are so interested in the playing of the subject that we have been asked to wire immediately the names of those exhibitors who eliminate it. All rentals on the picture are turned over to the Government.'

"In reply, Cook said he had found that 'propaganda pictures are distasteful to the public,' adding that it was of little interest to him 'what you or the United States Government may feel about what I show in my theater.'

"'If I deem it advisable not to run a certain picture and eliminate it from my contract, which the contract provides I may do, I don't feel that it is any of your business to come sticking your nose in my affairs to find out why I do not want to play a certain picture,' he wrote.")

(The Saffle incident, THE FILM DAILY learned on excellent authority, resulted from over-zealousness to effect a deal and get playing time for the pic. It will be shown, it is understood, that the Government expressed no desire for "Land of Liberty" bookings and had not requested a list of exhibs. refusing to play it).

Committee Has in Fidler A Witness to Its Liking— A Gossip Writer—Willkie

In a statement Wendell L. Willkie charged that the sub-committee had in Jimmie Fidler, "a witness to its liking—a gossip writer—one who makes his living by unsupported and unproven statements about other people."

"He accused," Willkie continued, "the radio, the newspapers, journalists, motion picture producers of a line of conspiracy and misdemeanors, most of which were for the purpose of controlling his golden voice.

"Like witness, like committee—Chairman Clark is sure the country's distinguished columnists are in a conspiracy to malign his committee, if that is possible."

Nye-Clark Posed for M of T Re-enactment—de Rochemont

Sen. Gerald P. Nye, who last week denounced the March of Time for presenting to the public films which were "part actuality, part fiction, part scenic, part fake and part acted," himself took part in a specially staged film re-enactment of the proceedings of a Senate Committee investigating the activities of munitions makers in 1935 for M of T's subject, "Munitions Makers."

Senator Nye, who at that time was waging a vigorous campaign against the "international racketeers who rearmed Germany" posed before March of Time cameras with Sen. Bennett Champ Clark who now is taking part with Senator Nye in the Senate sub-committee propaganda investigation.

These were the facts contained in a statement by Louis de Rochemont, M of T producer whose name has figured with those of other producers directly under fire from the sub-committee.

REVIEWS OF SHORT SUBJECTS

"Hedda Hopper's Hollywood"

Paramount **10 mins.**

A Fresh Approach

Featuring Hedda Hopper; now riding high as a Coast commentator personality, the first of this new Paramount series is a welcome change from ordinary behind-Hollywood-scenes reels. The inhibitionless lady does a good job on the sound track and in the highlight scenes featuring Kay Kyser and his gang. Reel opens with a couple of routine clips with flashes of film personalities, continues with some shots of William S. Hart's present day life and closes with a snappy rehearsal number as the Kyser orchestra dedicates a number to Miss Hopper. Kyser's arrangement of the tune, "Alexander the Swoose," will have audiences tapping their feet in time.

"The Tanks Are Coming"

(Service Special)

Warners **20 mins.**

Good Preparedness Film

Latest in the Warner service series is about the tank corps in Fort Knox, Ky. With a slim story as a framework the picture covers one of the first mechanized units of the U. S. Army, shows glimpses of the training its men go through and features an impressive series of maneuver scenes. Done in excellent Technicolor, the film is impressive and will stimulate audiences everywhere. Subject was produced in co-operation with the Army under the auspices of the Motion Picture Committee for National Defense and has the full approval of the War Dept.

TO THE COLORS!

San Francisco—Capt. Norman V. Carlson, Photo & Sound, Inc., exec., here, called to active duty, has been assigned to the Ninth Corps Area following the completion of a specialized training course in Washington.

Rochester—Maj. William H. O'Connor, formerly with Eastman Kodak Co., has left Fort Niagara for temporary duty as student at the Adjutant-General's School in Washington.

Detroit—Russell Ruben, partner with his brother Ralph Ruben in Amusement Supply Co., has joined the Army's Ordinance Department.

WEDDING BELLS

Hillsborough, N. H.—Otto Settele, manager of the Capitol Theater, and Sophie Kusniesz of Champion, Wis., were married in New Bedford, Mass.

Wilmington, Del.—Engagement of Mrs. Mary Magee Wright, film editor, Sunday Star, to John S. Spruance, Jr., member of the news staff of The Times Herald, Newport News, Va., is announced.

Propaganda Charges False, Zanuck Tells Legion

Industry Is Anti-Nazi And Produces Films in Interest of Preparedness

(*Continued from Page* 1)

Signal Corps Reserve, appreciating that the best defense is an offensive, told an attentive Legionnaire audience:

> **"Some, if not most of you have heard the charge made that American motion pictures have been used to generate a war spirit among our people—that pictures have been deliberately used to incite the people to war.**
>
> **"Let me say this to you: Those charges are false."**

Declaring that Hollywood's producers "realize and recognize the obligations and the responsibilities which are theirs," Zanuck said, "The pictures themselves are the living record and the unassailable proof. Let the record speak for itself," then added:

> **"To friends and critics of our industry alike I say: 'If you charge us with being anti-Nazi you are right—and if you accuse us of producing films in the interest of preparedness and national defense, again you are right.'**
>
> **"The motion picture industry has offered every facility at its command to aid and advance the national defense program of President Roosevelt, and will continue to do so.**
>
> **"I defy any well informed American to find fault with our efforts in this regard."**

Taking cognizance of various moves to restrict and censor, Zanuck cited the press, the motion picture and radio as champions of American freedom, but warned, "These three pillars of liberty not only protect, they must unremittingly receive the protection of free America." Zanuck added that "so long as regulation is prevented from becoming an instrument of control, motion pictures will truthfully express the tastes, the ideals, the thoughts and the life of our democracy."

Pointing out that "one of the first acts of the dictator is . . . to seize and censor and dominate the motion picture screen," Zanuck charged:

> **"There are factions in this country who would throttle the motion picture industry. I need not go into their motives. The rise to power of men like Hitler has shown how effective is the technique of stirring up hatred against an institution or group of people and thus gain power and importance. Hollywood has been a tempting prey for such men."**

Agar of Louisville Courier-Journal Makes Blistering Attack on Senate Sub-committee

Herbert Agar, publisher of the Louisville Courier-Journal, speaking under the auspices of the interventionist "Fight for Freedom" Committee over CBS Sunday night, made a blistering attack on the Senate sub-committee's film-radio inquiry.

Branding the sub-committee "a little group of wilful men," Agar posed these questions:

"Is this an attempt to break the foreign policy of the U. S. by showing that a few American First Senators can intimidate a great industry into pretending that the Nazis are quite nice? Or what *is* going on among those strange Senators appointed by Burton Wheeler to investigate whether there is any reason for an investigation?"

Dixon, Ill. in Festal Array For Parsons-Reagan Day

Dixon, Ill.—This town of 11,000 put on gala attire yesterday for the homecoming of two of its former residents—Louella Parsons, Hearst film columnist and critic, and Ronald Reagan, Warner Bros. film star. With them came Bob Hope, Jerry Colonna, Ann Rutherford, Joe E. Brown, Bebe Daniels and Ben Lyon.

Yesterday's events included a luncheon at the estate of Mrs. Charles R. Walgreen, broadcast of the dedicatery ceremonies of the Katherine Shaw Bethea Hospital's new addition, a great parade through the business district, a banquet at night and the premiere of "International Squadron" in which Reagan has the leading role.

Albany Variety Club Wins Charter Return

Variety Club's Tent No. 9 in Albany as been reorganized and the national officers have approved the return of its charter, John H. Harris, chief barker, has announced.

Petitioners for the return of the charter are Moe A. Silver, Si Fabian, C. J. Eastman, Moe Grassgreen, Louis H. Schine, J. Myer Schine, J. J. Spandau, Nate R. Sodikman, Lou Golding, William E. Benton, Paul Krumenacker, Joe Shure, Joe Miller, Herman Ripps, William C. Smalley, Sol Ullman, Art Newman, Max Westebee, Chris Buckley and George Lynch.

Temporary chairmen are Silver, Myer Schine and Fabian, with Ripps secretary and Golding treasurer.

RKO-Schine Splurge With Syracuse Legit.

Syracuse, N. Y.—Thanks to the RKO-Schine pool, this city, once a legit. mecca, faces the promise of a season of road attractions comparable to the Shuberts' last years at the old Wieting.

"Claudia," which broke in at the pool's Empire Friday and Saturday on the way to a Chicago run, is the forerunner of nearly a score of attractions, either penciled in or under contract. "Arsenic and Old Lace" is set for a one-nighter on Sept. 20.

Empire, in its early days the K & E outlet here in opposition to the Shuberts' Wieting, will fill in with vaudefilm, taking over the policy which RKO-Schine used at the nearby Strand last year. Shep Fields' ork starts the ball a-rolling on Sept. 26.

Harry Stearns is house manager for the Empire Under City Manager Harry Unterfort.

$250 Juke Box License?

Chicago—City council is reported considering an annual juke box license of $250 for each machine.

THE WORLD'S MOST
Dangerous WOMAN . .
PLAYING THE WORLD'S MOST
DANGEROUS GAME!
MADE IN EDWARD SMALL'S
HIT-MAKING MANNER!
"INTERNATIONAL LADY" IS DARING AND DAZZLING!

Myers Sees Utilization of "Escape" Clause

Decree Against "Little 3" Not Likely Before Summer, Says Allied's Counsel

(*Continued from Page* 1)

past years always has stressed the probability of large attendance and importance of discussions, leaders here yesterday were confident that such claims this year have not been over-emphasized and that a record for attendance will be achieved.

Abram F. Myers, Allied general counsel, writing in the Allied year book and program, contends that nobody really believes that a final consent decree will be entered against the non-consenting distributors before next Summer. Therefore, he adds, the escape clause of the decree will become operative and the distributors will revert to the old or adopt a new selling system. In this, Myers says. the exhibitors will have a vital stake.

Myers asserts that there "has not been held a genuine all-industry gathering for the open discussion of vital industry problems since the Trade Practice Conference in 1927, which was held under the auspices of the Federal Trade Commission." Myers adds that the "opportunity now is afforded for another such meeting, not at the instigation of any Government agency, but on the industry's own initiative."

Warns of Failure's Evils

If the meeting fails, Myers continues, the whole industry "will lose face, confidence in its ability to solve its own problems will shrink, and it will remain a prey to the disaffection within and vulnerable to attack from without."

Continuing, Myers said:

"Allied has been encouraged to plan this new kind of a convention for two reasons: First, the situation in which the industry finds itself is such that the need for an all-industry get-together must be apparent to all thoughtful persons—the logic of events argues for its success. Second, Allied leaders have received definite expressions of encouragement from far-sighted leaders in other branches in planning the convention and have the promise of their active support in carrying on the discussion."

For Free Exchange of Views

Regarding the national joint committee for liaison purposes, proposed by Myers in several general bulletins, the organization's counsel points out that the plan "contemplates no more than the creation of machinery for the free interchange of views and information between the chosen representatives of established groups in the several branches. The lack of such a point of contact and such interchange during the last two years has led to unhappy results and the experience of that period is about to be repeated."

Business session starts at 2 p.m. today.

National Theater Authority to Clear All Drive Appeals Urged by Frisco Showmen

San Francisco—Theater managers around here swear that business of "panhandling" the customers by drives is being badly overdone and must be checked in some way. Several collections in the past few months caused considerable audience peeve.

Managers think that perhaps a National Theater Authority, through which all appeals must be cleared, is the answer. One or two collection drives a year is plenty, is the local opinion, but no single manager likes to turn down a worthy appeal. Many local theater men would rather contribute a check than pass the hat among the patrons.

Industry Unity Crusade Gains

Definite Program for Harmony Taking Shape

Crusade for unity in the motion picture industry is slowly achieving its purpose, whether by "natural causes" or by pressure. During the last six months a number of moves, instigated by both distributors and exhibitors, have been picked up, advanced or otherwise adopted by both branches of the industry and, whether they were conscious of it or not, leaders on both sides have started a "welding" job that appears to have set up a definite program for harmony.

One of the best recent examples of industry unity was the united efforts of exhibitors and distributors in their fight against the 15 per cent admission tax proposal. Allied and MPTOA leaders worked together feverishly in Washington with producer-distributor interests for the abolition of the increased tax, while the ITOA is reported to have sent out 1,200 telegrams of protest against the measure.

Another example of the unity campaign was the "Movie Vacation" idea, started by the Philadelphia Bulletin as purely a local proposition but which became a national project. Seeing the possibilities in the plan, Abe Montague, Columbia's general sales manager, gave it his personal attention and informed exhibitors throughout the country of what had been done in Philadelphia. Exhibitors and distributors hopped on it and, jointly, spread the gospel of movie vacations through big town and small town newspapers.

Rodgers Resolution Cited

A resolution of praise for W. F. Rodgers, M-G-M general sales manager, by the West Virginia Managers Association is another example of the trend toward intra-industry harmony. The resolution in part read: "Whereas, one man, by his courage, patience, tolerance and kindliness, took the leadership several years ago to bring about this better understanding between producers, distributors and exhibitors, refusing to be discouraged when his attempt to write a code of fair play for the business was not adopted but who has continued to give untiringly of his personal efforts and that of his company to gain this end—we take this means of expressing our thanks and appreciation to William F. Rodgers for having made the most outstanding contribution towards industry peace, and to pledge him our support."

The slogan of the coming Allied convention, "Let's Get Down to Business," is regarded as another step toward unity. It is believed in film circles that if distributors and non-Allied members participate in the conferences, as has been indicated, that the several branches of the business will be further cemented.

The United Artists' institutional advertisements in the trade press have been singled out as good examples of industry unity.

Tradeshow Offers Tied In

Offer of M-G-M, Paramount and Warner Bros. to tradeshow product away from the exchange centers to accommodate exhibitors in isolated areas has done much to create goodwill with their customers.

The willing co-operation by all phases of the business in the USO and national defense projects has been an indication of the possibility for general unity on industry affairs.

M-G-M's active participation in all exhibitor associations' conventions has been another link in the harmony chain.

The 14 points of the Pacific Coast Conference and the MPTOA goodwill convention were further moves toward industry harmony.

A recent proposal for a general industry federation composed of important persons in all branches of the business might be the culmination of all efforts for unity.

The proposed trade practice code, which received the death knell in Washington, is regarded by many as having planted the seeds for peace and understanding even though it was never adopted. The conferences, the preparation and the work put into the mapping out of the code was, to use the time-worn expression, a step in the right direction.

Pryor Again To Direct Guild Prog.

West Coast Bureau of THE FILM DAILY

Hollywood — Roger Pryor will serve a third season as director and master of ceremonies for the Screen Guild Theater, Sunday night CBS program. Program starts its fourth year Sept. 28.

Seek New Route As Nazis Grab Prints

(*Continued from Page* 1)

by Ufa, the Nazi government has confiscated shipments of prints of the major companies' releases which were destined for Sweden. Heretofore, prints have been air expressed to the Scandinavian countries from here via Spain and Germany by permission of the Nazis. It is reported films were confiscated in Berlin. American companies will have to devise a new way for shipment to the Scandinavian territories.

Judge "Forgets" Crescent Case as He Goes Fishing

(*Continued from Page* 1)

over the Government anti-trust suit against Crescent Amusement Co., its affiliates, and two distributors, Universal and United Artists, is away in the "wilds of Wisconsin" on a fishing trip, declaring on his departure that he wants to "forget the whole thing for a while."

The more than 1,000 exhibits filed in the suit, including correspondence, contracts, etc., from the files of all eight of the distributors as well as from the offices of the exhibitors involved, will be shipped in a few days to Washington, to be photostated by the Department of Justice under the direction of Robert L. Wright, chief Government counsel in the suit. They are now in the hands of Defendant Counsel George H. Armistead and William Waller who are preparing their "finding of facts" which must, along with that of the Government's attorneys, be filed by Oct. 15. Edward R. Raftery, New York attorney for Universal and United Artists, must do the same thing within that period for his clients.

Withdraws "Peace—By Hitler"

Chicago—The March of Time feature, "Peace—By Hitler," was withdrawn from the B & K Riviera Theater due to audience disturbances.

Historic Pitchfork Turned Into Bally

Toronto — The actual pitchfork used as a weapon by the Scottish farmer in the capture of Rudolph Hess when the latter landed by parachute in the mystery plane flight from Germany, was used in a bally at the Capitol Theater, St. Catharines, Ont., by Manager Ken Craig. The pitchfork was made in St. Catharines and when the factory bought it back as a war souvenir, Craig not only had it on display for a week but secured the clips from the newsreel of some weeks back to include in his current program.

F. D. R., By Inference, Ridicules Film Probe

(*See Column 1 Below*)

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 55 NEW YORK, WEDNESDAY, SEPTEMBER 17, 1941 TEN CENTS

SEP 22 '41

ALLIED IN INQUIRY PROTEST

Pix Dollar Shrinkage to be $105,000,000—Wood

Wood Tells Allied Meet Conscription Alone Will Entail $40,000,000 Loss

Philadelphia—In an effort to show why exhibitors allegedly cannot pay more for pictures this season, Pete Wood, secretary of the ITO of Ohio, described the shrinkage of the motion picture dollar at the opening session of national Allied's annual convention here yesterday.

Wood, using a blackboard to point out his findings, showed how the defense tax and the loss of patronage due to the conscription of 1,500,000 men will shrink the dollar spent for motion pictures. He asserted that theater attendance does not follow the ups and downs of general business.

Compares Auto, Film Tax Yield

Using Ohio, which is a 5.3 state,

(*Continued on Page 7*)

F.D.R., By Inference, Ridicules Probe

Washington Bureau of THE FILM DAILY

Washington—President Roosevelt at his press conference yesterday ridiculed by inference the war propaganda probe.

Asked to comment on the probe, the President smilingly declined but went on to call to the attention of the newsmen a cartoon on the front

(*Continued on Page 7*)

10 P. C. Studio Wage Hike Will Cost Million Dollars

Anticipated 10 per cent hike in wages for the six unions and the IATSE under the studio basic agreement will mean an increase of approximately $750,000 to $1,000,000

(*Continued on Page 3*)

UA-C. R. Rogers Deal May Be Set This Week

Charles R. Rogers, former vice-president of Universal and Paramount producer, is expected to sign a producer's deal with UA this week, it was learned yesterday.

Editorial:

Phil M. Daly Wants to Know—

If the Senate Interstate Commerce sub-committee in pursuance of its quaint concept of cinematic impartiality would consider the production of pictures showing the "other side"—necessarily a defense of Nazism, et al—a patriotic service by Hollywood?

—BAHN.

Equity Council Attacks Pix Probe

Actors Equity council yesterday unanimously passed a resolution attacking the industry investigation going on in Washington and urging the inquiry be stopped. Council acted after hearing a report from Ken Thomson, executive secretary of the Screen Actors Guild.

The resolution stated in part:

(*Continued on Page 7*)

RKO Expected to Extend Time Limit for K-A-O "Buy"

While offer of RKO Corp. to purchase outstanding minority interest in the common stock of Keith-Albee-Orpheum at $5 a share was supposed to have expired last Monday, it was indicated by a company spokesman yesterday time limit would be again extended. Date will be set late this week when company officials meet on the matter.

Myers Attacks Senate Sub-committee's Proposal to Investigate Industry's Monopoly Aspects; Resolution Denounces Efforts to Stir Up Racial, Class Hatreds

By **AL STEEN** *FILM DAILY Staff Writer*

Philadelphia—A violent protest against the current war propaganda probe in Washington by the Senate Interstate Commerce sub-committee was registered at the opening session of the annual Allied convention here yesterday at the Benjamin Franklin Hotel. A resolution attacking the probe was read by Abram F. Myers, general counsel, and adopted unanimously by a standing vote.

ABRAM F. MYERS

Myers preceded the reading of the

(*Continued on Page 3*)

Gives "A" Rating to 1 Of 36 in 1st Blocks

Philadelphia—Of 36 pictures in the first blocks-of-five, only one received the highest box-office rating in Texas Allied's reviewing service for members, Col. H. A. Cole, president of both national Allied and the Texas unit, told delegates to the annual convention here yesterday.

Cole said that the box-office value of pictures were classified under A, B, C, D, and E. An "A" picture is excellent, a "B" is good or above

(*Continued on Page 8*)

FCC Issues Permits For 3 New Tele Stations

Washington Bureau of THE FILM DAILY

Washington—Construction permits for three new television stations were approved yesterday by the Federal Communications Commission.

The permits went to Philco Radio & Television Co., Philadelphia; Earle C. Anthony, Inc., Los Angeles; and to the Journal Company, Milwaukee.

PCC to Ask Monopoly Probe

Would Separate it from Propaganda Inquiry

By **RALPH WILK**

West Coast Bureau of THE FILM DAILY

Hollywood—PCC of ITO trustees at its quarterly meeting in Seattle, passed the following resolution:

"Be it hereby resolved, that it is the feeling of this Conference that rights and interest of independent theater owners must be protected from the monopolistic practices of motion picture producers and distributors. Therefore, we feel, by

(*Continued on Page 6*)

Walt Disney Received By Argentine President

Buenos Aires (By Cable) — Walt Disney was received here yesterday by President Ortiz of Argentina who emerged from seclusion of almost a year's duration occasioned by illness personally to welcome the film executive.

Ortiz congratulated Disney on the

(*Continued on Page 3*)

Kirsch Stresses Need Of All-Industry Com.

Philadelphia—Groundwork for the much-discussed, proposed all-industry committee is expected to be laid

(*Continued on Page 8*)

Koerner Names Clem Pope As Cleveland City Mgr.

Clem Pope has been named Cleveland city manager by Charles W.

(*Continued on Page 3*)

Nye to Voice His Probe Conclusions

Rochester — Conclusions he has drawn from the Senate Interstate Commerce sub-committee's war film propaganda investigation into movements will be reviewed by Sen. Gerald P. Nye, R., N. D., when he addresses a Rochester No-War Committee rally in Convention Hall tonight.

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Tuesday, Sept.* 16)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	7⅜	7¼	7⅜	+ ⅛
Columbia Picts. pfd..	28	28	28	.....
Con. Fm. Ind.......	⅞	13-16	13-16	.....
Con. Fm. Ind. pfd...	10⅛	10⅛	10⅛	.....
East. Kodak	140½	140⅛	140⅛	+ ⅛
do pfd.	....	....	....	.....
Gen. Th. Eq.......	14¼	14⅛	14⅛	+ ⅜
Loew's, Inc.	38⅝	38⅛	38⅝	+ ¾
do pfd.	....	....	....	.....
Paramount	15⅜	15	15¼	+ ¼
Para. 1st pfd.......	....	....	....	.....
Para. 2nd pfd.......	13¾	13⅜	13⅝	+ ⅛
Pathe Film	14⅛	13⅞	14⅛	+ ⅜
RKO	....	....	....	.....
RKO $6 pfd.........	....	....	....	.....
20th Century-Fox ..	9⅜	9¼	9¼	— ⅛
20th Century-Fox pfd.	22½	22½	22½	.....
Univ. Pict. pfd......	....	....	....	.....
Warner Bros.	5¼	5⅛	5¼	+ ⅛
do pfd.	74	72	74	+ 3

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46.	58⅜	58⅜	58⅜	+ ⅜
Para. B'way 3s55...	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	96¾	96¾	96¾	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	¾	¾	¾	—1-16
Radio-Keith cvs.	¼	3-16	3-16	—1-32
Sonotone Corp.	2⅛	2⅛	2⅛	.....
Technicolor	10⅜	10¼	10¼	— ¼
Trans-Lux	....	....	....	.....
Universal Corp. vtc..	9	8⅞	8⅞	— ⅛
Universal Picts.	25¼	24½	24½	+ ½

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45...	65	68
Roxy Thea. Bldg. 4s 1st '57......	58½	62½

Pressure by Nazis Brings Chilean "Pastor Hall" Ban

Santiago, Chile (By Cable)—Nazi pressure manifested itself here when government officials banned UA's "Pastor Hall" after it was passed by the local censor.

Col. Chi. Convention Oct. 3-5

Chicago — Columbia will hold a convention at the Blackstone Hotel Oct. 3-4-5.

Kallet to Build $50,000 Drive-in for Syracuse

Syracuse, N. Y.—First drive-in theater in Central New York will be constructed to serve the Syracuse territory by Kallet Theaters, Inc., headed by M. J. Kallet, with headquarters in Oneida.

Plans for a $50,000 project, with 1,000 car capacity and waiting space for 350 more, were announced here yesterday by W. T. McNeilly, circuit's assistant general manager. Site is in W. Genesee St. in the town of Camillus. Michael De Angelis of Rochester is the architect.

Work will start within 10 days, and drive-in is to be ready by March 15.

Circuit is said considering a price policy calling for a minimum of two admissions for each car.

Tender Benet Reception In Music Hall's Studio

Stephen Vincent Benet, Pulitzer Prize author whose "The Devil and Daniel Webster" was filmed as the William Dieterle production, "All That Money Can Buy," was honor guest yesterday afternoon at the Radio City Music Hall studio reception tendered by Farrar and Rinehart. The picture is scheduled for its New York premiere at the Music Hall.

About 100 literati, book publishers and book editors attended special preview before the party. RKO Radio release is scheduled for its New York premiere at the Music Hall.

Blumenthal's London Para. Action Held in Abeyance

British action brought by Benjamin Blumenthal against Paramount has not been dropped, as reported in THE FILM DAILY Monday. Instead, by counsel's agreement a consent order was entered permitting the British proceedings to be held in abeyance until the completion of the trial of Blumenthal's action brought in N. Y. Supreme Court.

Para. at the same time withdrew its motion to stay the trial of the New York action.

Syracuse MPTO Unit Will Meet on Bingo Problem

Syracuse, N. Y.—Syracuse unit of MPTO will hold a further meeting Sept. 25, with Vice Prexy Sidney L. Grossman presiding, to tackle the problem posed by the opening of big-time Bingo games by non-theatrical interests. Principal game that has the exhibs. worried is sponsored by the Knights of Columbus.

Holdovers for "Barbara"

"Major Barbara," now in general release via UA, is reported doing top biz at the Chicago Apollo, Frisco's United Artists and Ottawa's Elgin theater. Pic goes a second in the spots.

Studios Co-op With NYU's New Motion Picture Dep't

Nine studios will co-operate with the new motion picture department at the New York University Washington Square College of Arts and Science this Fall by making available outstanding movies and working scripts for student study, it was announced yesterday by Prof. Robert Gessner, department chairman, upon his return from Hollywood where he completed details for the arrangement.

Studios co-operating include Paramount, Warners, RKO, Columbia, Twentieth-Fox, Metro, Walter Wanger, Samuel Goldwyn and Universal.

First classes in the new motion picture department, the first in an Eastern university, will begin next Tuesday and registration will continue throughout next week.

Drops Syracuse Strand; 6 Local Owners Will Operate

Syracuse, N. Y.—RKO is dropping the Strand here, thus eliminating the main stem house, one of the first de luxers to be built up-state from the Schine-operated pool. Strand passed to RKO operation originally in a deal with Warners which had the house for years.

Local owners will reopen shortly with B. P. Wallace as house manager. Wallace recently has managed the Novelty for the Smith interests.

GE Restraint Refused In RCA Suit Settlement

New York Supreme Court Justice Ferdinand Pecora yesterday refused temporarily to restrain General Electric Co., from participating in the $1,000,000 settlement of the RCA stockholders' suit.

Benjamin Asher, a GE stockholder, had sought to prevent the company from paying $600,000 as its share of the settlement. The court held that it would not interfere with the action of GE board of directors in performing a discretionary act.

New Warner Pittsburgh Exchange Building Opens

Pittsburgh—Harry Seed, Warner Bros. branch manager, played host Monday to a large gathering at the opening of the company's new exchange headquarters. New two-story air-conditioned building is located at 1801 Boulevard of the Allies. Roy Haines and A. W. Schwalberg were present from the home office.

25c Technicolor Dividend

Technicolor's board, meeting yesterday, declared a dividend of 25 cents a share payable Sept. 30 to stockholders of record on Sept. 23.

COMING and GOING

JOSEPH BERNHARD, general manager of Warner theaters, attends the Allied convention tomorrow.

GRADWELL L. SEARS, Warner sales chief, and his assistant, CARL LESERMAN, return to the Allied convention tomorrow after spending Tuesday there.

HARRY GOLDBERG, advertising and publicity chief for Warner theaters, returns tomorrow from a visit to Cleveland and Philadelphia.

ROY HAINES, Warner's Eastern and Canadian sales manager, and A. W. SCHWALBERG, manager of exchange operations, return tomorrow after visiting Pittsburgh and Cleveland.

K. T. STEVENS, daughter of Sam Woods, arrived in New York yesterday.

SERGEANT ALVIN C. YORK arrives in Hollywood today from Milwaukee.

TOM CONNORS, M-G-M's Eastern, Southern and Canadian sales manager, left for Atlanta last night.

E. K. (TED) O'SHEA, M-G-M's Central sales manager, returns from Kansas City tomorrow.

J. E. McCONVILLE, Columbia's foreign sales manager, returns from Havana Friday.

NORMAN ELSON, general manager of Trans-Lux theaters, leaves today for Boston.

F. J. A. McCARTHY, Universal's Southern and Canadian sales manager, is in Toronto on FPC and Odeon deals.

DOROTHY LEWIS, ice skating star, arrived in town yesterday to attend the opening of her Republic picture "Ice-Capades," at Loew's Criterion today.

KENNY BAKER is stopping at the Warwick Hotel.

BILL SUSSMAN, 20th-Fox's Eastern sales manager, left last night for Cleveland.

WILLIAM J. KUPPER, 20th-Fox's Western sales manager, arrives in Denver today.

G. L. CARRINGTON, vice-president and general manager of Altec Service, and president of Altec Lansing, has returned to New York for a three months' stay in Los Angeles.

BERT JACOCKS, Warner Newark zone manager, and MRS. JACOCKS visited in New Haven.

SAM ROSEN of Winsted, Wethersfield, Lakesville and Windsor, Conn., is planning a hunting trip in Canada.

Senate Will Complete Tax Bill Action Today

Washington Bureau of THE FILM DAILY

Washington—Congress is expected to complete passage of the compromise tax bill today, with the Senate scheduled to act on the heels of the House's adoption yesterday. House okayed the conference report without a roll-call.

"Happy Birthday to You"
TELEGRAM

Lewis Milestone	Ed Paramore, Jr.
Dolores Costello Barrymore	Helen Vinson
Esther Ralston	Al Kingston
	Herman Ruby

Monty Schaff

Allied Convention Protests Inquiry

(*Continued from Page* 1)

resolution, which previously had been adopted by the board of directors, with an attack on the proposal to investigate the monopoly aspects of the motion picture business.

While Allied, Myers said, has been opposed to monopoly, the organization cannot give its sanction to the move proposed by the isolationist Senate minority group, which is attacking the industry.

Those same sponsors of the probe who want to bring the monopoly issue into the picture gave no help when Allied was fighting for the Neely bill, Myers said, adding that the sponsors' interest in monopoly is not impressive. Myers said Allied wanted to get a message to the public that politicians cannot drive a wedge into the motion picture industry.

The resolution adopted by the convention reads in part:

> **"We protest the tactics employed by the participants in the current proceedings before a sub-committee of the Senate Interstate Commerce Committee in attacking the integrity of and attempting to destroy the good will of the motion picture industry for political purposes; and further that we condemn and denounce the efforts of each participant and all others to stir up religious and racial antagonism and class hatred in the United States."**

Union Dispute Closes Maffitt

St. Louis—St. Louis Amusement's Maffitt is still dark due to a dispute with Local 6 IATSE. House was closed last Wednesday when the union demanded that an additional stagehand be employed to divide his time between the Maffitt and the Pageant. IATSE operators have refused to cross the picket line.

"Pied Piper" to 20th-Fox

West Coast Bureau of THE FILM DAILY

Hollywood — 20th-Fox has purchased "The Pied Piper," an unpublished novel by Neville Shute. Book is scheduled for publication within a few months and will also be serialized in a national magazine shortly.

WEDDING BELLS

Cleveland—Herbert Epstein, RKO assistant shipper, was married to Ethel Odess.

Wilkes-Barre, Pa. — Margaret Harfman, cashier at the Comerford Theater, was married to Joseph Kieran.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

Hither, Thither and Yon

● ● ● ONE of the highlights of the Allied National Convention debut yes'day in Philly was the M-G-M bally on "Tarzan's Secret Treasure," conceived by Howard Dietz and supervised by Bill Ferguson...... It's sensational and will be on the national tour it is to make as promotion for the pic. . . . ● Quip of the week is that of a local ork leader who wants to know how a highly-paid Hollywood Fidler can be so out of tune. . . ● This afternoon the celluloid social season continues with Sherman Billingsley hosting a welcome-home-party to the Warners' "Navy Blues" Sextet at his Stork Club where the patron's bill is larger than the bird's. . . ● You'd be surprised at the names being mentioned for the UA presidency. . . ● Industry's goose-calling champ, Jack Arkayo Level, should be delighted to know that Secretary Knox yesterday opened the shooting season on certain water fowl which ought to be spelled "f-o-u-l-"......

▼ ▼ ▼

● ● ● JUST because Republic's potently entertaining "Ice-Capades," originally scheduled to open today at Loew's Criterion on Ole Broadway, has been postponed by that house until Sept. 24, will in no wise affect the party which Republic will hold tomorrow afternoon in the penthouse of the Hotel St. Regis for Dorothy Lewis, the picture's star......Reason "Ice-Capades" was postponed, Phil M. understands, was because of a booking jam in the Loew circuit hereabouts, necessitating the chain putting "Dr. Kildare's Wedding Day" into the Criterion pronto......That attraction couldn't play New York key run after Brooklyn...... Well, the Yankees appear to be following same type of clearance in their World Series plans, so wothehell......

▼ ▼ ▼

● ● ● DIDJA see that cartoon strip center spread in PM last evening, "The Fuehrer and the Lady" (a Motion Picture Dedicated to Senators Clark and Nye); the screenplay by William McCleery, and adapted by Charles Martin!......It was a honey......And so was the same sheet's yarn "Mr. Jimmy Fidler Does a One-Bell Performance". . . ● Mrs. Bessie Warner, wife of Major Albert Warner, has turned over her 50-foot yacht, Restless Too, to Uncle Sam's Navy for a $1 token payment . . . ● Jimmy Grainger was in Baltimore yes'day and itching to go to the Allied meet before heading back to the h.o. . . . ● Community Fund of $3,583,000 will get under way soon in Chi. under direction of James S. Knowlson, with Jack Kirsch heading the film division. . . . ● On Saturday in the Grand Ballroom of the Hotel Astor, Postmaster General Frank C. Walker will be principal speaker at the luncheon which the Broadway Association and the Retail Dry Goods Ass'n. are giving for more than 600 U. S. Postmasters......

▼ ▼ ▼

● ● ● WITH Leo the Lion's permission, Spencer Tracy can do a stage play on Broadway this winter if he wants to. . . . ● Young Mister Rappaport took his new bride, Florence Rosenberg, honeymooning in New Hampshire, which was a clever move considering that his only opposition would be the "Old Man of the Mountains". . . ● Clem Pope, just named RKO's Cleveland city manager has been in and around show biz for 30 years...... His first association with RKO was in '29 at Orpheum, Oakland, Calif. . . . ● Yesterday, Prudential Playhouses purchased the Wellwood Theater, Lindenhurst, L. I., from Mrs. Kilgore, and will extensively remodel the stand. . . . ● Under a term contract with options, Paramount has signed Ed Padula as a director......

▼ ▼ ▼

$1,000,000 Pay Jump in Studios?

(*Continued from Page* 1)

in studio payrolls, Pat Casey, studio labor contact, declared yesterday.

Negotiations for the new contract, according to Casey, take place Saturday in Newark with Coast delegates from the carpenters, electricians, teamsters, plasterers, laborers and musicians' unions.

Studio basic agreement pact, Casey said, expires this year. He expects the agreement to be renewed for another five years.

In addition to adjusting wage scales, new working conditions will be set up. It is reported the unions will seek a minimum working call of six hours.

Casey envisions no difficulty in reaching an agreement with the union delegates. He said he thought the negotiations would last about a day and that he would leave for the Coast immediately after.

Casey also pointed out if the unions receive a 10 per cent wage increase it would be the fourth granted to the Coast locals since 1936.

Koerner Names Clem Pope As Cleveland City Mgr.

(*Continued from Page* 1)

Koerner, RKO general manager, assuming a part of the duties relinquished by Nat Holt when the latter became RKO West Coast division manager. The remainder of the division, Columbus and Detroit, will be supervised from the New York home office.

Walt Disney Received By Argentine President

(*Continued from Page* 1)

effect the latter's work had in fostering Argentine good-will for the U. S., and remarked that it is time his country ceased looking too much to Europe, and sought real inter-American collaboration with the United States.

Testimonial for Abe Harris

Syracuse, N. Y.—Abe Harris, who is being shifted from the Syracuse to the Rochester territory by Metro, will be honored with a testimonial dinner at the Hotel Syracuse tomorrow night.

TO THE COLORS!

Detroit — Eddie Stock, assistant manager of the Cinderella Theater, United Detroit second-run house, has been called by the Army.

Chicago—Will Towle of the B & K sound department has left to join the British Civil Defense corps. He will serve in the ground detector section.

IT'S A *sparkling* DEANNA
WITH BOB CUMMINGS GIVING

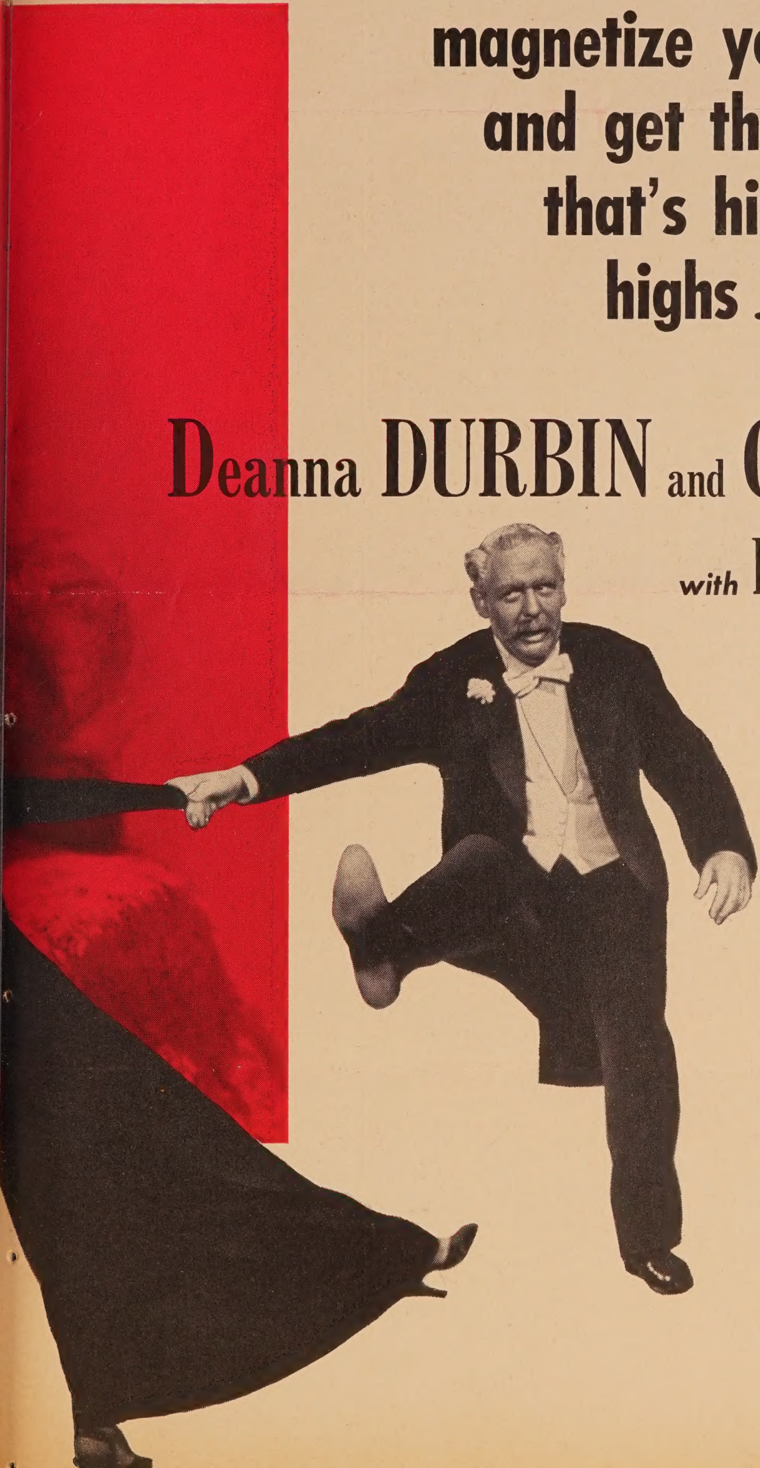
Directed by
HENRY KOSTER

Produced by
JOE PASTERNAK

A UNIVERSAL PICTURE

AND A *leaping* LAUGHTON NOW!
CUPID A NEW KIND OF PEP-TREATMENT!

Here's what it takes to magnetize your marquees and get the happy money that's hitting show business highs *right now!*



Deanna DURBIN and Charles LAUGHTON

with Robert CUMMINGS

in

IT STARTED WITH EVE

A HENRY KOSTER PRODUCTION

with

MARGARET TALLICHET
GUY KIBBEE
WALTER CATLETT
CATHERINE DOUCET
CHARLES COLEMAN

Screenplay by Norman Krasna
Leo Townsend
Original story by Hans Kraly

Nationally Released
SEPTEMBER 26

PCC Will Ask Monopoly Probe

(Continued from Page 1)

reason of events of the past few years, meaning thereby efforts toward fair trade practices, Federal suit against Paramount et al, resultant consent decree (which was entered into between the Government and distributor-producer organizations without the consent and over the protest of a vast majority of independent theater owners) and virtual advantage being taken of same, if not in theory, certainly by practice, that we through the Conference and its individual units, take such measures and steps as may be decided upon and as may be necessary to institute a Senate investigation of those interests, as pertains to the operation of the industry as a monopoly.

"Be it recognized that we have taken full recognition of efforts of the Clark Senate investigating committee, but desire to handle this matter in this way in order that we may in no way interfere with the defense program of the United States Government, endorse no investigation which may, or may not, be founded on such interference, that this information be passed on to all other independent theater organizations of the United States in an effort to secure their co-operation and efforts toward the same end."

Clark Will Seek Changes In Anti-Trust Law

Washington Bureau of THE FILM DAILY

Washington — Senator D. Worth Clark of Idaho, chairman of the industry inquiry, stated yesterday that the alleged production and showing of war propaganda pictures warranted changes in the anti-trust law to force the industry to separate its production, distribution and exhibition agencies.

Morrison Resigns from Artists Managers Guild

West Coast Bureau of THE FILM DAILY

Hollywood—Leo Morrison, yesterday announced his resignation from Artist's Managers Guild. He has obtained a direct franchise from Screen Actors Guild as a licensed agent. All AMG members must be franchised by SAG and such franchise is not limited to members of AMG.

In his letter of resignation Morrison charged that the Guild seemed to be operated for the benefit of a select group of a few of its members. He said he tried to have an investigation made regarding a complaint he filed with Guild but has met with nothing but delays and postponements.

This complaint refers to a dispute with another agency over the asserted unethical influencing of an important client to break his managerial contract with Morrison.

☆ REVIEWS OF THE NEW FILMS ☆

"Unexpected Uncle"

with Anne Shirley, James Craig, Charles Coburn

RKO Radio 67 Mins.

FAIRLY DIVERTING CINDERELLA YARN WHOSE CHARACTERS LACK APPEAL DESPITE ABLE CAST.

Mark this one down as a Cinderella story which is fairly diverting at times but lacking the power to rise above a run-of-the-mine "B" programmer. What gives the footage little more than the artificiality of an electric log "blaze" is the inability of the characters to convince the onlooker,—which is no fault of a sincere and hard-working cast.

Essentially the fault appears to be in the conception or behavior of the top assignments. James Craig is delineated as a young captain of industry who is a playboy, and, when he does settle down to work, he seems to be equally unstable in his attitude. The character of Anne Shirley is equally incapable of exciting human sympathy as she moves through the story in the mode of an attractive Trilby who acts under the beneficence and influence of a philosophical Svengali.

This latter role is played by the horse-shoe-pitching, retired-millionaire Charles Coburn, who late in life forsook power and wealth and went to live in a trailer camp when he realized that he was working for his employes, and not they for him. The wholesome and pretty Miss Shirley works in a department store, and is courted by the unstable Prince Charming Craig, while their incredible romance is fostered by Coburn.

At the finale, when the audience is just about convinced that they are unsuited to one another, or should more happily wed to take them out of circulation, Mr. Craig, as a consequence of the Coburn power of suggestion and deeds, rides off to Florida with the girl whom he professes to love, but who has shown it in a very dubious fashion. Tay Garnett has gotten everything there was to get out of a juiceless script and trite dialogue. "Unexpected Uncle" is one of those yarns which apparently gave some promise of incipient power on paper, but fails to incubate in celluloid.

CAST: Anne Shirley, James Craig, Charles Coburn, Ernest Truex, Renee Haal, Russell Gleason, Astrid Allwyn, Jed Prouty.

CREDITS: Producer, Tay Garnett; Director, Peter Godfrey; Screenplay, Delmar Daves, Noel Langley; From Novel by Eric Hatch; Music by Anthony Collins; Director of Photography, Robert de Grasse; Special Effects, Vernon L. Walker; Art Director, Albert D'Agostino; Film Editor, William Hamilton; Assistant Director, Clem Beauchamp; Recorded by Earl A. Wolcott; Set Decorations, Darrell Silvera.

DIRECTION, Okay. PHOTOGRAPHY, Ditto.

20th-Fox Signs Ginger Rogers

West Coast Bureau of THE FILM DAILY

Hollywood—Ginger Rogers yesterday signed a contract with 20th Century-Fox to play the stellar role in "Roxie Hart," formerly known as "Chicago" which William Wellman will direct. Miss Rogers will also star in Ernst Lubitsch's first film for 20th-Fox. "Self-Made Cinde-

"Look Who's Laughing"

with Edgar Bergen, Charlie McCarthy, Fibber McGee & Molly, and Lucille Ball

RKO Radio 79 Mins.

NEAT COMEDY WITH STRONG PULLING POWER VIA NAME PLAYERS; SURE-FIRE FOR ALL STANDS AND AUDIENCES.

Outlets on the lookout for an attraction with pulling power will do well to book this one, what with the combination of two of the most popular entertainment teams in lead roles,—Edgar Bergen and Charlie McCarthy, and Fibber McGee and Molly—, and the alluring Lucille Ball to top off the stellar richness. RKO Radio designed this picture for laughs and lightheartedness and it fills its purpose well.

It should be a money-maker for every type of stand from key to sticks. Its sequences are crisp, clean, and diverting,—okay for all audiences from grown-ups to the young generation. While some features of a comedy nature have belly-laughs interspersed with occasional let-downs, "Look Who's Laughing" is consistently amusing, never dull and never uproarious.

Allan Dwan does a neat job of directing the James V. Kern script which recounts the saga of Edgar Bergen and Charlie McCarthy arriving by plane in a small American community whose Chamber of Commerce prexy, Fibber McGee, is trying to ride to local immortality by getting an airplane manufacturer to build a factory on the town's outskirts.

Bergen and Charlie whose flight to the town is purely circumstantial are asked to be the house guests of Fibber and his wife, Molly. Through the machinations of mischievous McCarthy, Gildersleve the Villain (Harold Peary), acting as stooge to an unscrupulous real estate dealer seeking to corner potential airport property in the vicinity, gets the temporary upper hand of the McGee civic faction.

But the McCarthy step has a bright side, for it clears the way eventually for Bergen and his pretty secretary, Lucille Ball, to find out how truly they love one another. At the finale everything is happy, and so is it all along the running-time-line as situations, gags and melodrama are plentiful. The meller highlight is the inadvertent airplane flight of Fibber and Molly. In summation, this RKO Radio offering is a "magnetic attraction." Set it down as such on the old booking schedule.

CAST: Edgar Bergen, Charlie McCarthy, Jim Jordan (Fibber McGee), Marian Jordan (Molly), Lucille Ball, Lee Bonnell, Dorothy Lovett, Harold Peary, Isabel Randolph, Walter Baldwin, Neil Hamilton, Charles Halton, Harlow Wilcox, Spencer Charters, Jed Prouty, George Cleveland.

CREDITS: Producer and Director, Allan Dwan; Story and Screenplay, James V. Kern; Music by Roy Webb; Musical Director, C. Bakaleinikoff; Director of Photography, Frank Redman; Special Effects, Vernon L. Walker; Art Director, Van Nest Polglase; Associate, Al Herman; Recording Director, John L. Cass; Film Editor, Sherman Todd; Material for Fibber McGee & Molly by Don Quinn, Leonard L. Levinson; Material for Edgar Bergen by Zeno Klinker, Dorothy Kingsley.

DIRECTION, Expert. PHOTOGRAPHY, Fine.

☆ SHORTS ☆

"Points on Arrows"

(Hollywood Novelty)

Vitaphone 10 mins.

Good Archery Reel

Howard Hill, famed archery expert who has appeared in other shorts, this time demonstrates his amazing skill in a series of staged trick shots. The folks will be flabergasted as the expert hits rolling ping pong balls, and moving balloons and ricochets arrows off two boards to hit a bullseye.

"University of Southern California Band and Glee Club"

(Melody Master)

Vitaphone 10 mins.

Snappy College Music

With the football season fast approaching, this Melody Master, with the University of Southern California band and glee club, will be well received by audiences. Featuring a number of popular college songs and some well-known military pieces, the film moves along briskly and musically.

"Kings of the Turf"

(Sports Parade)

Vitaphone 10 mins.

Fine Reel

Initial subject in the Sports Parade series is a worthwhile subject for all audiences. Telling the story of a harness horse from birth to its first race, the film will be an especial delight to the myriad horse fanciers of the country. Story opens with the birth of a colt, shows how he is broken to harness, schooled in gaits and finally tried out at the county fair races.

"An Ache In Every Stake"

(Three Stooges)

Columbia 18 mins.

Stooge-Like Slapstick

Curly, Larry and Moe continue their slapstick invasion of the world in general—this time they are ice men who take over in place of some discharged servants. There's no sense to it but the typical stooge antics are there and will please their following.

"Sagebrush and Silver"

20th-Fox 10 mins.

Average Magic Carpet

Lowell Thomas's Magic Carpet of Movietone lands in Nevada with fairly good results. Reel is most entertaining from a pictorial standpoint when the rugged outdoor country of the picturesque state is framed by the camera. There is also a sequence dealing with Reno where divorces and marriages apparently are accomplished in equal number. Other sights include a visit to the ghost town of Virginia City and Boulder Dam.

F.D.R., By Inference, Ridicules Probe

(Continued from Page 1)

page of the Washington Star, which dealt with the probe.

The cartoon depicted Charlie Chaplin in his well-known costume and trick mustache holding a subpoena to appear before the committee. "Now what could I possibly tell those past-masters about comedy?" Chaplin is depicted in the cartoon as asking.

The President smiled broadly as he commented on the cartoon, evidently relishing the humor of it.

President Quotes Telegram

Although declining to comment directly on the probe, the chief executive evidently expected some questions in connection with it. He followed up his suggestion that the reporters observe the Star cartoon by quoting a telegram which he said had been received by a Senator, whose name he did not reveal. He similarly declined to reveal identity of the sender.

The telegram called attention of the Senator to the Holy Bible, which the telegram pointed out, has a wide circulation in this country. The telegram added that the Bible was written almost entirely by foreigners, mostly Jews, and that most of it is about war, and might be construed as war propaganda. The sender inquired whether this book should not be added to the Senator's list of things which should be banned.

Knows of No Government Pressure

Aside from reading the telegram, the President did not comment on it.

He was reminded that charges have been made before the committee that the Government has pressured studios to make and distribute propaganda pictures.

The President replied that the word Government, of course, covers a lot of territory, but that so far as the chief executive of the Government was concerned there had been no such things. He replied in answer to a further question that he knew of none of his subordinates who had taken any such action.

Inquiry subpoenas issued by the sub-committee for three additional witnesses—Charles Chaplin, Anatole Litvak, who directed "Confessions of a Nazi Spy" for Warners, and W. R. Wilkerson, Hollywood trade publisher—are returnable by Oct. 6.

Probe Procedure Holds Perils All Communications—Robb

Declaring that the "procedure to date holds plenty of perils for all engaged in communicating news and ideas to the American people," Editor Arthur H. Robb of the Editor and Publisher, newspaper trade weekly, in his signed column, "Shop Talk at Thirty" sharply criticizes the Senate inquiry into the film industry.

Robb points out that newspaper reports "by their very nature" cannot emphasize that statements made before the Interstate Commerce subcommittee "will be made without the usual safeguard of a law court against untruthful and irrelevant testimony, and the statements will be accepted at face value by many people."

In conclusion, Robb writes:

> **"It ought to be plain that we don't like the idea of Senate kangaroo courts. sitting without the authority of a duly adopted resolution, passing judgment upon ideas which are placed before the American people by any medium of communications. We do not deny for a second, the right of Congress to exercise such authority, in the name of the people.**
>
> **"Mr. Wheeler seems to us to have no such mandate. He is assuming prerogatives that are reserved to the people themselves, either acting directly against media which offend, or through their constituted representatives acting officially. It must not be forgotten that under our system of Government, the people have the final rights of censorship over news and views. They don't have to attend propaganda-laden movies. They don't have to listen to radio propaganda. They don't have to buy newspapers which offend their intelligence. And we doubt that they need the advice of a Senator, who, whatever his many merits, has been as fertile in producing his own kind of propaganda as have any of the agencies now under his scrutiny."**

That 'Dignity' Touch

Portland, Me.—Usher problem in Portland has prompted Manager George C. Cronin of the Strand to employ a 45-year-old doorman and plans are to do likewise at the Empire, another Synder chain house. District Manager Leo Young says the older doormen lend a touch of dignity to the front of the house, too.

Big Loss in Dollar's Shrinkage

Allied Told It Will Total $105,000,000

(Continued from Page 1)

as an example, Wood compared the 3 per cent sales tax on motor cars with the 3 per cent state admission tax. In 1938, Ohio realized $4,286,000, which was the lowest figure for automobile sales taxes between 1935 and 1940. In the same year, the 3 per cent admission tax yielded $1,599,000 to the state. In 1940, Wood said, the state had its biggest return on the auto sales tax, $8,545,000, but the admission tax yielded only $1,632,000. Of the $1,632,000, which was the admission tax on all amusements, $1,180,000 was from motion picture theaters.

Philadelphia—First day's registration at the Allied Convention here was approximately 350. *A total registration of* 750 *is anticipated before the close of the sessions tomorrow.*

As Ohio represents a good cross-section of the country, Wood said it can be seen that the picture business does not follow general business, while the auto tax yield from 1935 to 1940 fluctuated considerably, the admission tax remained pretty much the same, Wood stated.

$40,000,000 Loss from Conscription

The million and half boys in camps is a definite factor in the dollar shrinkage, Wood asserted. Assuming that each of the conscripted boys attended a theater once a week with a girl or another companion and the average admission price was 25 cents, a weekly revenue of $750,000 or $40,000,000 a year has been lost to the theaters.

Wood said the total box-office intake for 1940 was $740,000,000. Defense taxes from motion picture theaters for the year ended June 30, 1941, were $45,000,000, while the later levy on 21 cents to 41 cents brought the total to $53,000,000. The next defense tax starting with the first penny will give the Government another $20,000,000. Wood estimated that the total shrinkage of the motion picture dollar for the year ended June 30, 1942, will be $105,000,000, leaving $635,000,000 in the box-offices instead of $740,000,000 in 1940.

Under such circumstances, plus the increased cost of labor and maintenance, exhibitors cannot pay the demands for increased film rental, Wood said.

RKO Sets First Block With 7 More Circuits

RKO Radio has sold its first block-of-five to seven more circuits, Ned E. Depinet announces. Deals were with Lucas & Jenkins, for 53 theaters; Maine & New Hampshire Circuit, 27 houses; Affiliated Circuit, 30 houses; Associated Playhouses, 32 houses; Skouras Theaters, 50 houses; Consolidated Theaters, 15 houses, and Si Fabian Theaters, 11 houses.

Henry Koster Promoted To "U" Producer-Director

West Coast Bureau of THE FILM DAILY

Hollywood — Henry Koster has been promoted to producer-director at Universal and his initial picture under new arrangement will be an untitled story involving an all-feminine cast and will necessitate the discovery and development of a new child star.

His second production will be "The Phantom of the Opera." Both pictures will be made in color.

Equity Council Attacks Pix Probe

(Continued from Page 1)

"That we hereby condemn the action of the sub-committee as an immediate threat to free thought, free speech and to the very fundamentals of liberty upon which our great nation was founded, and strongly recommend this inquiry be stopped."

Inquiry was described as an attempt of "censorship on free expression of American culture," and the resolution further charged Senators Wheeler, Clark and Nye with the "purpose of blocking the production of anti-Nazi films and breeding racial discord and prejudice."

CIO Office Employes Union Urges Pix Probe Be Halted

Charging the Nye committee now investigating the motion picture industry with "seeking to impose a censorship" on films, John J. Stanley, secretary-treasurer of the United Office and Professional Workers of America, CIO, yesterday urged in a letter to Henry A. Wallace, as presiding officer of the U. S. Senate, that the activities of the Senate subcommittee "be condemned and halted."

Such a censorship, Stanley declared, "runs counter to our constitutional right of free speech and press. This right is vital to our membership in the film industry, the publishing industry, and in the arts." The United Office and Professional Workers, CIO, has just announced the chartering of the Screen Office and Professional Employes Guild, Local 109.

Stanley also denounced the Nye committee for acting as a vehicle for pro-Nazi propaganda while ostensibly investigating anti-Nazi propaganda in the films; and for leveling attacks on racial and religious groups "designed, in typical Hitlerian fashion, to kindle religious war and thus to disunify the American people in the face of their enemies."

Copies of Stanley's letter were sent to Wendell L. Willkie and to Senators Pepper, Wagner and Mead.

Daley Toronto Air Raid Warden

Toronto—Thomas Daley, manager of the Imperial Theater here, has been appointed air raid warden for downtown Toronto.

Fish Story

Gloversville, N. Y.—Simple Simon, who fished in a water pail, has nothing on a Gloversville fisherman who fishes from a boat atop the Windsor Hotel building marquee, casting his line down toward the street below. Curious folks who gather, however, soon find there's method in his madness. He's advertising "Barnacle Bill" at the Hippodrome Theater. Stunt is the brainchild of Lou S. Hart, Hipp manager.

Gives "A" Rating to 1 Of 36 in 1st Blocks

(*Continued from Page* 1)

average, a "C" is fair or average, a "D" is poor and an "E" is "plain rotten."

One—But One Pic Graded "A"

Since the beginning of the new screening system, only one has been graded "A," eight have been given "B" rating, 23 were in the "C" class, two were graded "D" and none was placed in the "E" category. Two pictures, Cole said, were such that he and his committee did not feel qualified to grade, although he considered both very good. One was "Citizen Kane" and the other "All That Money Can Buy."

COL. H. A. COLE

Cole said he was discouraged that there were not more in the "A" and "B" classes, but was glad to find only two in the "D" and none in the "E" groups.

The Allied president asserted that buying in Texas was slow and presumed it was slow in other territories. He warned exhibitors that their battle for the best terms must be waged on the deals for the first two groups. "If your first two deals are not good," he said, "you're licked for the rest of the year."

Some attention was given to the subject of undelivered pictures on the 1940-41 programs. While further discussions were tabled until later sessions, it was brought out by President Cole that distributors, in most cases, were legally right in the non-delivery of some product but morally obligated to deliver what had been promised.

Features Undelivered

Arthur Howard of New England, pointed out that 20th Century-Fox had not delivered "Sun Valley Serenade," "Belle Starr" and "How Green Was My Valley" on last season's contracts. Paramount had not delivered "Reap the Wild Wind" and "Skylark" and RKO had not delivered "Citizen Kane."

Barney Balaban, Paramount president, announced in trade paper ads in March that "Reap the Wild Wind." would be delivered as promised, it was pointed out. A letter from Balaban to Pete Wood explaining that the hazards of production had held up the picture was read to the convention. It was conceded that because of an escape clause in the work sheets, Paramount was legally within its rights in not delivering the picture but the moral obligation remained.

In opening the convention. which was attended by more than 350 persons, Cole warned that the tax bill is just the beginning of a long series of revenue-raising plans of the Government. That alone, he said, warrants the need for a strong organization to protect the interests of the independent exhibitors and the industry as a whole.

New Problems if Decree Ends

Cole said it was too early accurately to judge the effects of the consent decree, but if it should end, many new problems will have to be faced and the organization will be alert in facing them.

The convention slogan of "Let's get down to business" is being adhered to religiously. There appears to be an eagerness on the part of representatives to plunge into the sessions and to be heard on various complaints. Time to these complaints could not be given yesterday, but the sessions will be thrown wide open today when distribution executives are expected to be present.

A night club party was held last night. Highlight of today's social events will be the world premiere of Paramount's "Nothing But the Truth."

What, No Glasses?

Newark, N. J.—The Essex in Springfield Ave., offers three full-length features, at a dime early admission charge.

Now, as an extra inducement, the house offers each patron a bottle of soda pop, gratis.

Aids for Small Town Exhibs.

Metro Reveals "Show Builder", Clinic Plans

Philadelphia—Looking to the development of the small town and suburban audience as a major approach to answering the question, "What can be done to make the public more motion picture conscious?", Metro disclosed two moves here yesterday broadly designed to close the gap between general exploitation and practical assistance to smaller communities.

H. M. RICHEY

As outlined by H. M. Richey before Allied's national convention, one is the "Show Builder," described as "a complete advertising and exploitation laboratory which not alone will be of practical benefit to the theater owners but will be of public interest."

The other, said Richey, is embodied in the company's plans for a series of "theater clinics" to be held "over the U. S., during the year." As defined by the speaker, each clinic will be "a meeting of theater owners and for theater owners, not to advertise Metro pictures, but only sponsored by the company."

Round Table Discussion

To the clinics, which will serve as "a round table discussion with theater owners in smaller communities," Metro hopes "to bring experts in advertising, probably some successful small town theater owner and exploitation man with plans of campaigns that he has found successful in the marketing of different types of pictures," Richey told Allied.

The entire day will be spent "discussing how to bring more people to the box-office," he added. Initial clinic will be held in late September or early October.

The first "Show Builder" unit was dedicated at 5 p.m. in front of the Benjamin Franklin Hotel, scene of the convention sessions.

Preparing Second Unit

Each "Show Builder"—the number to be employed will depend "on how usable theater owners find the plan" —will be stocked with Metro's 76 exhib. aids, and will have complete projection equipment, public address system, record-making attachments as well as press material, Richey explained. A second mobile unit is in preparation; territorial assignments pending.

In charge of the units, said Richey, will be men who realize the limitations on small town budgets and who understand "that bigger dividends are paid out of ideas which don't necessarily cost money than by elaborately planned campaigns." The speaker stressed that "Show Builder" was created "utilizing the ingenuity of William Ferguson of the exploitation dept."

"We hope this will be a practical answer to what distribution is going to do to assist theater owners in the marketing of motion picture merchandise," Richey declared, adding "These are but two of William F. Rodgers' answers to what can be done to establish closer unity in this business."

Betty Grable In "Yank" P.A.

Betty Grable will do a P.A. at the world premiere of "A Yank in the RAF" which opens at the Roxy Theater on Sept. 26. She will also participate in the midnight military ball and open air carnival to be staged in conjunction with the premiere by the British American Ambulance Corps.

Kirsch Stresses Need Of All-Industry Com.

(*Continued from Page* 1)

tomorrow when its consideration is slated to be the highlight of the closing session of national Allied's annual convention.

Impetus to the proposal was given by Jack Kirsch, president of Illinois Allied, at the first sessions yesterday. This liaison group, Kirsch said, should fulfill the following functions: A clearing house for all industry problems; frequent meetings to acquaint exhibitors with sales policies, their effects and possible adjustments; setting up of a committee to make surveys, reports on public reaction to pictures and current public tastes; forming of groups to offset unfavorable publicity, and to check up on and participate in charitable enterprises.

Kirsch stressed the need for this intra-industry body and said the place to start it was right here at the convention. He said the preliminary discussions should include or be restricted to the presidents of the film companies and that all attorneys should be barred from the sessions. Attorneys, he said, meant well but their presence tended to inject too many legal technicalities.

The committee, Kirsch asserted, should be guided and dictated to by the good business judgment of the industry executives. Politics, he said, should be side-tracked so that the way can be paved for better industry harmony and understanding.

Correction

In reporting freezing of remittances by the British-American Stabilization Board, THE FILM DAILY neglected to report action occurred in Shanghai and only affected distributors' remittances there and not in England as was the impression.

Chi. Roosevelt Dualing Again

Chicago—B & K is trying a double feature program again in the Loop Roosevelt Theater. The first program features "Bad Men of Missouri" and "Tanks a Million."

The Olive Branch

Wilmington, Del. — Sunday Star this week moved to re-establish more cordial relations with the film trade, and adopted a policy of increased and more prominently displayed pix publicity. David Field, the paper's new biz head, assigned pix critic Mary Magee Wright to handle ads in addition. Film revenue was cut several years ago when Star raised rates and demanded minimum ad space for publicity. Houses reduced to directory copy as a result. Now, with a more liberal policy, Star hopes film admen will up lineage without the pressure.

SEP 22 '41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 56 NEW YORK, THURSDAY, SEPTEMBER 18, 1941 TEN CENTS

METRO TO AID ALLIED ALL-INDUSTRY PLAN

Allied Cold to PCC's Monopoly Probe Request

Allied Will Not Be Drawn Into Inquiry on Any False Issue— Cole

Philadelphia—Resolution by the PCC calling for a Senate investigation of monopoly in the picture industry had "thunderbolt" effects on Allied leaders here yesterday. While refusing to make comment on the PCC move, it was quite evident that the Allied heads were not in sympathy with the action.

Allied's position, however, was set forth in a statement made before

(*Continued on Page* 4)

Schenck Will Face Senators Tuesday

Washington Bureau of THE FILM DAILY

Washington—Chairman D. Worth Clark, D., Idaho, announced yesterday that the war propaganda investigation by the Senate Interstate Commerce sub-committee will continue in adjournment until next Tuesday.

Clark said the delay is due to inability of Senator C. Wayland

(*Continued on Page* 9)

Loew-Metro H. O. Workers Vote for CIO Affiliation

Trend among home office workers toward the CIO gained momentum as the Loew-Metro Office Employes Guild late Tuesday night voted over-

(*Continued on Page* 9)

Strike Closes WB's Mexico City Office

Warner Bros. was notified yesterday that its Mexico City office was closed by the Motion Picture Workers Union as part of the strike action carried on against the distributors. M-G-M and Columbia are already shut down and the other companies were warned that they would be closed on Sept. 29 unless they agreed to sign a contract with the union.

BOTSFORD, 20TH-FOX'S AD CHIEF

Named by Kent to Succeed McCarthy; Bergman's Post to be Filled; Staff Otherwise Unchanged

A. M. BOTSFORD

Appointment of A. M. Botsford to succeed Charles E. McCarthy as director of advertising and publicity of 20th-Fox was announced yesterday by Sidney R. Kent, president. McCarthy, who resigned several weeks ago, remained on at Kent's request until the latter had returned from his Summer vacation.

Botsford, who recently was affiliated with the Paramount production staff and was in charge of advertising and publicity at Paramount many years ago under Kent, assumed his new duties at once.

Botsford told THE FILM DAILY the present staff remains intact and that he did not contemplate making any changes. He said the post of Maurice A. Bergman, advertising director who resigned along with McCarthy, will be filled as soon as he gave the matter some consideration.

After remaining here for about a week, Botsford will leave for the West Coast where he will clear up his personal affairs and move his family back to New York.

In his statement, Kent expressed appreciation of the fact that McCarthy had agreed to stay on through

(*Continued on Page* 11)

Screen Guild Council Asks Pix Probe's End

Screen Guild Council of New York is circulating through all the home offices petitions addressed to Vice-President Henry A. Wallace urging the Senate sub-committee inquiry be discontinued. Text of the petition follows:

"Whereas: A Senate sub-com-

(*Continued on Page* 9)

Inquiry "Dishonest," Terminate It—ITOA

Resolution scathingly assailing the Senate sub-committee's film inquiry as "a deliberate resort to intellectual dishonesty and perverted sophistry" was adopted yesterday by the ITOA by unanimous ballot.

The resolution calls for its presentation by the organization "as a

(*Continued on Page* 3)

War Aids Far Eastern Market

British Army Theaters Play U. S. Pix on %

Heavy concentration of British and Empire troops in the Far East has widened the market for American films there, U. S. distributors supplying the barracks theaters with product largely on a percentage basis, it was disclosed here yesterday by Maurice "Red" Silverstein, who

(*Continued on Page* 4)

Selznick to Occupy Same Studio With Sam Goldwyn

West Coast Bureau of THE FILM DAILY

Hollywood — David O. Selznick will occupy the same studio as Samuel Goldwyn at 7210 Santa Monica Blvd. It will now be known as the Goldwyn-Selznick Studio.

Rodgers Calls on Industry To Battle Those Using Pix Biz for Political Football

By AL STEEN
FILM DAILY Staff Writer

W. F. RODGERS

Philadelphia — The time has come when the industry as a unit must rise in righteous wrath against those who attempt to use the motion picture business as a political football, W. F. Rodgers, M-G-M general sales manager, told the Allied convention at its second session here yesterday at the Benjamin Franklin Hotel.

Rodgers made that suggestion in

(*Continued on Page* 4)

Ascap "Spanked," Chart BMI Course

Philadelphia — While Ascap received four "spankings" during the last year, Allied should chart a

(*Continued on Page* 3)

Prepare for Decree's End, Myers Tells Allied Exhibs.

Philadelphia—Exhibitor organizations should canvass their members

(*Continued on Page* 11)

Editorial:

Phil M. Daly Wants to Know—

If American industry generally comprehends the full import of the Senate film inquiry . . . if it realizes that the same slick maneuver of a probe to determine the need of an investigation can, in the future, be employed to cover all spheres of business, by a "packed" sub-committee?

—BAHN.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, Sept. 17)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9	9	9	— ⅛
Col. Picts. vtc. (2½%)	7½	7½	7½	+ ⅛
Columbia Picts. pfd.	....	....	....	....
Con. Fm. Ind.	....	....	....	....
Con. Fm. Ind. pfd.	10¼	10⅛	10¼	+ ⅛
East. Kodak	145	140	145	+ 4⅞
do pfd.	....	....	....	....
Gen. Th. Eq.	14⅜	14	14⅜	+ ¼
Loew's, Inc.	39⅛	38⅝	39	+ ⅜
do pfd.	109½	109½	109½	+ 1½
Paramount	15⅞	15¼	15⅞	+ ⅝
Para. 1st pfd.	113⅜	112⅛	113⅜	+ 1⅜
Para. 2nd pfd.	14¼	14	14⅛	+ ⅜
Pathe Film	14¼	14	14¼	+ ⅛
RKO	3½	3½	3½	+ ⅛
RKO $6 pfd.	55	55	55	+ ¼
20th Century-Fox	9⅝	9⅜	9½	+ ¼
20th Century-Fox pfd.	22⅞	22½	22⅞	+ ⅜
Univ. Pict. pfd.	156	156	156	+ 2
Warner Bros.	5½	5¼	5½	+ ¼
do pfd.	74	74	74	....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	....
Para. B'way 3s55	....	....	....	....
Para. Picts. cv. 3¼s47	99¾	99½	99¾	+ ¼
Warner Bros.' dbs. 6s48	96¾	96¾	96¾	....
NEW YORK CURB MARKET				
Monogram Picts.	¾	¾	¾	....
Radio-Keith cvs.	....	....	....	....
Sonotone Corp.	....	....	....	....
Technicolor	10¾	10¾	10¾	+ ¼
Trans-Lux	....	....	....	....
Universal Corp. vtc.	9	8⅞	9	....
Universal Picts.	25	25	25	+ ½

Senate Sends Tax Bill To F.D.R. for Signing

Washington Bureau of THE FILM DAILY

Washington—By a voice vote, the Senate yesterday approved the conference report on the tax bill, sending the measure, with its new admission tax schedule, to the President for his signature.

Using Hour of Shorts

Des Moines, Ia. — Tri-States' Roosevelt Theater has inaugurated a new policy of building a weekly hour program of shorts shown in addition to a single feature.

Cole, Howard, Kirsch, Samuelson and Smith To Comprise Allied's "All-Industry" Com.

Philadelphia—A committee which will be authorized by Allied to negotiate the most beneficial type of arrangement for an all-industry group is expected to be appointed by Abram F. Myers, general counsel, today at the final sessions of the organization's 12th annual convention.

It is reported that the committee will be composed of Col. H. A. Cole, Roy Howard, Jack Kirsch, Sidney Samuelson and Martin Smith.

This committee it is understood will be given a free rein to bring about a plan in conjunction with distribution heads for an industry group whose sole aim will be to cement the several branches of the industry.

Six Industry Stocks Hit New '41 Highs in N. Y.

Six industry stocks bounded upward to establish new 1941 highs on the Big Board here yesterday, while on the Bond Market, Paramount's cv. 3¼s 47 also established a new mark for the year, closing at 99¾.

Stocks to pass old highs were Eastman Kodak common, which gained 4⅞ for the day, closing at 145; Loew's common which closed at 39 for a ⅜ths gain for the day; Paramount common, which was up ⅝ths to 15⅞; RKO $6 pfd. which went up a quarter to 55; 20th-Fox common which did likewise to reach 9¼ and 20th-Fox pfd. which closed at 22⅞ for a ⅜ths gain for the day.

The trend in amusement stocks on the Big Board generally was higher, a single decline, in American Seating, being registered.

N. Y. Picture Pioneers Dinner Set for Oct. 29

Picture Pioneers will hold a Hallowe'en-Harvest Moon dinner conference on Oct. 29, it was announced yesterday by House Manager Jack Cohn, following an Executive Committee meeting at Toots Shor's restaurant.

Details regarding the initiation of new members and other entertainment will be worked out by a special committee to be appointed during the next few days.

"Yard Bird," Ed Gross's First for Monogram

West Coast Bureau of THE FILM DAILY

Hollywood—"The Yard Bird" will be the first of a series of features Ed Gross's newly-organized Capital Productions will make for release by Monogram.

It will be based on "Snuffy Smith" character in the comic strip "Barney Google."

Turcotte Re-appointed To Canadian Film Board

Montreal—J. T. Thorson, War Service Minister, announced yesterday that Edmond Turcotte, deputy director of the recosntruction board of Quebec, had been reappointed for another three-year term as a director of the National Film Board.

Local 683 to Have Counsel At Basic Pact Conference

Local 683, Laboratory Technicians Union, an IATSE affiliate, has retained Congressman Vito Marcantonio to represent the union at the negotiations Saturday in Newark for a new basic studio agreement at which the IA and six Coast unions vill participate.

Local 683 was successful recently in negotiating a separate contract with the producers on the Coast and refused to have the IA include the local in the blanket agreement. Lab union is the one which has opposed present IA leadership.

Saulson and Davidson Killed In Car Crash

Detroit—Morris R. Saulson and Ralph Davidson, were killed Tuesday afternoon in an automobile accident near Detroit. Both were brothers-in-law of Frank A. Wetsman of Wisper & Wetsman Theaters, and associated with him in the Linwood La Salle Theater. Saulson had been manager of the house for a number of years. Ralph Eckersley, assistant manager of the theater, who was with them, was seriously injured, and is in St. Joseph's Mercy Hospital at Pontiac.

U. S. Film Contract to Be Awarded This Week

Washington Bureau of THE FILM DAILY

Washington — Award of contract for Office of Education film work likely will be made before the end of this week, it was learned here yesterday. Officials said that customary routine is responsible for the delay.

Equity Council Meets Sept. 26

Actors Equity council will hold its first quarterly meeting at the Hotel Astor Sept. 26 at 2:30 p.m. Council has granted request of League of New York Theaters to have its representative address the meeting.

A UNIVERSITY FILM PRODUCTION
'NO GREATER SIN'
★ ★ ★ Stars N. Y. Daily News
Now in its FOURTH WEEK
Globe Theater New York

COMING and GOING

JAMES R. GRAINGER, who returned from Baltimore yesterday, leaves for Boston this afternoon and is due back Monday.

MARIAN ROBERTSON, assistant to Arthur Willi at RKO, planed out last night via TWA for a visit to the studio.

GLORIA SWANSON leaves for Hollywood Saturday to appear on the Louella Parsons radio program.

PETER LEVATHES, former secretary to Spyros Skouras, leaves for Milwaukee today for an executive post with Fox Wisconsin.

JACK BENNY arrives in New York Saturday for a brief vacation.

ARTHUR SCHWARTZ, composer and treasurer of the Authors League, is here from the Coast.

JUNE HAVOC has been recalled by RKO and leaves shortly to appear in "I'm Dying to Live."

ANNE BURR leaves Monday for Hollywood and a RKO contract.

CLARENCE A. HILL, assistant to Bill Sussman, 20th-Fox Eastern sales manager, has returned from Pittsburgh.

BELLE SCHWARTZ, former secretary to F. T. Murray, in charge of Universal's branch operations, leaves Sept. 21 via Panama Clipper to join her husband, Major John Sylvestre, now on duty with the U. S. Air Corps in Panama.

VERA ZORINA arrives tomorrow from Hollywood aboard the Twentieth Century.

K & G Offices Moved

Detroit—Offices of the Komer & Goldberg Circuit have been moved to 2905 Barlum Tower.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
Rockefeller Center
"LYDIA"
Alexander Korda's production starring
MERLE OBERON
ON GREAT STAGE: "AN AUTUMN REVUE" —Russell Markert's colorful spectacle. Symphony Orchestra, direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-4600

MELVYN DOUGLAS
RUTH HUSSEY
ELLEN DREW
"Our Wife"
IN PERSON
KEN MURRAY
JUDY CANOVA
MITCHELL AYERS AND BAND
PARAMOUNT TIMES SQUARE

Sonja HENIE • John PAYNE • Glenn MILLER
'SUN VALLEY SERENADE'
★ PLUS BIG STAGE SHOW ★
At the COOL ROXY 7th Ave. & 50th St.

RKO PALACE B'way & 47th St.
First Time at Our Popular Prices
Continuous Performances
ORSON WELLES
"CITIZEN KANE"

Ascap "Spanked," Chart BMI Course

(*Continued from Page* 1)

course of action in regard to BMI, Leonard Rosenthal, Troy exhibitor and attorney, told the Allied convention here yestreday.

Contending that music should be taxed at its source, meaning Hollywood, Rosenthal pointed out that BMI's music library is rapidly increasing in strength and popularity and that the time may come when BMI will be collecting in the picture business. Then, he said, the exhibitors will be paying tribute to both BMI and Ascap.

The four "spankings" which gave encouragement to exhibitors, Rosenthal said, were the radio companies' action against Ascap which eventually resulted in a payment cut of from 7 per cent to 2¾ per cent; the Government's suit against the organization; the Supreme Court's ruling upholding the states' anti-Ascap laws, and the West Coast exhibitors' action against Ascap.

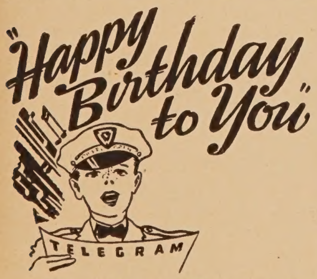
If Radio can do it, why can't the motion picture theaters? Rosenthal asked.

The issue was presented for comment to Abram F. Myers, general counsel, who said it would take some study and that a course of action would be put up to the board of directors.

FWC May Install Soda Fountains in Theaters

San Francisco—Local soda fountain fixture firms state Fox West Coast is considering installing the fountains in a number of nabe and de luxe houses. Candy bars have been turning in nice profit. Counter setup, however, will run into far more money than the candy counters. While usherettes have handled candy sales, fountains will probably have full time girls.

Independent theater men here have considered the idea in the past but figured it had too many headaches—another union to deal with—and a pack of state and city building and health ordinances that crop up when you serve food.



Greta Garbo
C. Gardner Sullivan
Diana Lewis
Charles Gribbon

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

—PHILADELPHIA

● ● ● **EVERYBODY is saying it's a great convention......and it is......We mean Allied's 12th annual get-together now going on at Benjamin Franklin Hotel here in Philadelphia......and which winds up this afternoon......The guy who deserves a major part of the credit is Sid Samuelson, the convention chairman, who took more than seriously the slogan, "Let's Get Down to Business"......because on Tuesday when the first session was called for 2 o'clock, the session started at 2 o'clock, or to be exact, at 2:14, and President Harry Cole raised hell about the loss of 14 minutes......which is something out of the ordinary for any kind of a convention's schedule......**

▼ ▼ ▼

● ● ● *THE exhibits are something to talk about......The film companies that have show-windows didn't do things half-way......M-G-M has Leo, himself, here......a gentle little lion but who wants to crawl in his cage and find out just how gentle he is......Many did and have pictures to prove it......And that M-G-M Show-Builder truck was a traffic-stopper......Parked in front of the hotel it made passers-by gape with astonishment..... much to the pleasure of Bill Ferguson, H. M. Richey, Bill Rodgers and others who had a lot to do with its birth......And when Leo walked across a tight-rope made to resemble a tree branch on a busy Philly street......Well, you can imagine what the natives' reactions were......*

▼ ▼ ▼

● ● ● **AND Paramount......Boy, oh Boy, what a show that company had......Not content with tossing the world premiere of "Nothing But the Truth"......which had the town tied up in knots......Paramount had a juke box offer trailers of new pictures for the main course ......and then for dessert a little bit of burlesque on a miniature stage ......with a strip-teaser......and just at the interesting part the little lady held up a sign which read......'Now for something hot"...... and all around the stage......in lights......were the titles of Paramount's new season pictures......**

▼ ▼ ▼

● ● ● *WHILE wandering around the convention we learned that......Lee Newbury of New Jersey is planning a trip to Peru with the Mrs.......that Erwin Wagner of Wagner Signs is in Montana and his usual exhibit and party room is being hostessed by Liz Dey......that Paramount's "Bare Facts" stunt was the brain-child of Alex Moss......that "Skip" Weshner had a caricaturist sketch anybody who wanted to be mugged in the United Artists booth and the gang loved it......that the business sessions had a new wrinkle in seating......instead of putting the delegates in rows of chairs everybody sat around tables adding comfort to the meetings......that M-G-M published a daily mimeographed newspaper......*

▼ ▼ ▼

● ● ● **BUT to get on......It is reported that a large number of exhibs. en route to the convention happened to pass Havre de Grace ......and that's plenty horsey......if you like racing......and so many stopped to lose their dough (or maybe some won)......that they missed the first sessions of the convention......But all is forgiven because the big events are due this afternoon......**

▼ ▼ ▼

Inquiry "Dishonest," Terminate It—ITOA

(*Continued from Page* 1)

petition to the Congress of the U. S., in the exercise of its inherent powers as a legislative body to terminate such inquiry forthwith."

The resolution charges that "the examiners have consciously and deliberately publicized unsupported and unfounded assumptions" and adds the object is "the self-aggrandizement of those who place personal notoriety and the venting of personal spleen above expressed national policy."

Copies of the resolution were telegraphed to each member of the Senate sub-committee and to Senators Bennett Champ Clark, and Gerald P. Nye, and Vice-President Henry Wallace.

At its meeting the ITOA also discussed film prices for the new season. It was reported buying by its member theaters thus far is slow.

A discussion of the new taxes to go into effect on Oct. 1 likewise was held.

Three More Mich. Houses Planning to Use "Flesh"

Detroit — With four downtown houses committed to stage show policies last week, either permanently or intermittently, the move toward flesh became a rush here with plans disclosed for three more houses in the territory. Major move will be made Oct. 26 when the Rialto at Flint, operated by Associated Theaters, opens with Gypsy Rose Lee and five other acts.

Two houses built in Detroit within the past few months are planning to go to stage shows. First of these will be the Carmen, tentatively slated to switch over Oct. 1. Other house has not been identified by the bookers.

In the latter two cases, the houses had difficulty getting pictures of suitable box office value.

Another Western Role for Taylor

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has tentatively assigned Robert Taylor to another western film, "The Saga of the American Cowboy," from Will James's book.

Just Like In Movies

Detroit—Ray Schreiber staged a western of his own at the Palmer Park Theater. Two armed bandits got into the house at night, dragged the safe into the projection booth to open it—and were discovered. They barricaded themselves in, seven police came in and the officers shot up the booth until they surrendered.

Metro to Aid Allied All-Industry Plan

(Continued from Page 1)

endorsing Allied's plan for an all-industry group and pledging M-G-M's support.

In commenting further on the proposal, Rodgers declared it was a foregone conclusion that before anything constructive can materialize it is essential that all exhibitor organizations, whether formed into one large body or not, should nevertheless, have a co-ordinated understanding at least, so that they would be in step with each other. Such a setup, he said, would find responsive attention on the part of the distributors.

Solid Front Necessary

Unified theater interests are necessary for a solid front, Rodgers said, adding that, "after all, our problems are common and your objective should be likewise common that we, with you, may benefit to the fullest extent in the rewards possible through unity and harmony." He contended that there is no problem in this industry too great to be solved within itself.

Declaring that politicians should confine their talents to political issues, Rodgers said: "It positively nauseates me to hear those who have contributed the least complain the most against an industry which has always served its country, state and community effectively, usually without pay and always without franking privileges."

"In general," Rodgers said, "our business is going through a most strenuous experience. The opportunity for misunderstanding is greater today than ever. The time is so apparent for cool heads."

Rodgers expressed the hope that when, and if, the New York consent decree is changed it will be accomplished by a unified motion picture industry.

Metro's Sliding Percentages

M-G-M's new sales plan of sliding percentages was discussed by Rodgers, who answered questions by exhibitors from the floor. He said that generally speaking the plan was devised with a purpose in mind that "our increase, if any, would come from an increase in your own gross receipts," adding that "we believe that by starting at the bottom and going up that adjustments would be automatic and you would be paying for our merchandise based upon its ability to draw at your box office."

The basis under which M-G-M is willing to deal is on the individual conditions affecting the individual theater, Rodgers said.

Producing Chinese Features in Malaya

Production of Chinese features has been started in Malaya, with 12 expected to be made during the year, it was said here yesterday by Maurice "Red" Silverstein, Metro's South Seas division head. About the same number will be made there in Malay. Production in Java is being stepped up and about two features monthly are being turned out. Latter are in Malay.

War Aids Far Eastern Market

British Army Theaters Play U. S. Pix on %

(Continued from Page 1)

heads Metro's South Seas division with headquarters in Singapore.

The influx of troops, plus the wartime demand for tin and rubber, have combined to give a lift to all business in Silverstein's territory which now comprises British Malaya, the Dutch East Indies and Thailand, the Metro rep said. Theater biz he described as "quite good."

Theater Building Halted

Defense demands on steel, etc., have brought theater construction virtually to a halt. Only building at the present time is in the Dutch East Indies base of Bandoeng where three new houses, a 750-seat class theater, a 1,000-seat theater which will adopt a mixed policy and a 1,100-seat second-run theater, are being erected by two exhibs. who have combined to break a 10-year monopoly there enjoyed by F. Puse, who operates a string of 11 houses.

Houses in the Dutch East Indies, Silverstein revealed, now total more than 200; there are approximately 100 in Malaya. Seating capacities range from 200 to 1,500 in Malaya and Thailand and from 250 to 1,000 in the Dutch East Indies. All keys in Malaya are air conditioned with Carrier and York Equipment.

Average admission price in the territory is 50c Straits, equivalent to 25 cents in U. S. coin. Single bills prevail; games and giveaways are unknown.

Deals in the territory are essentially on a percentage basis; all Metro deals with keys are in that column and checkers function as they do here.

Tarzan No. One "Draw"

"Tarzan" pix, according to Silverstein, are No. 1 box-office draw. Comedies, musicals and fantasies—he mentioned "Thief of Bagdad" and "Wizard of Oz" specifically—are other prime favorites.

The war, it was added, has brought a sharp jump in the demand for American newsreels. Metro, meeting it, is shipping its News of the Day by Clipper and the reels reach screens within eight days from the time of release in New York. Incidentally, the British authorities cooperate 100 per cent in publicizing war clips in the U. S. reels as well as such shorts as "Eyes of the Navy," Silverstein said.

Discussing the effect of the war on censorship, he stated that, if anything, the censors were easing up, although still shying away from gun play in pix.

French, German Product Out

Dutch super-imposed titles are used only for prints distributed in the Dutch East Indies, English dialogue being alone used in Malaya and Thailand. Thanks to excellent Dutch and British colonial administration, Silverstein said illiteracy was non-existent. French and German product, once important factors in the Dutch East Indies, have disappeared as a result of the war.

American films are reaching distribs. with virtually no trouble, save that arising from the fact that branches seldom know when a boat is coming in, Silverstein commented. British features and newsreels are coming through but, in the instance of the former, they have to be "very good" to get real biz, while the time element works against the newsreels, it was added.

Silverstein, who arrived in New York this week after three years in the Orient for Metro, is on his honeymoon; his bride is Betty Bryant, Australian star seen in "40,000 Horsemen." They will return to Singapore in late November.

Para. Eager to Co-op. In Effort for Common Good

Philadelphia — Paramount is not only ready but eager to co-operate with any real and unselfish effort for the common good in this industry as a whole, Claude Lee, director of public relations, declared at the Allied convention here yesterday.

"If we have strength in unity for repelling a common foe," Lee said, "why isn't the same strength of unity a force and a power for accomplishment in maintaining the dignity and in advancing the general welfare of our business?"

Lee, in hoping that the all-industry group plan would materialize, said that the procedure which will develop the most faith and confidence is one conceived in the spirit of the round table—a table without a head or a foot—dedicated to the purpose of submerging personal advantage and aggrandizement to the ultimate good of all of us in the industry.

Call on CPB for Help, Levin Tells Allied Exhibs.

Philadelphia—Work of the Copyright Protection Bureau in safeguarding exhibitors from unfair competition was described yesterday by Jack Levin at the second session of the Allied convention here. The Bureau, he said, was designed to help exhibitors and they should call on its services whenever they need them.

Levin, who is chief counsel for the bureau, warned against making verbal agreements, adding that it was the duty of his organization to prevent "sloppy selling." The Bureau, he said, had been active in keeping itinerant or "gypsy" shows to a minimum.

Allied Cold to PCC's Monopoly Probe Bid

(Continued from Page 1)

news of the PCC proposal reached the convention. Col. H. A. Cole, national president, said that Allied did not want to be drawn into an inquiry, such as is being conducted by the Senate sub-committee, on any false issue. Consensus here, unofficially, is that the monopoly issue was injected when the propaganda charges appeared to be unsubstantiated.

However, individual Allied members believe that the PCC has laid itself wide open to immediate subpoenas before the investigating committee and, while Allied may feel that monopoly exists, this is not regarded as the time to bring it up, especially when the movement toward unity is so definitely under way.

Syracuse Managerial Faces in New Spots

Syracuse, N. Y.—Managerial faces are in new spots locally as a result of shifts. Dave Young, Jack Flex's assistant at Keith's, has been advanced to house manager of Schine's Auburn; James Walsh of Washington, a former Georgetown U. lacrosse star, replaces Young at Keith's.

Herb Young of Cortland, is the new assistant at the Paramount, and Frankie Lindkamp, former Strand aide, is back in town as assistant manager of the Empire.

Walt League of the Smith chain, has succeeded B. P. Wallace as the new pilot of the Novelty Theater. Wallace is reported slated for managership of the Strand when it reopens.

Defense Stamps in Lieu Of Change in Buffalo

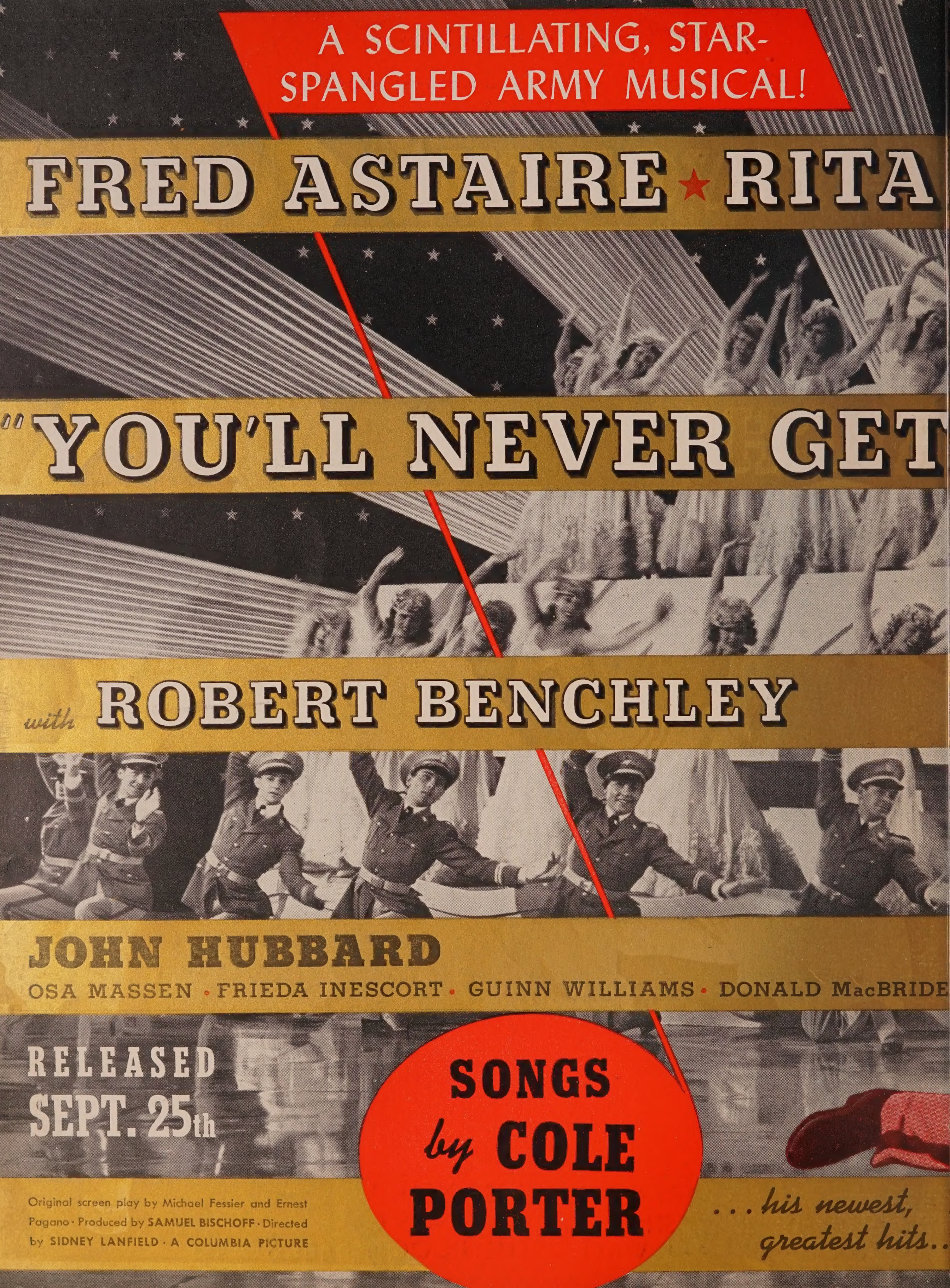
Buffalo — Cheektowaga Drive-in theater here, managed by Milton Harris, is asking its patrons to accept 10-cent Defense Savings Stamps instead of currency in their change when buying tickets. Most patrons readily agree, Harris says.

"Caught in Draft" A Biographical Film

Adairville, Ky.—J. Clyde Watson, operator of the Adairville Theater here, had to close his theater when he was drafted; his last program featured "Caught in the Draft."

THE MOST EXCITING GIRL ON THE SCREEN TODAY......WITH AMERICA'S RHYTHMIC DANCING STAR!

They're in the army now!



A SCINTILLATING, STAR-SPANGLED ARMY MUSICAL!

FRED ASTAIRE ★ RITA

"YOU'LL NEVER GET

with **ROBERT BENCHLEY**

JOHN HUBBARD

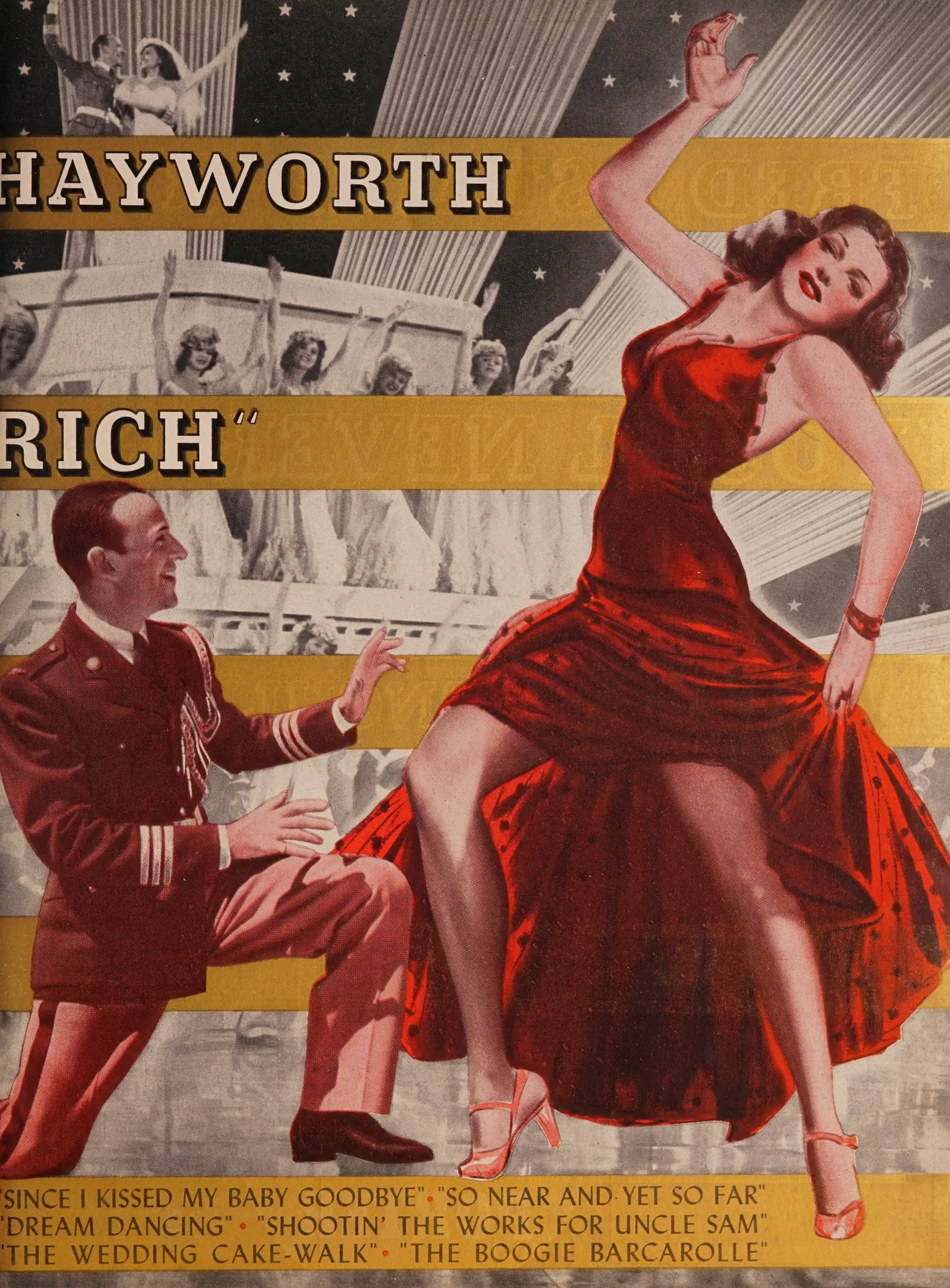
OSA MASSEN · FRIEDA INESCORT · GUINN WILLIAMS · DONALD MacBRIDE

RELEASED SEPT. 25th

SONGS *by* COLE PORTER

. . . his newest, greatest hits . .

Original screen play by Michael Fessier and Ernest Pagano · Produced by SAMUEL BISCHOFF · Directed by SIDNEY LANFIELD · A COLUMBIA PICTURE

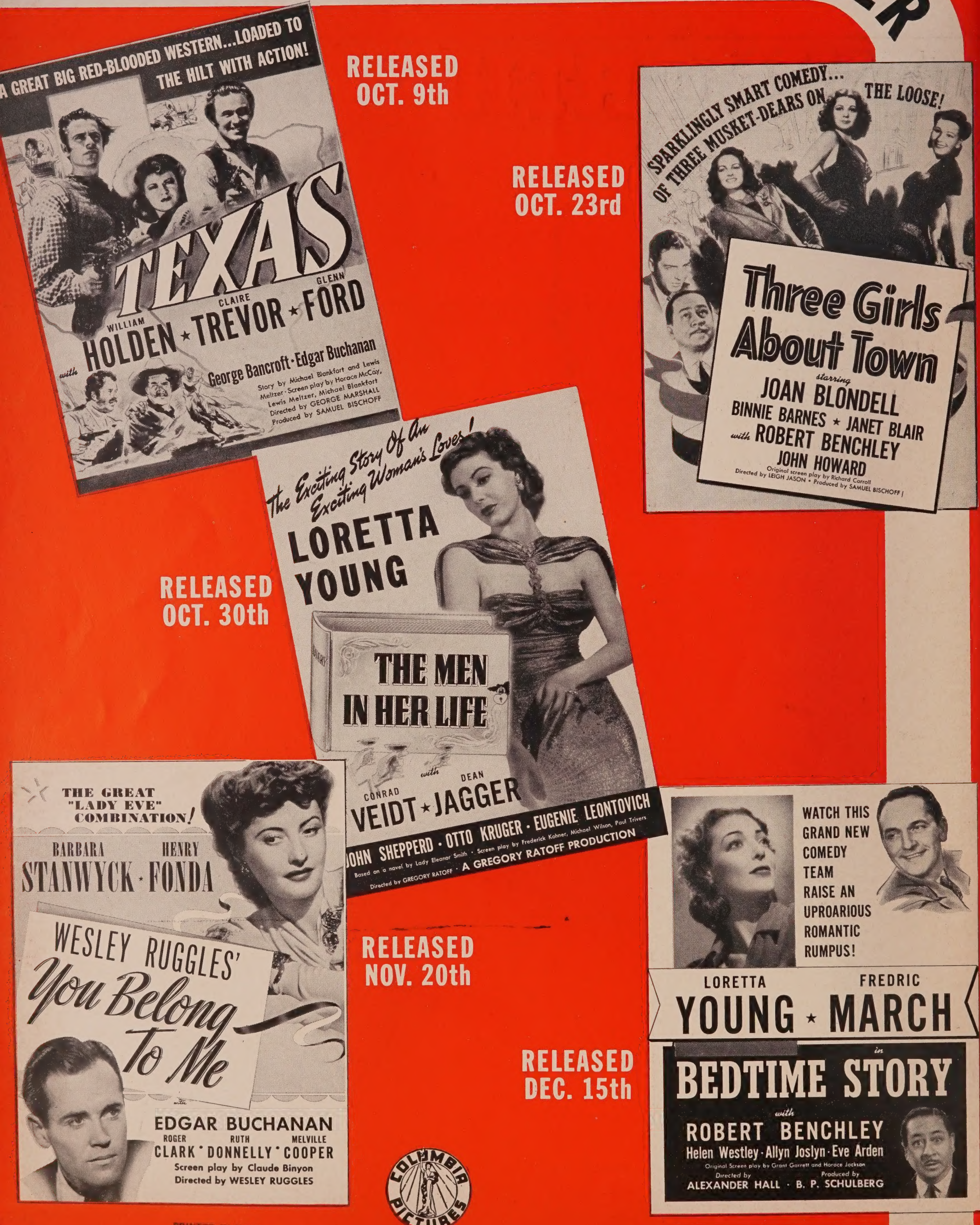


HAYWORTH

RICH"

"SINCE I KISSED MY BABY GOODBYE" • "SO NEAR AND YET SO FAR"
"DREAM DANCING" • "SHOOTIN' THE WORKS FOR UNCLE SAM"
"THE WEDDING CAKE-WALK" • "THE BOOGIE BARCAROLLE"

...and JUST AROUND THE CORNER



RELEASED OCT. 9th

A GREAT BIG RED-BLOODED WESTERN...LOADED TO THE HILT WITH ACTION!

TEXAS

WILLIAM HOLDEN ★ CLAIRE TREVOR ★ GLENN FORD

with George Bancroft · Edgar Buchanan

Story by Michael Blankfort and Lewis Meltzer · Screen play by Horace McCoy, Lewis Meltzer, Michael Blankfort
Directed by GEORGE MARSHALL
Produced by SAMUEL BISCHOFF

RELEASED OCT. 23rd

SPARKLINGLY SMART COMEDY... OF THREE MUSKET-DEARS ON THE LOOSE!

Three Girls About Town

starring
JOAN BLONDELL
BINNIE BARNES ★ JANET BLAIR
with ROBERT BENCHLEY
JOHN HOWARD

Original screen play by Richard Carroll
Directed by LEIGH JASON • Produced by SAMUEL BISCHOFF

RELEASED OCT. 30th

The Exciting Story Of An Exciting Woman's Loves!

LORETTA YOUNG

THE MEN IN HER LIFE

with CONRAD VEIDT ★ DEAN JAGGER

JOHN SHEPPERD · OTTO KRUGER · EUGENIE LEONTOVICH

Based on a novel by Lady Eleanor Smith · Screen play by Frederick Kohner, Michael Wilson, Paul Trivers
Directed by GREGORY RATOFF · A GREGORY RATOFF PRODUCTION

RELEASED NOV. 20th

THE GREAT "LADY EVE" COMBINATION!

BARBARA STANWYCK · HENRY FONDA

WESLEY RUGGLES'

You Belong To Me

with EDGAR BUCHANAN
ROGER CLARK · RUTH DONNELLY · MELVILLE COOPER

Screen play by Claude Binyon
Directed by WESLEY RUGGLES

RELEASED DEC. 15th

WATCH THIS GRAND NEW COMEDY TEAM RAISE AN UPROARIOUS ROMANTIC RUMPUS!

LORETTA YOUNG ★ FREDRIC MARCH

in

BEDTIME STORY

with
ROBERT BENCHLEY
Helen Westley · Allyn Joslyn · Eve Arden

Original Screen play by Grant Garrett and Horace Jackson
Directed by ALEXANDER HALL · Produced by B. P. SCHULBERG

COLUMBIA PICTURES

PRINTED IN U.S.A.

Schenck Will Face Senators Tuesday

(*Continued from Page* 1)

Brooks, D., Ill., another sub-committee member, to return from the American Legion Milwaukee convention in time for the hearings which were expected to resume today.

Nicholas M. Schenck, Loew's, Inc., president, is scheduled to be the first industry witness.

Chicago — National headquarters of the America First Committee is "not interested" in the Senate Interstate Commerce sub-committee's film inquiry, and plans no participation via requests to be heard, it was said here yesterday by Richard Moore, Committee's publicity director.

Desire of Brooks to be present indicates he intends to join in the cross-examination. It is not customary to adjourn a hearing for the absence of one member unless he specifically requests to be present.

The inquiry's sponsors stated emphatically that the White House comments on the investigation would have no effect on their plans, and the investigation would be pressed.

Clark said the sub-committee was not created to "persecute anybody." The investigation, he said, is still in a fact-finding stage and "if the movies can prove their case they have nothing to worry about."

"Perfectly Justified"—Clark

"On the basis of evidence thus far presented to the sub-committee," Clark asserted, "we are perfectly justified in concluding tentatively that the industry produces such (hate-inspiring) films despite the outcry of theater operators and patrons against them.

"Mr. Roosevelt has been a very busy man lately and it is improbable that he has had time to see many of these films, most of which have been released during the past six months."

Sen. Gerald P. Nye, (R., N. D.,) co-author of a resolution which opened the investigation, said he was not surprised by the President's statement; that he had expected "for some time" the administration would use "pressure" against the inquiry.

'Let Industry Censor and Label Propaganda Pix,' Suggests Nye

Rochester—Labeling of propaganda movies as such was advocated by Senator Gerald P. Nye, R., N. D., in an interview here yesterday. Nye, here from Washington to address a No-War Committee rally, said he thought the industry could do its own "censoring and labeling" because it already has a censorship of its own.

The North Dakotan insisted with reference to the present Senate inquiry, "There is no want to censor, no appetite for Government control," but added that he thought the industry should entertain a larger responsibility toward the public.

Nye declared "we have evidence the movies injected propaganda into their pictures on behest of the Government. Either that, or the movies are deliberately misrepresenting."

(The Associated Press in a Rochester dispatch yesterday quoted Nye as declaring "as long as interventionists want to inject the anti-Semitic issues" in the debate over foreign policy, "perhaps this is the time to be speaking very frankly."

(The AP story continued: "The racial issue was injected by Wendell L. Willkie, attorney for the motion picture industry in the present Senate committee investigation and a foreign policy supporter, in connection with press announcements at the opening of the hearing," he said.)

Screen Publicists Guilds Demand Immediate Termination of Senate Film "Inquisition"

Immediate termination of the Wheeler-Clark-Nye "inquisition" was demanded by the Screen Publicists Guilds of New York and Hollywood meeting here in convention in a telegram sent to President Roosevelt, Vice-President Henry A. Wallace, Sen. Ernest W. McFarland, Ariz., Senators Hiram W. Johnson and Sheridan Downey of Calif., and Robert F. Wagner and James M. Mead of N. Y., and Will H. Hays, MPPDA prexy.

The wire stated: "We, the national convention of the Screen Publicists Guilds, do condemn the current Wheeler-Clark-Nye inquisition of the motion picture industry as a vicious threat to American unity and to the inalienable democratic American rights of free press and free speech. We therefore demand its immediate termination."

Signatories to the wire were Steven L. Freeland, co-chairman, N. Y., and Nat W. James, co-chairman, Hollywood.

Stork Club Cocktail Party For "Navy Blues" Sextet

Sherman Billingsley yesterday afternoon from 5 to 7 hosted a cocktail reception at the Stork Club for Warner Bros.' "Navy Blues" Sextet —Georgia Carroll, Lorraine Gettman, Marguerite Chapman, Kay Aldridge, Alice Talton and Peggy Diggins, with a hundred prominent models present.

In attendance from the entertainment field were S. Charles Einfeld, Mort Blumenstock, Gradwell L. Sears, Carl Leserman, Mitchell Rawson, Don Carle Gillette, Hollis Kennahan, John Powers, Harry Conover, George Seldes, Gertrude Lawrence, Grace Moore, John W. Alicoate, Vyvyan Donner, Bernard Sobel, Miriam Gibson, Bill Colling, Radie Harris, Robert Ripley, Ben Lyon, Bebe Daniels, Rosemary Lane, Dick Satterfield, Si Seadler, Luise Rainer, and a large delegation from the metropolitan press, film trade and fan magazines.

Pittsburgh V.C. to Elect

Pittsburgh — Local Variety Club, will elect officers Sept. 29. The following Monday, Oct. 6, election of officers for the Variety Club American Legion Post will take place.

Singapore Exhib. in U. S. To Troupe With Own Films

San Francisco—"Singapore" Joe Fisher, probably the best known exhibitor in the Orient, is planning to tour the U. S., lecturing and showing color films he has taken himself. Theme of pictures and lecture are the defenses of Singapore and the Dutch East Indies.

Theater business in the Orient, outside of Japanese-controlled territory, is excellent, Fisher reports. He hoots at the possibilities of a successful Japanese attack on either the Dutch Indies or Singapore. In fact he is convinced that Japan now understands that the U. S. is not bluffing—and that there is little danger of war in the East.

Portland Clearance-Zoning Test Seen in Arbit'n Case

Portland, Ore.—Clearance action instituted before the AAA tribunal by William Graeper's Egyptian Theater here is regarded as a test case, with others to follow if the arbitrator's award favors the complainant.

O. J. Miller, executive secretary of the ITO of Oregon, in a statement charges that zoning and clearance conditions in the Portland area are detrimental to indies.

Understood the matter was discussed at the recent PCC trustees' meeting, with decision reached by the Conference to back the fight for clearance correction.

Committees Appointed For Kellenberg Dinner

Pittsburgh—Variety Club committees for the "Lucky 13th" annual banquet, to be held Sunday, Nov. 2, in honor of retiring Chief Barker C. C. Kellenberg and his fellow officers for the current year are headed by General Chairman Harry M. Kalmine; Assistant Chairmen John H. Harris and Mike J. Cullen, and Dr. L. G. Beinhauer, treasurer.

Auto Show Drops "Names"

San Francisco—Local auto show which in other years has paid up to $25,000 for "names," to the subsequent grief of exhibs., has indicated that there will be no big league entertainment this time. Dealers have more cars sold than they can deliver, it is reported.

Screen Guild Council Asks Pix Probe's End

(*Continued from Page* 1)

mittee created by Senators Clark, Nye and Wheeler has launched an 'inquiry' into the operation of the motion picture industry and

"Whereas: It appears that the purpose of the inquiry is to block the production of motion pictures which would expose and help defeat Hitler and Hitlerism and

"Whereas: The inquiry has quickly indicated that it is really designed to breed religious and racial discord in our nation, thereby to destroy the unity of the vast majority of American people who support the foreign policy of the nation, which is to defeat Hitler and

"Whereas: The inquiry has the additional aspect of censorship, it itself an unconstitutional and abhorrent Nazi idea and

"Whereas: All the foregoing is of great concern to us who work in the motion picture industry, as well as to all who are engaged in the allied fields of culture and journalism;

"Therefore: Be it resolved that we, the undersigned, do hereby designate the Clark-Nye-Wheeler investigation of the motion picture industry as a serious threat to our industry, our trade unions and above all to our country in its hour of danger, and unreservedly request that this inquiry be discontinued."

Loew-Metro H. O. Workers Vote for CIO Affiliation

(*Continued from Page* 1)

whelmingly to affiliate with the United Office and Professional Workers of America, a CIO affiliate.

Loew-Metro group is the second indie union to adopt recommendation made by the Screen Guild Council of New York for affiliation with the CIO. It is estimated Loew-Metro Guild has approximately 400 members. Last week Columbia office workers joined UOPWA by a unanimous vote.

Other indie unions affiliated with the Screen Guild Council which will vote on the matter are the Paramount Associated Office Employes, Warner Bros. Associated Office Employes, 20th-Fox Office Employes' Guild, Screen Readers Guild and the Screen Publicists Guild.

New MP Council to Elect

Cleveland—Board of the newly organized Cleveland Motion Picture Council will meet today to elect officers. Council, it is expected, will have weight in film legislation as well in supporting pix deemed important.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Suspicion"

with Cary Grant, Joan Fontaine

RKO Radio 99 Mins.

ACE ROMANTIC MELLER, SUPERBLY DIRECTED AND ACTED; A DIRECT HIT FOR OUTLETS AND FANS FAR AND WIDE.

Alfred Hitchcock has done it again,—scoring early and sensationally in the new season via a film which is superbly directed by him; which bristles with stark melodramatics interlaced with skillful nuances; and filled with those elements which quicken the heart-beat and raise bumper crops of goose-pimples. All is not excitement which glitters in the footage, for it is packed with fine acting and thoughtful technical touches.

Although titled "Suspicion," there is not even a remote doubt about this production's consistent success at box-offices everywhere. Its story, dealing with the romance and married life of a man and maid in pre-war England, stands in sharp contrast to the Hitchcock-directed "Foreign Correspondent." The latter was about the present War, while "Suspicion" is about a "war of nerves" which Joan Fontaine, the apparently headed-for-spinsterhood daughter of a retired General of the British Army, undergoes after becoming the wife of a "rotter" husband whom she loves with transcending devotion.

To Cary Grant is assigned the difficult role of the young husband with a thirst for living parasitically; shocked at the immediate post-honeymoon realization that his bride was no financial "catch"; and so tries to pay his marital way by borrowing money with only the racetrack as a channel of possible repayment. Miss Fontaine, brilliantly playing the rudely and progressively disillusioned wife, sees her irresponsible mate getting deeper and deeper into criminal tendencies. He is dishonorably discharged as manager of his cousin's estate for appropriating money; lies habitually; and then appears to plot the murder of his prospective partner in a real estate venture, Nigel Bruce.

When the latter dies in Paris under mysterious circumstances, the already nerve-wracked Fontaine sees Grant's hand in the deed. To add fuel to the fires of suspicion which are gradually consuming her, there are grounds for belief that she is to be murdered by him for her life insurance. Here Hitchcock turns on the full power of his reservoir of spine-chilling with a climax scene wherein Grant takes his distraught wife to her mother's home via automobile. The route lies along precipitous cliffs. As a result of her sudden hysteria, the car nearly plunges into the sea. There is a happy ending growing out of her straight-off conviction that suspicion, and not fact, was the seed of her fears. Featured with the Grant-Fontaine starring combo are Sir Cedric Hardwicke, Nigel Bruce and Dame May Whitty, all of whom turn in top-flight performances, as do other members of the cast. If any flaw is to be cited in this virtually flawless film, it might prove to be the title itself,— the word "Suspicion" being something of a tip-off to audiences looking at the picture that Miss Fontaine's terror is groundless, thereby tending to dilute the tremendous potential suspense.

RKO Radio, its customer-outlets, and all entertainment seekers have a bonanza in this one.

CAST: Cary Grant, Joan Fontaine, Sir Cedric Hardwicke, Nigel Bruce, Dame May Whitty, Isabel Jeans, Heather Angel, Auriol Lee, Reginald Sheffield, Leo G. Carroll.

CREDITS: Director, Alfred Hitchcock; Screenplay, Samson Raphaelson, Joan Harrison, Alma Reville; Author, Francis Iles; Music by Franz Waxman; Director of Photography, Harry Stradling; Special Effects, Vernon L. Walker; Art Director, Van Nest Polglase; Associate, Carroll Clark; Set Decorations, Darrell Silvera; Recording Director, John E. Tribby; Film Editor, William Hamilton.

DIRECTION, Superb. PHOTOGRAPHY, Fine.

"Outlaws of Cherokee Trail"

with The Three Mesquiteers, Lois Collier

Republic 56 Mins.

A SLAM-BANG WESTERN; ONE OF THE MOST EXCITING TO GALLOP OFF THE REPUBLIC LOT RECENTLY.

Action aplenty as the Three Mesquiteers ride with the Texas Rangers. Six-shooters do not get the opportunity to grow cold in this film. Both the law and bad men really sling lead and the number of casualties as a result of the gang's lawlessness probably reaches a new high. It all points to red-blooded entertainment.

Director Les Orlebeck unerringly followed the formula with good results and gets credit for a snappy megaphone job. Photography and musical score are blended well with the action. Three Mesquiteers, Bob Steele, Tom Tyler and Rufe Davis, act the part of cowboy heroes and prove right handy with their fists. Lois Collier supplies the necessary heart-throb with Tom Chatterton, Roy Barcroft and Joel Friedkin in satisfactory supporting roles.

Film has to do with ruthless gang under guidance of Barcroft which takes a jurisdictional advantage by remaining behind the Cherokee border after they have done their dirty work in Texas. Head of Texas Ranger asks men to observe law and not cross boundary line for bandits.

In meantime, gang leader has planted one of his henchmen with captain of Texas Ranger. Three Mesquiteers get wind of gang's plot to kidnap captain's daughter, Miss Collier. In a hard riding and walloping finish, The Three Mesquiteers withstand the gang and help effect their capture.

CAST: Bob Steele, Tom Tyler, Rufe Davis, Lois Collier, Tom Chatteron, Joel Friedkin, Roy Barcroft, Philip Trent, Rex Lease, Peggy Lynn.

CREDITS: Associate Producer, Loyis Gray; Director, Les Orlebeck; Screenplay, Albert DeMond; Based on Characters Created by William Colt MacDonald; Cameraman, Ernest Haller; Film Editor, Ray Snyder; Musical Score, Cy Feuer.

DIRECTION, Good. PHOTOGRAPHY, Top-Notch.

Orks for B'nai B'rith Ball

Orks of Vincent Lopez and Ralph Rogers will supply the music for B'nai B'rith Cinema Lodge banquet and ball at the Hotel Astor Oct. 18, Bob Weitman, entertainment committee head, announced yesterday.

☆ SHORTS ☆

"The Kitchen Quiz"

(Quiz Reel)

Columbia 11 mins.

Good Femme Attraction

Featuring Ed East and Polly of the radio, this subject will attract the ladies. East, a jolly gent, queries his audience on kitchen and cooking problems, making for a lot of fun while adding to their knowledge of kitchen tricks. Hints embrace a number of problems, from shopping for watermelons to cleaning silver with sour milk, all done in a light manner.

"Miracle Makers"

(Hollywood Novelty)

Vitaphone 10 mins.

Routine Effort

Featuring the Cyclatron, a device to smash atoms, with an explanation of its possible potentialities, this subject will prove of scant interest to most audiences. Film traces the development of power from the early methods utilizing water, through steam and electricity and closes with a hint of the power contained in the atom and its possibilities when means of controlling that power are found.

"Shooting Mermaids"

(Sportlight)

Paramount 10 mins.

Interesting Technique Expose

Film fans, having seen numerous swimming scenes taken under water, will be interested in this subject showing how such material is photographed. With Ted Husing narrating, the reel shows the paraphernalia necessary for this type of shot and the way it is used. With an aquatic chorus for action, the film reveals the glass studio used by the performers between shots, an underwater "filling station" where they can get breaths of fresh air, a tank-like object for the camera, and other interesting stuff.

"In a Pet Shop"

(Speaking of Animals)

Paramount 8 mins.

Very Funny

The first of the Speaking of Animals series was a laugh riot in theaters all over the country and this follow up should do about as well. Through a combination of trick photography and animation the birds and animals in a pet shop talk back to the narrator and to each other using a series of very funny gags. Birds, fish, a turtle, rabbits and dogs turn to the audience and give out with remarks that should produce plenty of hilarity. Examples are the battered sparrow who claims he got mixed up in a fast bandminton game and the Spitz dog that does!

"The Ice Carnival"

20th-Fox 7 mins.

Entertaining

Cartoon is the familiar one about the race between the hare and the tortoise. Egged on by his children, the tortoise races the hare. The latter, cocky and confident, skates rings around his opponent. Little tortoise then plunges under the ice and with the aid of a magnet and a big fish helps propel his father over the finishing line first.

"The Gay Knighties"

(Madcap Model)

Paramount 9 mins.

Technically Good

Artistically and technically this subject is fine but it suffers from a lack of the action which is a feature of the better cartoons. As always, Producer George Pal's backgrounds and models are striking and the Technicolor is first-rate. Story involves Jim Dandy's adventures with an orgre in the days of Knighthood, how he charms the big one with his music and marries the princess.

"Broken Treaties"

Columbia 8 mins.

Dated Material

The well-known commentator, Raymond Gram Swing, makes his screen bow in this subject but the material is so old that its value, except as a historical review, is doubtful. Via animated drawings the subject explains the early days of the war from Hitler's acquisition of Czechoslovakia through the conquest of Poland and its division with Russia. Material appears too new to pass as history and to dated to be current comment.

"The Henpecked Duck"

(Looney Tune)

Vitaphone 7 mins.

Funny Cartoon

Against a barnyard divorce court background, the comical adventures of Daffy Duck are told. Seems that the duck-pecked Daffy was entrusted to sit on an egg while Mrs. Duck went visiting. He tries out him amateur magic, makes the egg disappear but can't make it reappear until his final effort in court.

"Guardians of the Wilds"

(Paragraphic)

Paramount 10 mins.

Good Forestry Subject

Picturizing the many activities of the Forest Service of the U. S. Dept. of Agriculture, this reel will be of great interest to many people. The manifold jobs of the Forest Rangers, from predicting amounts of spring water for crops to fighting forest fires, and embracing national park recreation, and management of Government grazing lands, are well photographed and make interesting material.

Prepare for Decree's End, Warns Myers

(*Continued from Page* 1)

as to their experiences to date under the consent decree in order to determine a satisfactory selling method if the decree should be abandoned, Abram F. Myers urged yesterday.

Unless the so-called "Little Three" are brought in under the provisions of the decree, the Allied general counsel said, nothing is going to keep the present consent decree effective. Then the industry must devise a sales plan that will be both satisfactory and permanent, Myers said, indicating that it was not too soon to start thinking about it.

Commenting on the arbitration procedure, Myers said that a criticism he could make was the battery of distributor attorneys who often sit in on the hearings. The average exhibitor's lawyer, he continued, is not familiar with industry jargon and terms so that the distributors' lawyers, many of whom helped write the consent decree, can deliver a lecture to the arbitrator in what he can or can't do, thus putting the complainant at a disadvantage.

In this regard, W. F. Rodgers, M-G-M sales head, later said that his company would not have its lawyears at hearings unless they are of unusual importance.

Myers said technicalities should be held to a minimum so that a decision can be made on the facts.

Myers praised the trade papers for their work in reporting arbitration cases and decisions and urged exhibitors to read them carefully.

Yesterday's meeting closed with Myers conducting a questions and answers session on the new admission tax.

Tim Holt for Welles Pic

West Coast Bureau of THE FILM DAILY

Hollywood—Orson Welles yesterday signed Tim Holt, western actor, for the role of George Amberson Minafer in Booth Tarkington's novel, "The Magnificent Ambersons," which goes before the cameras at the RKO studios Oct. 1. Agnes Moorehead and Ray Collins have been signed for the film and a leading woman will be selected when Welles returns from Mexico where he is inspecting locations for "It's All True," which will follow the Tarkington opus on his schedule.

Republic Corps. In Merger

Albany—Under provisions of a certificate filed in the Secretary of State's office here, Republic Pictures Corp., of New York, has merged with it the wholly-owned subsidiary, Republic Pictures Corp. of California. Move is taken, it is understood, to tighten the organization's corporate structure.

Warners Want Ginger Rogers

West Coast Bureau of THE FILM DAILY

Hollywood—Warner Bros. would like to have Ginger Rogers play the lead in the filming of Irwin Shaw's "The Hard Way."

Buffalo's Bingo Candidate Finishes Second In Both Republican, Democratic Primaries

Buffalo—Frank X. Schwab, "Bingo" candidate for mayor, ran second to both Republican and Democratic organization candidates in the primaries here, but his combined vote in the two primaries was less than 1,000 below the Republican nominee and about 1,200 under the Democratic choice.

Production Takes Spurt On 20th Century-Fox Lot

West Coast Bureau of THE FILM DAILY

Hollywood — Production takes a spurt on the 20th-Fox lot with the company announcing eight films to go before the cameras before the middle of September and the first of November. Schedule includes: "Blue, White and Perfect," Sept. 18; "The Perfect Snob," Sept. 22; "Castle in the Desert," Sept. 25; "My Gal Sal," Oct. 6; "Song of the Islands," Oct. 13; and "On the Sunny Side," Oct. 30.

Smith Now Realty Broker

Syracuse, N. Y.—George Smith, president of Smith Chain Theaters, has passed the State Board examination and received his license as a real estate broker. He largely will confine his activities to theaters, with offices in the Happy Hour theater building.

Lew Solomon-Lewis Dead

Montreal — Lew Solomon-Lewis, widely known local theater and radio clarinet soloist, is dead.

"Nothing but the Truth" Opens With Philly Hoop-la

Philadelphia—With all the traditional hoop-la, Para. launched "Nothing But the Truth," Bob Hope starrer, at the Stanley here last night, the world premiere climaxing a program that had the comedian and Carolyn Lee on the go all day.

P.a.'s at the theater were made by Hope, Carolyn, Rosemary Lane, Anita Louise, the King Sisters and Alvino Ray, ork leader. Due to the demand for seats, the celebs consented to make a "double feature" of their personal appearance, and went back on the stage again at 10:30.

Hope was presented with the American Legion's distinguished service medal. During the day, he visited the Allied convention.

Fire Prevention Week

Toronto—Canadian theaters have been asked to co-operate in the holding of Fire Prevention Week, commencing Oct. 5, as a part of their wartime support of Government activities in the cause of conservation. Practically no theater fires have been reported for two years.

Botsford Named 20th-Fox Ad Chief

(*Continued from Page* 1)

the Summer until he returned from his vacation. Kent further stated that McCarthy's resignation was given entirely of his own accord and that he accepted it with regret.

The 20th-Fox prexy said he was glad to have Botsford associated with him as a member of the corporation in the capacity of advertising and publicity director.

McCarthy, who winds up his activities on Friday, declared he had no plans to announce.

Mono. in More Circuit Deals

Monogram exchanges, according to Steve Broidy, general sales manager, have reported important bookings on new season product. Boston has closed with the Maine & New Hampshire circuit, the Graphic Theaters circuit and nine houses of the Shea chain. Dallas has closed with the Robb & Rowley circuit and Indianapolis with the S & S Theaters Corp.

Legit In Reade House

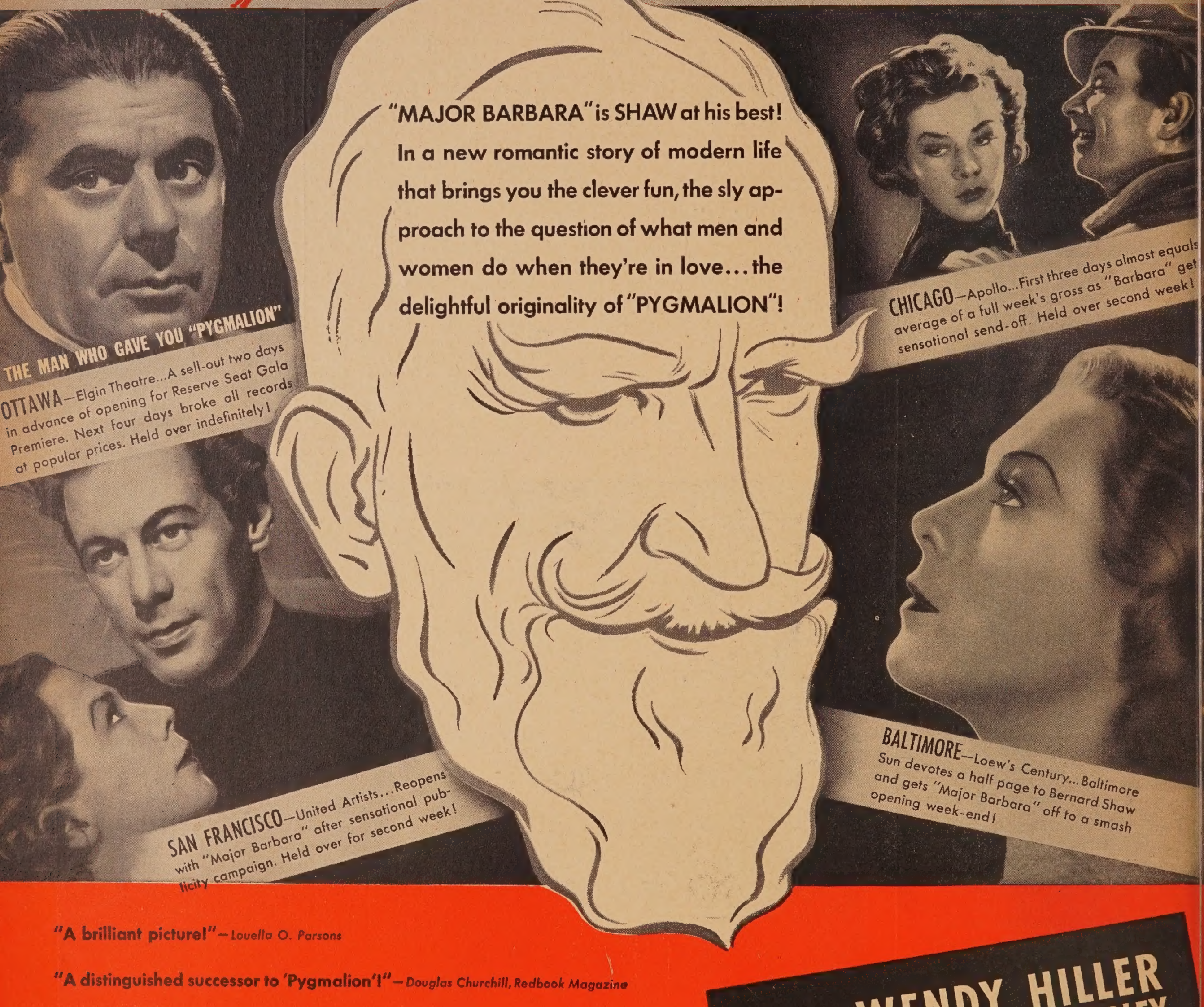
Northern New Jersey's legit season gets under way Sept. 30 when the Walter Reade Community Guild Players open at the Jersey in Morristown with "The Man Who Came To Dinner."

WHAT ARE 20 Chemists DOING WITH A GLEAMING AIRPLANE MOTOR INSIDE THE ABANDONED ICE HOUSE?
EDWARD SMALL HAS THE BIG PICTURE YOU NEED, READY FOR YOU!
"INTERNATIONAL LADY" KNOWS THE STRANGE SECRET!

IT'S THE *Finest Entertainment* since "PYGMALION"

GABRIEL PASCAL presents WENDY HILLER in George Bernard SHAW'S

MAJOR BARBARA



"MAJOR BARBARA" is SHAW at his best! In a new romantic story of modern life that brings you the clever fun, the sly approach to the question of what men and women do when they're in love... the delightful originality of "PYGMALION"!

THE MAN WHO GAVE YOU "PYGMALION"

OTTAWA—Elgin Theatre...A sell-out two days in advance of opening for Reserve Seat Gala Premiere. Next four days broke all records at popular prices. Held over indefinitely!

CHICAGO—Apollo...First three days almost equals average of a full week's gross as "Barbara" gets sensational send-off. Held over second week!

SAN FRANCISCO—United Artists...Reopens with "Major Barbara" after sensational publicity campaign. Held over for second week!

BALTIMORE—Loew's Century...Baltimore Sun devotes a half page to Bernard Shaw and gets "Major Barbara" off to a smash opening week-end!

"A brilliant picture!"—*Louella O. Parsons*

"A distinguished successor to 'Pygmalion'!"—*Douglas Churchill, Redbook Magazine*

"For the second time Gabriel Pascal has supplied the trade and the public with a fine film, as entertainment and as a production!"
—*Motion Picture Daily*

"It should be a box-office sensation!"—*Jesse Henderson, Baltimore Sun*

"A masterpiece that tops 'Pygmalion'. A must-see picture!"
—*George Fisher, Mutual Network*

"A major attraction . . . should rival the box-office records of 'Pygmalion'!"—*Jay Emanuel Publications*

STARRING **WENDY HILLER**
Rex HARRISON • Robert MORLEY
co-starring Robert NEWTON
with Emlyn WILLIAMS • Sybil Thorndyke
Produced and Directed by GABRIEL PASCAL
Released thru UNITED ARTISTS

SEP 23 41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 57 NEW YORK, FRIDAY, SEPTEMBER 19, 1941 TEN CENTS

ALLIED SCUTTLES UNITY PLAN

Convention Spurns Board-Approved Resolution After Yamins' Attack; Directors Reject Action, Order Plebescite; National Officers' Resignations Declined

By AL STEEN *FILM DAILY Staff Writer*

Philadelphia—In a move so surprising and unexpected that Allied leaders were frankly stunned, the organization's convention here yesterday rejected a resolution which would have put in motion a plan for establishment of national joint industry committee to promote good will.

The bombshell was tossed by Nathan Yamins, a former national president, at the opening sessions of the final meeting when Col. H. A. Cole, national president, read the resolution which had been approved by the Board of Directors.

At a meeting of the Allied Board which followed the ad-

(*Continued on Page* 10)

Downey to Go to Bat for Industry in Film Probe

Asks to Appear Before Sub-Committee; Will Speak on Floor if Request is Denied

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington—Sen. Sheridan Downey, D., Calif., will go to bat for the industry next week, either in testimony before the Interstate Commerce sub-committee or on the floor of the Senate, it was learned last night.

The California Senator, an outspoken champion of the rights of freedom of expression, has requested permission to testify before the committee, it was said, and if he is

(*Continued on Page* 6)

Court, Somerville, Wins Clearance Cut

Clearance of the Court Theater, Somerville, N. J., over the Playhouse, Raritan, has been reduced from 21 to seven days by Arbitrator Paul Fitzpatrick. Raritan Amusement Co., operator of the Playhouse, filed a clearance complaint against the five decree signers with the New York Tribunal

(*Continued on Page* 9)

Percy Taylor Named UA Branch Manager in SLC

Percy Taylor, formerly general manager of RKO Distributing Corp. of Canada who retired from active business several years ago, has become UA branch manager in Salt Lake City, it was learned here yesterday.

NLRB Certifies SRG As Bargaining Agent

Washington Bur., THE FILM DAILY

Washington—The National Labor Relations Board yesterday certified the Screen Readers Guild of New York as the exclusive representative of all such workers for the purpose of collective bargaining with Paramount, 20th Century-Fox, RKO, Universal, Columbia and Loew's.

Allied Board Statement

Col. H. A. Cole, Allied's national prexy, issued the following statement in Philadelphia last night after a directors' meeting which followed the convention's adjournment:

> **"Resentful of the reflection cast on their motives in the handling of the resolution for a Joint National Committee, the national officers resigned in a body.**
>
> **"The Board declined the resignations and asked the officers to carry on for the time being.**
>
> **"The directors were strongly of the opinion that the vote by which the resolution was beaten**

(*Continued on Page* 10)

Columbia's Profit For Year, $552,743

Columbia's net earnings for the year ended June 28, were $552,743.94 after all charges and provisions for Federal Income and other taxes and after a special charge of $84,157.86, the company reported yesterday.

Profit is equivalent to approximately 95 cents per share on 366,268 shares of common stock out-

(*Continued on Page* 9)

"U" 39 Weeks' Net Soars to $2,000,864

J. Cheever Cowdin, chairman of the board of Universal, reported yesterday that net profits of the company and its subsidiaries after all charges but before provision for Federal income and excess profits taxes, amounted to $2,751,864 in the 39 weeks ending Aug. 2. This compares with a profit, similarly computed, for the 39 weeks ended July 27, 1940, of $1,771,805.

After provision for Federal income and excess profits taxes of $751,000,

(*Continued on Page* 3)

Argentine Chamber Would Lift Ban on "Dictator"

The Argentine Chamber of Deputies, PM reported yesterday, voted 65 to 19 to permit the showing throughout Argentina of Charlie Chaplin's "The Great Dictator." After film was shown briefly in outlying districts it was banned because

(*Continued on Page* 3)

Contract Innovations Rapped

End "New and Dangerous" Methods--Allied

Philadelphia — Numerous innovations in the contract forms offered by distributors this season were attacked by Allied yesterday at the closing session of the annual convention. An appeal to distributors to abandon these selling methods, described as "new and dangerous," which, it was contended, are not warranted by the consent decree or by business conditions.

In a resolution Allied appealed to

(*Continued on Page* 6)

Soviet "Dictator" Deal Report Denied by Gould

Story appearing in PM from its Moscow correspondent, Erskine Caldwell, that the Soviet motion picture administration had purchased Charlie Chaplin's "The Great Dictator," for $75,000 was denied yesterday by Walter Gould, UA's foreign manager.

RFC Financing for New Producing Co.

Formation of Independent Pictures, Inc., through RFC financing, was revealed yesterday by Jack T. Cosman, who will act as president and treasurer of the new producing company.

Cosman said he had been working for over a year with the RFC to

(*Continued on Page* 3)

Mexican Cabinet Officer Takes Hand in Film Row

Account of the progress made between distributors and leaders of the Motion Picture Workers Union

(*Continued on Page* 3)

Allied Board To Keep Eye on Ascap

Philadelphia — Allied's national convention at its concluding session yesterday adopted a resolution empowering the board to follow through on the discussion of the Ascap situation and take immediate action on whatever measures that may be legal and effective to bring about relief to exhibitors.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 57 Fri., Sept. 19, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Thursday, Sept. 18*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9¼	9¼	9¼	+ ¼
Col. Picts. vtc. (2½%)	7½	7⅜	7⅜	— ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10¼	10⅛	10⅛	— ⅛
East. Kodak	145½	144¾	144¾	— ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	14⅝	14¼	14¼	— ⅛
Loew's, Inc.	38⅞	38¼	38¼	— ¼
do pfd.	109½	109½	109½	.....
Paramount	15⅞	15⅝	15⅝	— ¼
Para. 1st pfd.	113¼	113¼	113¼	— ⅛
Para. 2nd pfd.	14⅛	14⅛	14⅛	.....
Pathe Film	14¼	14¼	14¼	.....
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	9⅝	9⅜	9⅜	— ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5½	5¼	5⅜	— ⅛
do pfd.	74	74	74	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	104⅝	104⅜	104⅜	— ⅛
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	100	99¾	100	+ ¼
Warner Bros.' dbs. 6s48	96¾	96¾	96¾	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	2⅛	2⅛	2⅛	.....
Technicolor	10⅞	10½	10½	— ¼
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	9	8¾	8¾	— ¼
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	66½	69½
Roxy Thea. Bldg. 4s 1st '57	59	62½

Extend Construction Time Limit for B & K's W9XBT

Chicago—Balaban & Katz has received the FCC's okay modifying the construction permit for the television station, W9XBT, and has been given until March 1, 1942, to complete it. Delay in delivery of materials has been holding up the final completion of the plant in the State Lake building.

Summerville Made B & F Toronto District Manager

Toronto—W. A. Summerville, Jr., manager of the Prince of Wales Theater here, has been appointed general supervisor of the 18 theaters operated in the Toronto district by B & F Theaters, Ltd., in affiliation with Famous Players Canadian, in succession to Jules Wolfe who was recently made manager of the construction and maintenance department of FPC head office. Wolfe was with Bloom & Fine for 11 years.

Syd. Roth, co-owner with Jacob Smith. of the Revue and Kum-C Theaters, Toronto, which recently became allied with FPC, has been appointed supervisor for the Brock. Kenwood, Kum-C and Revue, all Toronto suburban houses. which are being operated by 20th Century Theaters.

Detroit Front of Theater Workers May Call Strike

Detroit—A meeting was held after midnight last night to determine acceptance or rejection of union terms for the new local of ushers, cashiers, doormen and candy girls.

Negotiations are now under way with 100 theaters in co-operative Theaters and failure to reach agreement last night would result in strike notice this morning. This would be a five-day notice under the State law making a strike next Wednesday probable if there is no agreement by then.

The new local is chartered by IATSE and operators and stagehands would be called out. Present situation does not immediately threaten first-runs of United Detroit Theaters or independents.

Odeon Cuts Hamilton Prices to Meet FPC's

Toronto — Odeon Theaters of Canada has made a reduction in the adult admission scale of the Capitol and Palace Theaters. Hamilton. which were acquired by the Nathanson circuit Sept. 1. Top price has been reduced from 60c to 50c, tax included. to meet the adult admission at the Hamilton Tivoli. which has become the first-run outlet of Famous Players Canadian following the loss of the Capitol and Palace to Odeon under a change of lease.

Abasalo's Father Stricken

Havana (By Air Mail)—Laureano Abasalo. father of Oscar Abasalo. general manager of the Cuban newsreel. Royal News, died suddenly here.

Balto. V. C. Will Re-Open

Baltimore — Local Variety Club will open its new quarters atop the Stanley Theater here on Sept. 27. C. William Hicks is Chief Barker.

Lifting of Pa. Polio Ban Waits on State's Checkup

Harrisburg, Pa.—Check-up on conditions in the 11 Pennsylvania counties where infantile paralysis cases prompted banning of children from theaters and the closing of schools is under way by officials of the State Department of Health to determine when the ban should be lifted.

The ban was to have been lifted Sept. 22, but new outbreaks may cause further postponement, at least in some counties.

There have been 406 cases of the disease reported in 54 of the state's 67 countries, but with the exception of 11 counties no ban has been placed.

The epidemic has hit theater attendance, not so much because children are not permitted in theaters, but because adults have become panicky, thereby dropping attendance.

Gas Rationing to Stay Despite Senate Report

Washington Bureau of THE FILM DAILY

Washington — Rationing of gas and the filling station curfew will remain in effect on the Eastern Seaboard regardless of the Senate committee's finding that there is no oil shortage and that the present restrictions should be lifted. Secretary of Interior Harold Ickes, Defense Petroleum Co-ordinator, said yesterday.

"Lydia" Off To Big Biz At Music Hall Opening

UA-Korda's "Lydia" began its Music Hall engagement yesterday to huge attendance, topping the admissions figure for "That Hamilton Woman" by more than $200 at 4 p.m.

At 11 a.m., half an hour before the doors opened. a line estimated at some 3.000 fans was on hand. indicating that the film will bring a sensational "take" to the world's largest pic theater.

Last night officials of the Music Hall reported that the pace of business was sustained throughout the day.

D of I to Press Schine Suit Trial About Jan. 1

Washington Bureau of THE FILM DAILY

Washington—The Department of Justice now plans to proceed with prosecution of the Schine anti-trust action in Federal Court. Buffalo N. Y.. "about the first of the year." it was learned authoritatively yesterday.

Reopening Little Carnegie

Jack Davis, former London newsreel theater operator. reopens the Little Carnegie tomorrow. Feature of the renovations is the installation of club armchairs in place of regular seats.

COMING and GOING

HASKELL MASTERS, UA's western division sales manager, left last night for Toronto.

HARRY MICHALSON, RKO's short subject sales manager, planed out to the Coast last night.

BOB MOCHRIE, RKO's Eastern sales manager, returns today from Atlanta.

MURRAY SILVERSTONE leaves for Hollywood tonight.

FRANK CAHILL, head of the Warner circuit sound engineering department, leaves for Chicago and Milwaukee over the week-end for a tour of the Warner houses in those districts.

NAT JAMES, unit publicity representative for the RKO studio, returns to Hollywood on Monday with a day's stopover in his home town of Chicago.

V. MATTHEWS, of the Samuel Goldwyn production staff, is stopping at the Warwick Hotel.

C. AUBREY SMITH is due here from Hollywood next week to take a leading role in the Broadway stage play, "Indian Summer."

STELLA ADLER leaves tomorrow for Hollywood to assume a job as associate producer for M-G-M.

BARBARA EVEREST, British actress, is here for a role in "Anne of England."

JACQUES GRINIEFF, French film man, is here from Hollywood.

GREGORY RATOFF planes out from the Coast today for New York to confer with UA officials on his releasing deal.

BEBE DANIELS and **BEN LYON** arrived in Hollywood yesterday after a 10-year absence.

JOSEPH SCHILDKRAUT arrives tomorrow from Hollywood to appear in the co-starring role of Clifford Odets' play, "Clash by Night."

TOM GORMAN, RKO district manager, is in New York from Chicago arranging for Fall bookings.

JACK BENNY and **MARY LIVINGSTONE** were at the Drake Hotel, Chicago, yesterday holding a press reception.

First RKO "Second Five" Deal Closed in Oregon

Portland, Ore.—To Gene Engelman, RKO salesman out of the local branch, goes the distinction of completing the first deal for the company's second five-block. Deal was made yesterday with the Liberty Theater, Burns.

Continue Daylight Saving Poll by Journal-American

The New York Journal-American has engaged Dan E. Clark II and Associates to conduct a poll on the continuance of daylight saving in New York.

"HARD-TO-GET-TO" PEOPLE ARE EASY TO GET TO BY
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

"U" 39 Weeks' Net Soars to $2,000,864

(Continued from Page 1)

the profit for the latest 39 weeks' period amounted to $2,000,864.

For the 13 weeks ended Aug. 2, the profit, before provision for Federal income and excess profits taxes, amounted to $992,530, as compared with a profit, similarly computed, for the 13 weeks ended July 27, 1940, of $598,803. After Federal income and excess profits taxes of $361,000, the profit for the latest 13 weeks' period amounted to $631,530.

Cowdin pointed out, however, that the figures for the 39 weeks ended Aug. 2 included blocked funds in Great Britain accruing during that period, in the sum of $1,299,408 and also the income and excess profits taxes thereon.

Mexican Cabinet Officer Takes Hand in Film Row

(Continued from Page 1)

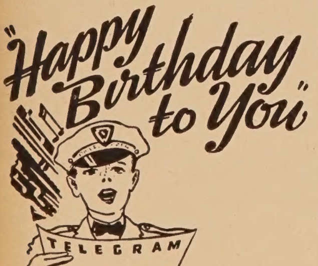
of Mexico was given at a meeting of the foreign managers at the Hays office yesterday by Arthur L. Pratchett, Paramount's Central American manager.

Pratchett, it was reported, told the foreign managers that the Mexican Secretary of Interior is now taking an active part in the conferences and may be able to avert a shutdown of the Mexico City offices.

Extent of the discussion on the subject of British remittances was limited to an announcement that Will H. Hays, MPPDA head, had delivered a detailed report concerning the negotiations with British Treasury officials to the president of each company, it was said.

McCarthy's Secretary Resigns

Lillian Browne, secretary to Charles E. McCarthy, at 20th-Fox for over six years, has resigned from the company effective today.



SEPTEMBER 19
Ernest Truex
Betty Garde

SEPTEMBER 20
Elliott Nugent
Florence Ryerson
Norman Z. McLeod
John W. Hicks, Jr.
Marion Nixon
X. F. Sutton

SEPTEMBER 21
Paul Muni
Victor Seastrom
H. M. Richey
Gus W. Lampe
Frank Strayer

ALONG THE RIALTO
WITH
Phil M. Daly

Leo, Our Bums, a Drive-In, and a Penthouse:

● ● ● IF you were to take over the motion picture desk of your local newspaper, just what changes and improvements would you make? ......How would you approach reviews?......Would you report audience reaction and comment and/or your opinion?......Would you use Hollywood columns?......If so, which ones?......Would you cover local events daily in a by-line column?......All these questions are being asked exhibitors and publicity men currently by M-G-M on a nation-wide scale......and we quote from Leo himself, the reason why:

▼ ▼ ▼

● ● ● *"THE FILM DAILY poll of motion picture editors (published in the 1941 Production Guide and Directors' Annual on Sept. 4) resulted in a wealth of constructive and interesting information......They asked the editors what they would do if they were producers, publicity directors, etc.......We found the results extremely valuable in checking our service to the editors ......It occurred to us that a similar poll of exhibitors might result in some illuminating comment and information which would serve the same purpose for the editors"......So Leo is asking the exhibs. and publicists to tell "What I would do if I were a motion picture editor"......—and the producing company will publish the findings in its weekly round-robin letter to the said m.p. editors......It's a smart and serviceable move......*

▼ ▼ ▼

● ● ● IT'S a contest to end all contests that election being conducted by the Brooklyn Dodgers Victory Committee to determine the most popular and most colorful players fighting for the National League pennant under the McPhail banner......Ballots, printed in the Brooklyn Daily Eagle, are cast in boxes in the Fabian Fox or Brooklyn Paramount Theaters on the stages of which the prizes will be awarded the winners the night of Friday, Sept. 26......Not even the hottest borough election in Brooklyn's history has created quite the stir of this contest, piloted by a committee that is a veritable local "who's who"......Votes are pouring in by the tens of thousands......the Eagle's circulation is zooming......and the Fabian lobbies are thronged......Nice going on the part of Si Fabian, Al Reid, Hal Fisher, Charles Dowe and Joe Lee...... all of whom have put their shoulders to the wheel......P.S.: Who was it that said baseball was "opposition," anyway?......

▼ ▼ ▼

● ● ● *OUT in the Town of Cheektowaga (suburban Buffalo, N. Y.), stands the Drive-In stand managed by Go-Getter Milton Harris who has that "house," whose roof is the sky, co-opping with the Treasury Department......Instead of giving patrons coin for change (unless the fans insist otherwise, which few do), 10c Defense Stamps are substituted......Additionally, Harris promotion is helping the theater, community prosperity, and the local boys in military service......One per cent of the Drive-In's employes' salaries together with contributions by regular three-time-a-week patrons goes to the Buffalo News fund to buy cigarets for the Army lads......A famous furniture store was sold the idea of purchasing several thousand Drive-In admissions and these tickets are given to the emporium's customers making a purchaser of $1 or more......*

▼ ▼ ▼

● ● ● THE Hotel St. Regis penthouse yes'day afternoon was venue of Republic's splendiferous cocktail party for Dorothy Lewis, star of "Ice-Capades"......Among those present were Herbert J. Yates, G. C. Schaefer, Morris Goodman, M. H. Lavenstein, Morris Epstein, Walter Titus, Toni Spitzer, Charles Moss, Phil Laufer, Charles Reed Jones, Evelyn Kolman, Jane Hunter, L. L. Stevenson, Semon Jacobs.

RFC Financing for New Producing Co.

(Continued from Page 1)

arrange a loan and only last Friday received the financing from the Government agency. He stated his company was the first to receive a RFC loan for the purpose of producing pictures.

According to Cosman, Independent Pictures will produce 26 features of which eight will be westerns. He leaves for Hollywood tomorrow night to complete selection of production aides and studio location. Cosman said he expects the first picture to get under way Oct. 15.

Deals already have been closed with a number of states right distributors in many key situations, Cosman declared. He said he has signed with Berkson and Mills for New York, Washington, Buffalo and Albany; Marcel Mekelberg, Boston and New Haven; M. M. Jacobs, Cleveland; Louis Krieger, Pittsburgh; H. V. Gilbert, Detroit; Bert E. Edwards, Kansas City; Al Wolf, Dallas; and Sam Nathanson, Los Angeles and San Francisco.

Argentine Chamber Would Lift Ban on "Dictator"

(Continued from Page 1)

of protests of German and Italian embassies.

Walter Gould, UA's foreign manager, declared he has not received any information as yet on the action by the Argentine deputies.

"Truth" Strong in Philly

Philadelphia—"Nothing But the Truth" opening day biz at the Stanley here was the biggest enjoyed by the house since GWTW bowed in at pop prices.

WEDDING BELLS

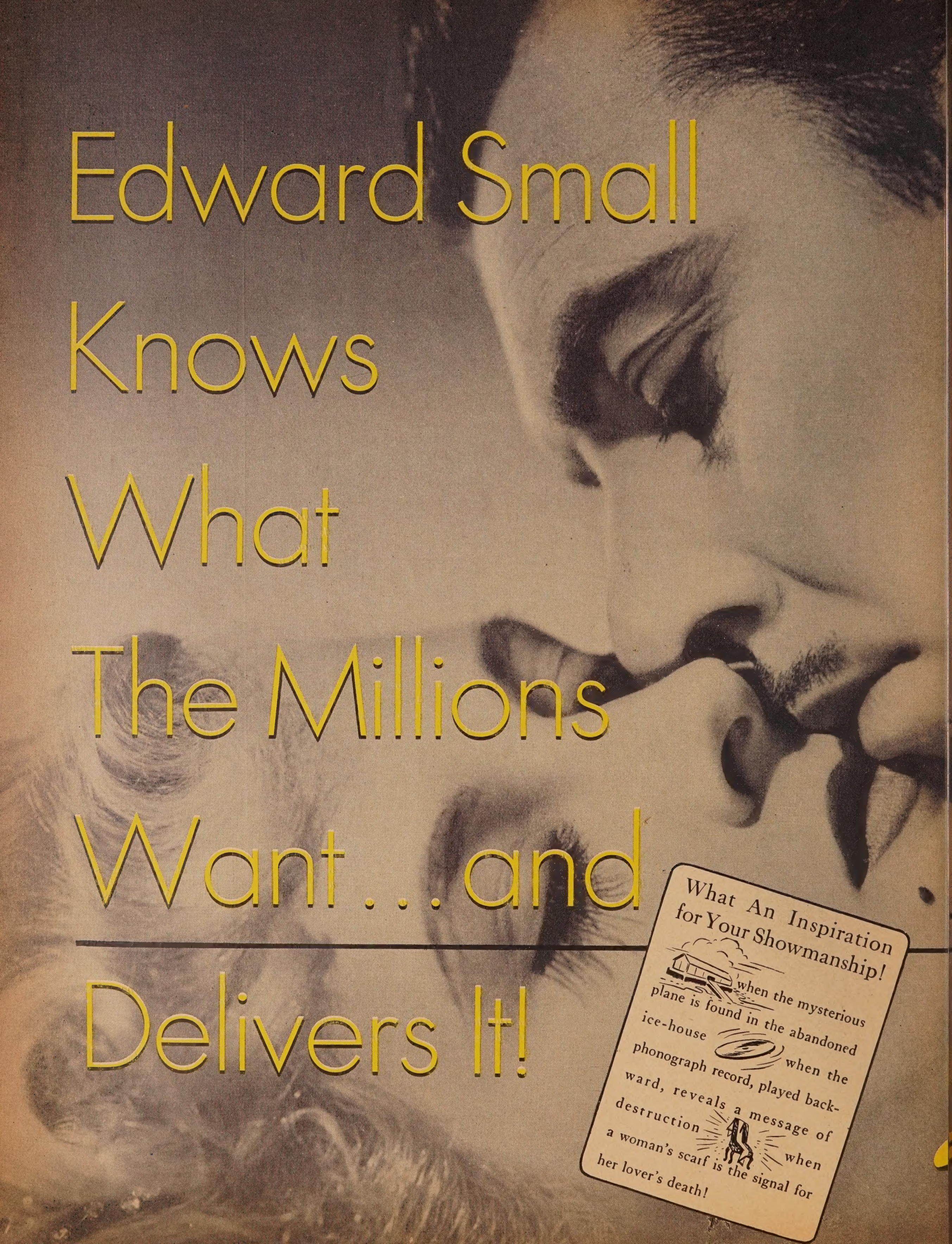
West Coast Bureau of THE FILM DAILY

Hollywood — Charles A. Greene, son of Mr. and Mrs. Greene of Beverly Hills, who is a writer in M-G-M's shorts department, will be married to Virginia Aylesworth, daughter of Mr. and Mrs. Fred Aylesworth of Beverly Hills, and formerly of Chicago, at the Beverly Community Presbyterian Church, Oct. 4. They will be "at home" after Oct. 15 at 10305 Seabury Lane, West Los Angeles.

West Coast Bureau of THE FILM DAILY

Hollywood — Hugh Harman and Jeanne Fuller were married at Las Vegas Monday. Miss Fuller, a magazine writer, also was a film writer in Harman's department at M-G-M when he produced the Ising-Harman cartoons.

Neenah, Wis.—Truman Schroeder, manager of the Fox Theater in Calumet, Mich., was married here to Clara Rogers.



Edward Small Knows What The Millions Want . . . and Delivers It!

What An Inspiration for Your Showmanship!

. . . when the mysterious plane is found in the abandoned ice-house . . . when the phonograph record, played backward, reveals a message of destruction . . . when a woman's scarf is the signal for her lover's death!

Here's your smash picture of fast paced adventure and box-office romance, Mr. Showman! Here it is, wrapped and ready and glittering with that special dynamic EDWARD SMALL hit quality that you found in "The Count of Monte Cristo", "My Son, My Son!" and "The Man in The Iron Mask"!

Edward Small

presents

His Triple-Star, Triple-Big Spectacle of Timely Thrills

GEORGE BRENT ⋆ ILONA MASSEY

BASIL RATHBONE in

International Lady

with

Gene Lockhart · Marjorie Gateson · George Zucco · Martin Kosleck

Directed by Tim Whelan · Screenplay by Howard Estabrook

From an original story by E. Lloyd Sheldon & Jack DeWitt

RELEASED THRU UNITED ARTISTS

Downey to Go to Bat For Pix in Probe

(*Continued from Page* 1)

denied this right, will take the battle to the floor of the Senate.

In this fight he will join Sen. Claude Pepper, D., Fla., who last week issued a withering blast against the committee; Senators Scott W. Lucas, D., Ill., and Charles O. Andrews, D., Fla., who yesterday attacked the committee by inference on the floor of the Senate; and Senator Ernest McFarland, D., Ariz., who has been carrying the torch for freedom of expression before the sub-committee.

Film Execs. Who Will Testify

His committee in recess until Tuesday, Chairman D. Worth Clark, D., Idaho, announced yesterday that Harry M. Warner, Barney Balaban and Lieut.-Col. Darryl F. Zanuck would follow Nicholas M. Schenck on the stand, in the order named.

The "entire financial and economic standpoint" of the film industry will be subjected to a thorough going-over by the sub-committee when its inquiry into alleged war propaganda via films resumes Tuesday.

This was disclosed by Clark, who outlined the scope of questioning to which Schenck, president of Loew's, Inc., and other industry execs. will be subjected. Clark indicated that the monopoly aspect would receive primary attention.

(The AP reported: "The chairman said he would question Mr. Schenck about methods of distributing and booking recent war pictures in an attempt to learn if independent theater operators and exhibitors were forced to show them.")

Clark pooh-pooed suggestions that his committee might lack authority to continue its inquiry and he likewise hit back at a statement of Wendell Willkie, counsel for the film industry, that asserted war propaganda films portrayed only the truth.

Questions Allocating Funds

The issue of questionable authority for expending Senate funds on the inquiry was suggested by Lucas, chairman of the Senate Audit and Control Committee, which controls the purse-strings on Senate expenditures and funds.

Lucas pointed out that the sub-committee inquiry was solely on a resolution by Senators Bennett Clark, D., Mo., and Gerald Nye, R., N. D., asking a Senate investigation on asserted war propaganda and monopoly. The Illinois Senator said a question of expenditures was being studied, although he denied any attempt to shut off or halt the inquiry.

"We have all the powers of any committee of Congress to conduct hearings and call witnesses," Senator Clark told reporters. "We certainly can't pass upon this resolution without some facts and a record of some kind.

"This is just a case of somebody's very rich ox being gored."

Referring to Willkie's statement, Clark commented to the newsmen: "The truth is no answer to this. Murder and rape probably are committed every day in this country. We don't want them portrayed in our films even though they might be the facts and the truth."

Clark observed that recent blood purges in Russia and similar brutal events in other nations might have been the truth, but should not be forced upon the theater-going public in what he called "an effort to develop a mass hate."

STORKS!

Chicago—Randall Prieve, manager of the Lyric Theater, reports the birth of a daughter, named Sandra Rose.

Chicago — Will Crouch, Soundies publicity director, has a baby daughter.

REVIEWS OF NEW FILMS

"The Apache Kid"

with Don "Red" Barry, Lynn Merrick, Leroy Mason

Republic 56 Min.

LIVELY WESTERN STARRING DON "RED" BARRY WHICH SHOULD RATE HIGH WITH COWBOY FANS.

As "The Apache Kid," Don "Red" Barry holds his own with the rest of the Republic cowboy stars. He gives a convincing performance as the lad who saves his friends and neighbors from the clutches of his unscrupulous uncle.

Forced west because their Missouri land has been ravaged by dust storms, Barry and his neighbors head for the Oregon frontier. Barry's uncle, Robert Fiske, has the party head into his territory where he is building a government road. It is Walker's aim to have the people work on the road with as little pay as possible.

Payroll robberies by Walker's henchmen serve as an excuse for Walker to pay the farmers in scrip. Barry sets out to prevent the scheme and robs the stagecoach himself making sure the money is turned over to the sheriff so his friends can get their full pay.

Most of the action is confined to the efforts of Walker's gang to trap Barry. George Sherman, as associate producer and director, keeps the chase scenes brimming with action and gun play. Lynn Merrick is an attractive heroine. There is a good comic characterization by the stagecoach driver .

CAST: Don "Red" Barry, Lynn Merrick, Leroy Mason, Robert Fiske, John Elliot, Forbes Murray, Monte Montague, Al St. Johns, Fred Toones.

CREDITS: Associate Producer and Director, George Sherman; Cameraman, Harry Newman; Original Screenplay, Eliot Gibbons and Richard Murphy; Film Editor, Les Orlebeck; Musical Director, Cy Feuer.

DIRECTION, Good. PHOTOGRAPHY, Good.

Chi. Censor Makes 38 Cuts

Chicago—Sgt. Joseph Healy, city film censor, reports 490,000 feet of film examined during the past month, with no rejections, but 38 cuts. "Among the Living" and "Murder on Lenox Ave." were "pinked" for adults only.

☆ SHORTS ☆

"Soldiers of the Sky"

20th-Fox **10 mins.**

Swell Reel

An interesting pictorial account of Uncle Sam's newest fighting organization, the 501st Parachute Battalion. Excellent camera work marks the reel as all the steps in making a parachute jumper are traced. Finish has the sky filled with parachutes as the soldiers complete their training course. It is absorbing program material and a creditable addition to the series of Adventures of a Newsreel Cameraman. Paul Douglas did the commentary.

"The Quiz Kids"

Paramount **11 mins.**

Will Go Over

Known all over the country, the Quiz Kids will be a natural drawing card on a theater marquee. And their performances in this reel will not disappoint their fans. Asked a variety of tough questions by Quiz Master Joe Kelly, the youngsters display an amazing lack of any camera shyness as they give their answers—getting most of them right in an unrehearsed performance. Subject is the first of a 1941-42 series.

"The One Man Navy"

20th-Fox **7 mins.**

Amusing Reel

Gandy the Goose is the feature of this Technicolor cartoon. Disappointed because he is turned down by the Army, Gandy originates some of his own marine equipment such as having the hens lay eggs loaded with TNT. He sinks a submarine and is honored by the Navy.

"American Sea Power"

20th-Fox **10 mins.**

Absorbing Subject

A day with the U. S. Navy handled with a fresh slant. Highlight of the reel is the camera shots of the big guns of the fleet in action which were photographed and recorded by Al Brick and Warren McGrath. Subject covers the activities of the sailors aboard a ship and how the Navy trains them. Lowell Thomas does the commentary.

"Show Dogs"

(World of Sports)

Columbia **10 mins.**

Good Canine Subject

Let the dog fanciers in the locality know about this reel and they will be greatly interested. "Show Dogs" features shots at a large dog show and covers a wide variety of prize dogs with special emphasis on one Nornay Saddler, winner of 60 first places in the canine exhibitions.

Contract Innovations Rapped by Allied

(*Continued from Page* 1)

exhibitors to resist the new methods and to insist that their deals be written "cleanly in accordance with methods which they fully understand which do not hold such grave danger in the future."

Opposes "Sliding Scale"

While not mentioning M-G-M, the resolution was directed against the sliding scale method which, it was declared, affords the sapping of all profits from the exhibition of pictures and to increase the "domination of the distributors over the business and operations of the exhibitor."

Allied in particular protested against the retention by distributors of the right to re-designate pictures in their "sole discretion notwithstanding that the pictures have been completed, tradeshown and the terms inserted in the schedules opposite the titles."

Protest also was registered against the emphasis placed on overages and particularly the printed provision in one form for an overage of 50% on all pictures for the reason cited in sub-paragraph "A," plus "the obvious fact that once this practice has been established there will be a constant temptation to lower the splitting points."

Fears Percentage Increases

Exhibitors were cautioned that these contract forms were prepared for use at a time when business was poor, but, according to Allied, when business improves, it will be found that the new selling methods will allegedly provide a ready and effective means to increase percentage demands.

Steve Broidy, Monogram sales manager, spoke briefly at the final session, thanking exhibitors for their support and declaring that Monogram hereafter was going to be known as the "grateful company."

No Carbon Shortage

E. A. Williford, manager of the carbon sales division of National Carbon Co., told the convention that there was no danger of a carbon shortage and there would be no increase in prices.

A vote of thanks was extended to Sidney Samuelson and his committees for having made the convention an outstanding success. Thanks also went to the speakers for their addresses and contribution to the events of the convention.

The annual banquet last night was the final event on the convention program; delegates depart homewards today.

Kingston, Daytona, Leased

Daytona, Fla.—W. H. Smith of Brooksville has taken a 10-year-lease on the Kingston Theater with option to purchase for $36,000 at any time during the rental period.

PARAMOUNT

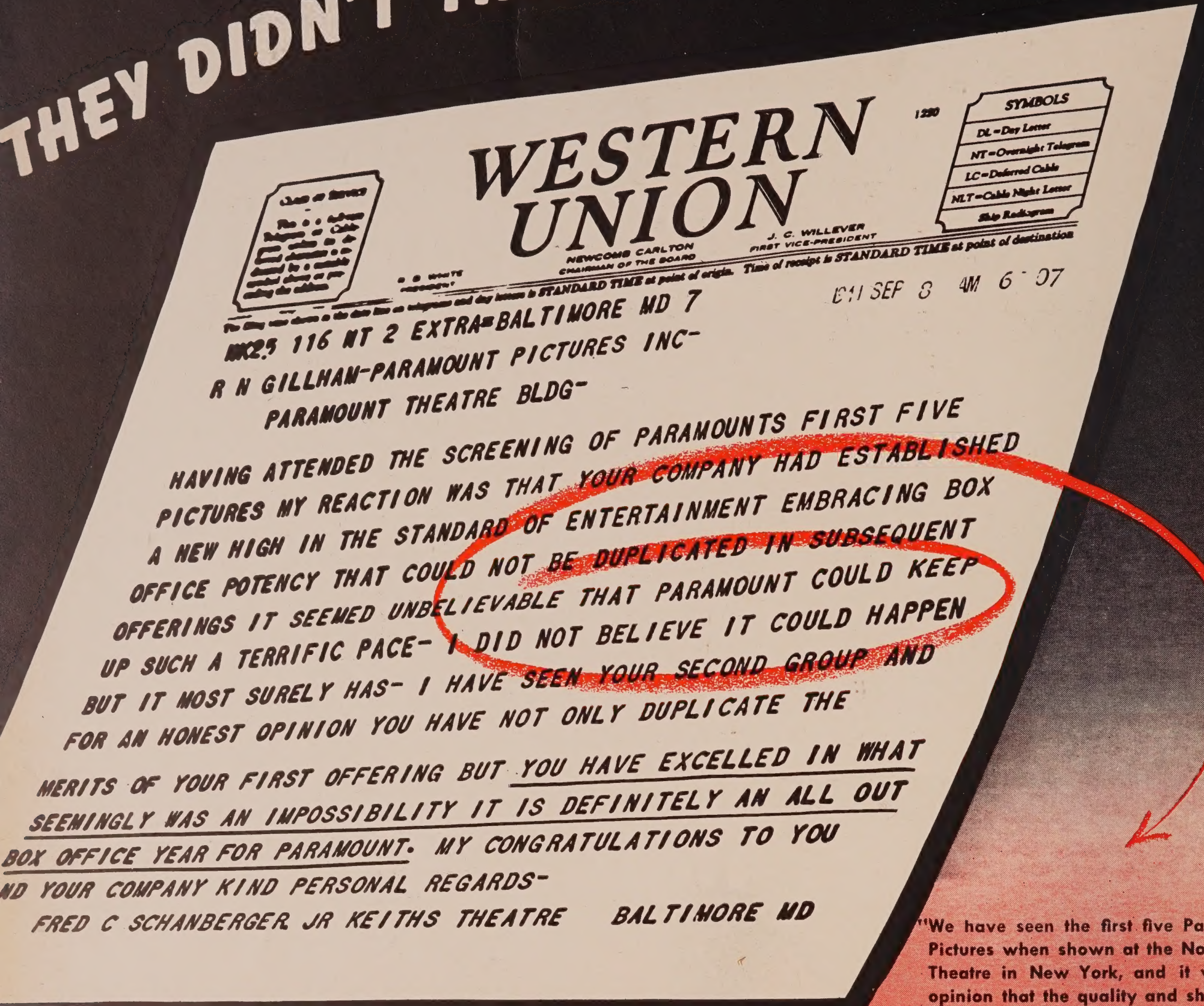
THE HOTTEST COMPANY IN THE BUSINESS KEEPS UP THE BURNING PACE THAT IS SETTING THE INDUSTRY

ON FIRE

Read what outstanding showmen have to say about Paramount's second group of five!

TURN PAGE *Please* ➡

THEY DIDN'T THINK IT WAS POSSIBLE!



WESTERN UNION

NEWCOMB CARLTON
CHAIRMAN OF THE BOARD

J. C. WILLEVER
FIRST VICE-PRESIDENT

1220

SYMBOLS
DL=Day Letter
NT=Overnight Telegram
LC=Deferred Cable
NLT=Cable Night Letter
Ship Radiogram

STANDARD TIME at point of origin. Time of receipt is STANDARD TIME at point of destination

MK25 116 NT 2 EXTRA=BALTIMORE MD 7
1941 SEP 8 AM 6 07
R N GILLHAM-PARAMOUNT PICTURES INC-
PARAMOUNT THEATRE BLDG-

HAVING ATTENDED THE SCREENING OF PARAMOUNTS FIRST FIVE PICTURES MY REACTION WAS THAT YOUR COMPANY HAD ESTABLISHED A NEW HIGH IN THE STANDARD OF ENTERTAINMENT EMBRACING BOX OFFICE POTENCY THAT COULD NOT BE DUPLICATED IN SUBSEQUENT OFFERINGS IT SEEMED UNBELIEVABLE THAT PARAMOUNT COULD KEEP UP SUCH A TERRIFIC PACE- I DID NOT BELIEVE IT COULD HAPPEN BUT IT MOST SURELY HAS- I HAVE SEEN YOUR SECOND GROUP AND FOR AN HONEST OPINION YOU HAVE NOT ONLY DUPLICATE THE MERITS OF YOUR FIRST OFFERING BUT YOU HAVE EXCELLED IN WHAT SEEMINGLY WAS AN IMPOSSIBILITY IT IS DEFINITELY AN ALL OUT BOX OFFICE YEAR FOR PARAMOUNT. MY CONGRATULATIONS TO YOU ND YOUR COMPANY KIND PERSONAL REGARDS-

FRED C SCHANBERGER JR KEITHS THEATRE BALTIMORE MD

"We have seen the first five Paramount Pictures when shown at the Normandie Theatre in New York, and it was our opinion that the quality and showmanship were of high caliber. The second five, which were shown only a few days ago, prove to us even better than the first. We are sure that when these pictures reach the theatres in New York, the slump now existing in this territory will certainly disappear." —**SAM RINZLER,**
Randforce Circuit

"If Paramount keeps up the pace of the first ten pictures, no exhibitor can afford to be without Paramount." —**RALPH D. GOLDBERG,**
R. D. Goldberg Enterprises, Omaha, Nebr.

"Every picture in your first two groups is entertainment of the finest quality. I think that PARAMOUNT is in the groove, so to speak." —**C. G. EASTMAN, Branch Manager,**
Paramount Pictures Inc., Albany, N. Y.

"After seeing the second block, we feel that Paramount has not only kept up its record, but it looks as if they will do even better with this group." —**FREDERICK MERCY, Jr.,**
Mercy Circuit

"Did not believe that any company could keep up by releasing two successive groups of fine pictures like these." —**LEROY JOHNSON,**
Jensen-Von Herberg Circuit

"We have now seen the second group and realize that Paramount is still keeping fast pace and expect that they will continue." —**SID DEAN,**
Rialto Theatre, Tacoma

"Your first five...swell! Your second five ...even better!" —**BRANDT THEATRES**

"You have set a fast pace in your first block of five, but I believe that you have even exceeded this in your second block. Keep up the good work." —**V. S. BALSER,**
Basil Bros. Theatres, Buffalo, N. Y.

DEPEND ON PARAMOUNT
HOTTEST COMPANY IN THE BUSINESS!

Studio Labor Situation Before Calif. Federation

San Francisco Convention, Opening Sunday, Expected To Result in Fireworks

By JACK POLLEXFEN
FILM DAILY Staff Writer

San Francisco—Whole Hollywood labor situation revolving about the Willie Bioff case will be thrashed out here Sunday when representatives of 54,000 organized workers in the amusement industry attend the 21st annual convention of the California State Theatrical Federation.

The meeting, always a preliminary feature of the California State Federation of Labor convention, coming next week, is expected to be the hottest session in history, with fireworks popping far into the night.

Delegates will be present from the musicians, studio locals, stage hands, projectionists, American Guild of Variety Artists, theatrical janitors, film exchange employes, and bill posters. Studios will have the largest delegation in their history in attendance.

Understood that many of these groups feel the time is opportune to end the influence of Eastern IATSE execs. and that they have considerable backing among California Labor Federation chiefs.

Bert Williams, president, and Anthony L. Noriega, secretary, both of whom have held office since the organization of the Federation 21 years ago, will not be opposed for re-election, reports indicate.

Columbia's Year's Profit $552,743 After Deductions

(*Continued from Page* 1)

standing after deducting dividends on outstanding preferred.

This compares with earnings for the corresponding period ended June 29, 1940, after all charges and provisions for Federal Income and other taxes, of $512,185.72.

Balance sheet as of June 28, shows current assets of $13,594,372.04 of which approximately $1,170,000 is represented by cash. The total current liabilities amount to $1,704,608.33 and working capital equals approximately $11,890,000.

Chi. Turns to Cosmetics

Chicago—Cosmetic premiums are taking the lead as theater premiums.

Lawuers Guild Hits Film Investigation

Washington Bur., THE FILM DAILY

Washington—The Senate Interstate Commerce sub-committee's film inquiry is assailed as "a shocking misuse of power and usurpation of authority" by the National Lawyers Guild in letters to Senate leaders.

Clark Ducks on Censorship

Sidesteps ACLU "Forthright Position" Plea

Replying to the American Civil Liberties Union's request that his sub-committee "take a forthright position against any Federal censorship of motion pictures," Sen. D. Worth Clark, D., Idaho, chairman of the Senate Interstate Commerce Committee's sub-committee conducting the inquiry into alleged film and radio propaganda stated that "we have no specific legislation in view."

Subsequent developments, Senator Clark added, "will be the guide as to whether or not any legislation will be necessary."

In answering the Union's statement that discussion of the motives of film producers, arising in the course of the inquiry, beclouds essential issues, Senator Clark wrote:

"I quite agree with you that motives are often indeterminate things and can easily obscure issues. However, since motion pictures are supposedly made to entertain, and since many of them are obviously not entertainment but propaganda, it is difficult to separate motives from the end results in this case. If pictures are propaganla pictures, then we are immediately confronted with the question as to why they are propaganda, and the motives behind them beecome extremely pertinent to the issue."

The Union's warning against Federal film censorship was evoked by current charges that the investigation threatens freedom of speech and communication. Writing to Senator Clark, the Rev. Dr. John Haynes Holmes, the Union's board chairman said its chief concern with the inquiry is that it may "tend to discourage the treatment of controversial themes by motion picture producers."

Commending the film industry for treating pictorially aspects of political and economic life, the Union pointed out that "any unfairness which may result from bias can best be corrected by public pressure to insure a fairer presentation of the varied sides of controversial matters. Elimination of all controversial subjects, the Union maintained, would be contrary to the public interest.

Court Theater, Sommerville Wins Cut in Clearance

(*Continued from Page* 1)

claiming that the 21 days' clearance was excessive.

Playhouse is a new theater and Fitzpatrick in his finding said that the distributors should not suffer any loss of revenue from reduced clearance between the houses. Case is one of the few in which the arbitrator was not an attorney. Fitzpatrick is a General Motors executive. Costs were divided between the five distributors and Raritan Amusement.

Columbus Clearance Squawk Unfounded, Says Arbitrator

Cincinnati — Clearance complaint filed by Main Theater, Inc., operator of the Main, Columbus, against Net's Eastern, charging that seven days clearance between the houses was excessive has been dismissed with Arbitrator Herbert Koch's finding that the clearance is reasonable.

Sheridan, North Chicago, Files on Clearance

Chicago — The Sheridan Theater of North Chicago has entered an arbitration case against the Times Theater of Waukegan, Ill., and the RKO and Vitagraph film exchanges. The complaint calls for abolition of all clearance which the Times Theater of Waukegan now has.

It is reported that negotiations are under way to settle the complaint without arbitration.

Legion's Conclave Helped Evening Biz, Hurt Matinees

Milwaukee — Downtown theaters reported a brisk evening business during the American Legion convention which terminated here yesterday but with plenty of wide open spaces during the day time. Neighborhood houses generally reported business off with most people attracted to the downtown area of festivities.

Only houses to operate on a lengthened schedule were Fox's Miller and Princess, downtown subsequent run theaters, which opened at 8 a.m. and ran most of the night featuring sex flickers after midnight.

Fox's Wisconsin, Palace and Strand theaters reverted to single feature programs during convention week, but the Warner retained its twin bill policy. Fox augmented its film shows at the Wisconsin and Palace with P.A.'s of players in town for the confab.

Hayes McKinney Named Oriental Arbitrator

Chicago—Attorney Hayes McKinney has been named as arbitrator in the Oriental Theater's clearance demand.

Sees Film Inquiry Threat to Pulpits

West Coast Bureau of THE FILM DAILY

Hollywood—Freedom of the pulpit is among the basic American liberties threatened by the current Senate sub-committee investigation of motion pictures, according to the Rev. Dr. Norman Vincent Peale, pastor of one of the nation's oldest churches, the Marble Collegiate (Dutch Reformed) of New York City.

"It may seem like a long way from a free screen to a free pulpit," commented Dr. Peale, technical adviser on Warners' "One Foot in Heaven." "Destroy free motion pictures, however, and the trail leads directly to every form of free expression."

"The best way to kill freedom is to allow self-appointed head-hunters to have their way. The point of these so-called investigators is that they only want freedom of expression for their own ideas. If the movies were expressing the ideas of Wheeler, Nye, Lindbergh and company, you would never hear a peep out of them. They want to silence every voice raised in opposition to their views.

"They are the real Fascists. For the real Fascist is so constituted by nature that he cannot tolerate a dissenting opinion."

Dr. Peale, here to view "One Foot in Heaven," leaves for New York by air today.

Parking Lot Carnival Part of Roxy's "RAF" Bally

World premiere of 20th-Fox's "Yank in the RAF" at the Roxy, Sept. 26, will feature a carnival and street dance in the parking lot adjoining theater as part of the RAF military ball for overseas aid. Entire mezzanine of the Roxy will be reserved for ticket-holders who will attend both affairs at $10 a ticket.

Governor Herbert H. Lehman, Mayor Fiorello LaGuardia and Assistant Secretary of the Navy James V. Forrestal head the committee sponsoring the ball.

Brazilian Characters For Disney Cartoons

Rio de Janeiro (By Air Mail)—Future Disney releases are likely to include characters based on the Mico, Papagaio and the Tatu de Bianas, Brazilian birds and animals. While in Brazil for the "Fantasia" opening, Disney made an extensive study of local legends, lives and customs and took back an abundance of material for the possible creation of new characters. He also secured the rights to some Brazilian music and left with a collection of sheet music, and recordings.

Yamins Stigmatizes Resolution as "Poison"

(Continued from Page 1)

journment of the convention, the directors refused to accept the vote as a test of exhibitor sentiment, ordered a plebescite by its regional associations within 10 days and declared it would abide by its result.

The Board also received but refused to accept the resignations of all national officers, and asked that they carry on for the time being.

When Cole asked for comment, Yamins arose and literally tore the proposal to shreds. He charged that the Board was trying to railroad through a document which would have the effect of selling out to the distributors. He termed the proposal as "dangerous" and said that the Department of Justice would get the idea that all was "peace and harmony" within the industry.

Yamins asserted that the Board had acted in secrecy and charged that the resolution had not been put up to the directors in the first place. This was refuted by Cole and Abram F. Myers, general counsel, who said that Yamins may not have attended the meeting at which the plan was discussed but that it had been approved nevertheless.

Sugar-Coated "Poison"

Yamins said that the resolution was a "sugar-coated" document and that, when it was analyzed, it would be found to be "poison." A joint committee was not necessary, he asserted, contending that in the case of an emergency, Allied leaders can always call Will H. Hays or Ed Kuykendall for support on united action. Yamins especially attacked the third paragraph of the resolution which called for the consideration of a more "elaborate and enduring form of industry organization."

He indicated in plain language that Allied "can't sleep with the distributors and keep its virginity." He said that years ago he was called a pacifist because he wanted to do just what Allied is proposing today. Yamins did not say, however, what had changed his attitude.

Resolution Voted Down

After Yamins had made his plea against the adoption of the resolution, Jack Kirsch, Cole, Myers and Sidney Samuelson came to the defense of the plan. Myers asserted that Yamins had given his approval in a letter even though the letter indicated that the distributors would not "go for it."

The matter was then put to a vote, first for the adoption of the plan with the elimination of the third paragraph and then on the question of the resolution itself. First vote killed the third paragraph and when the entire resolution was put before the convention, it was voted down.

Myers later told THE FILM DAILY that the situation was the strangest in the history of Allied, inasmuch as the Board had approved the resolution and the convention killed it. He was at a loss to know just what the status was.

TEXT OF SPURNED UNITY PROPOSAL

Here is the text of the resolution for a National Joint Conference Committee which the Allied convention scuttled in Philadelphia yesterday:

"Resolved, by the Board of Directors of Allied States Association of motion picture exhibitors this 15th day of September, 1941, that we approve the plan for the establishment of a national joint conference committee of the several branches of the industry to promote the common interest of and foster co-operation among such branches.

"Resolved, further, that the Chairman be and he is hereby empowered and directed to appoint a committee of not to exceed five to meet and confer with like committees or individuals representing other branches and organizations of the industry with a view to carrying such plan into effect.

"Resolved, further, that it is the sense of the board that such national joint committee, when organized shall in addition study the possibility and desirability of bringing the several branches and groups into a more elaborate and enduring form of industry organization and shall report their findings and recommendations to all branches and representative groups for adoption, revision or rejection.

"And be it further resolved, that this resolution be reported to the 12th annual convention of Allied States Association of motion picture exhibitors now sitting in Philadelphia with the recommendation that it be adopted as a convention resolution."

RKO Signs Eddie Albert To Three-Picture Contract

West Coast Bureau of THE FILM DAILY

Hollywood — RKO yesterday signed Eddie Albert to a three-picture contract. First picture will be "Hit the Deck," to which Lucille Ball, Bert Lahr and Buddy Ebsen have been assigned.

RKO has assigned Gene Raymond to one of the male leads in "Powder Town" with Edmund O'Brien.

RKO Signs Term Pacts With Five New Players

West Coast Bureau of THE FILM DAILY

Hollywood—RKO has signed five new players to term contracts. They are: Lina Rivas, El Salvador girl, aged 20; Howard McCoy, who hails from New Mexico; Lee Fredericks, Broadway stage actor; and Herbert Pinney and Julie Warren, Hollywood bit players.

Steffes Predicts Exhib. Unit Destruction Without Unity

Philadelphia—Unless one, big industry organization is created, each branch and each individual will be conquered and destroyed as shamefully as the small nations of Europe were destroyed because they would not unite in one strong unit to save themselves.

Those are the sentiments of Al Steffes, an Allied pioneer and leader, who, unable to attend the current convention here, expressed his views on the proposed all-industry committee in a letter to Sid Samuelson.

"You are being attacked quite severely from without as well as from within," Steffes wrote. "Your patrons are deserting you in droves. The forming of one strong organization can, must and will be done if some of the surface hard feelings and petty differences are forgotten and that is as deep as these feelings go, otherwise you would not have representatives of all branches of the industry present at your meeting today."

Steffes urged that a small committee be appointed with authority to negotiate with all concerned a tentative plan, to be finally approved by the board of directors.

To Close Orlando's Vogue

Orlando, Fla.—Florida State Theaters, Inc., operators of the former Sparks interests, have purchased the Vogue Theater of Colonialtown (suburb). The Vogue, built about a year ago by G. C. Diamond of Kansas City, Mo., and managed by Homer A. Ellison, will be closed indefinitely, according to Vernon Hunter, Orlando manager of Florida State Theaters.

'Era of Good Feeling'

La Crosse, Wis.—Although a hot spot in past months because of an anti-trust action brought by the La Crosse Theaters Co. against the Welworth Theater Co., these competitors buried the hatchet to promote a "Go to the Movies" week.

Allied Board Statement

(Continued from Page 1)

in convention was not a representative vote. They expressed the view that the overwhelming majority of Allied members favor an effective liaison with the other branches of the industry.

"They pointed to the fact that not more than half of those present voted; that men from the West representing hundreds of exhibitors were out-voted by a comparatively few individuals representing only themselves, some of whom were not Allied members; that the margin was very close.

"Refusing to accept the vote as a test of exhibitor sentiment, the Board decided to request the regional associations to poll their members on the issue within 10 days. The resolution will thus be considered calmly and without the influence of impassioned convention oratory. The Board will accept the verdict of its plebiscite."

Schwalb Heads Screen Gems

West Coast Bureau of THE FILM DAILY

Hollywood — Columbia announces the appointment of Ben Schwalb as general manager of Screen Gems, the Hollywood cartoon unit of the company. Schwalb previously produced shorts for Columbia in New York. He succeeds George Winkler, resigned. Frank Tashlin is production manager of the organization.

Fitzwater to Ft. Lauderdale

Ft. Lauderdale, Fla.—Jack Fitzwater has been named new manager of the four Fort Lauderdale theaters of the Florida State Theaters Chain, the Florida, Colony, Lyric and Sunset.

Charter Greater Film Council

Olympia, Wash. — The Greater Seattle Motion Picture Council, Inc., has been chartered for the production and exhibition of motion pictures.

TO THE COLORS!

Chicago—William Bindle, Jr., formerly with Warners' Rialto Theater, is now at Camp Polk, La.

West Coast Bureau of THE FILM DAILY

Hollywood — Squadron Leader Owen Cathcart-Jones, technical advisor on Warners' "Captains of the Clouds," will be assigned to active duty overseas with the Royal Canadian Air Force as soon as his Hollywood chore is completed.

Studio Crafts Win Increase: A basic agreement for seven studio crafts calling for 10% increase in salaries for a five-year period was reached over the week-end. Crafts affected include culinary workers, carpenters, electricians, teamsters, plasterers, laborers and musicians. The IATSE was not asked to come in but separate negotiations start tomorrow.

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

SEP 26 ..
26 41

VOL. 80, NO. 58 NEW YORK, MONDAY, SEPTEMBER 22, 1941 TEN CENTS

ALLIED LEADERS SAY UNITY PLAN NOT DEAD

ITOA Seeking an Injunction Against Ascap

THE WEEK IN REVIEW

Unity Plan Scuttled

By L. H. MITCHELL

ALLIED: Biggest piece of news—the biggest surprise—developing at Allied's three-day convention in Philly was the scuttling of the board's proposed all-industry committee following an attack on it by Nathan Yamins in which he stigmatized the resolution as "poison." All officers resigned over the rebuff, but the board refused to accept the resignations....Both Metro and Paramount were ready to back the unity plan....Pete J. Wood, of ITO of Ohio, told the delegates value of the motion picture dollar would shrink by $105,000,000 by June 30, 1942.... Prexy H. A. Cole told the meeting that of the 36 features in the first blocks of five, Texas Allied had given "A" rating to but one.... Delegates were told to keep an eye on Ascap, also on the networks' BMI or exhibs. might find themselves paying tribute to both.

* * *

FILM PROBE: At week's beginning Chairman D. Worth Clark of the Senate sub-committee investigating so-called war propaganda on the part of the film industry, said the inquiry might drag on "for months"....Darryl F. Zanuck in Milwaukee at the American Legion convention, branded all the sub-committee's charges as false....President Roosevelt, by inference, ridiculed the inquiry, while the Allied convention, Actors' Equity, Screen Guild Council, the ITO and other organizations attacked it and requested its ending....Senator Sheridan Downey (D., Calif.) will go to bat for the industry, on the floor of the Senate if the sub-committee does not accede to his request to appear before it....Nicholas M. Schenck, Loew's prexy, will be the first industry witness at tomorrow's hearing.

* * *

THIS and THAT: PCC of ITO adopted a resolution at its Seattle meeting calling on the Senate for an investigation of the alleged "monop-

(*Continued on Page* 5)

Exhib. Organization Seeks to Halt Future Royalties to Ascap

ITOA announced on Friday that it would seek an injunction to halt future royalties to Ascap and would also seek triple damages in the amount paid to Ascap during the last six years. Papers are now being drawn for the suit in which more than 300 theaters will be named as plaintiffs.

It was pointed out that the statute of limitations prevents the action from going back farther than the six-year period. The figure, ac-

(*Continued on Page* 5)

Castle Films Wins Educ. Office Contract

Washington Bureau of THE FILM DAILY

Washington—Castle Films, Inc., has been awarded contract for the Office of Education film work, it was announced here Friday. The announcement said the concern with

(*Continued on Page* 3)

New IATSE Ushers' Union Wins Detroit Contract

Detroit—Agreement was reached Friday between the new IATSE local covering doormen, ushers, candy girls and cashiers, and representives of Co-operative Theaters of

(*Continued on Page* 3)

Myers' Comment

Accusations hurled at Allied's directors by Nathan Yamins at the Philadelphia convention brought the following comment from Abram F. Myers, general counsel:

"Mr. Yamins assumed a grave responsibility when he accused the entire board of directors of 'railroading' the resolution for a joint conference committee; when he branded the movement as one to 'sell out' national Allied, and when, by his inflammatory attack, he side-tracked the movement towards unity in the face of great danger."

House, Senate Probe Opposition Rising

Washington Bureau of THE FILM DAILY

Washington—When the propaganda sub-committee resumes hearings tomorrow, it will do so in the face of a rising tide of opposition in both House and Senate.

The lid was blown off in the House against the isolationists by Congressman Luther Patrick of Ala-

(*Continued on Page* 4)

Juve Polio Ban Extended In Nine Pa. Counties

Harrisburg, Pa.—Children in the nine Pennsylvania counties under quarantine on account of the infan-

(*Continued on Page* 5)

Gov't to Probe IA Finances

Browne Ordered to Produce Union's Books

Investigation into the entire financial affairs of the IATSE under the anti-racketeering act by the Government was revealed in the Federal Court Friday when a special grand jury demanded that George E. Browne, indicted union president, produce the books and records of his union.

Motion to quash the subpoena served on Browne was postponed un-

(*Continued on Page* 4)

Fidler's Column Yanked From S. F. Chronicle

San Francisco—Jimmie Fidler's syndicated column was yanked from the San Francisco Chronicle on Friday. The move was described as being "permanent."

In an editorial, the newspaper soundly "spanked" the columnist for

(*Continued on Page* 5)

Approval of Peace Plan by Allied Units Expected in Poll

Allied leaders do not believe the organization's proposal for an all-industry committee is dead, despite the fact that it was voted down at the annual convention in Philadelphia last week. Regional directors were confident on Friday that their units would give the plan the green light in a plebiscite ordered by the directors at a meeting after the convention adjourned.

It was reported that Indiana and Maryland leaders had pledged their units' support and other regional officers declared that there was little likelihood of the plan being rejected when the time came for a

(*Continued on Page* 4)

Pascal Signs RKO Deal; To Make Six

Gabriel Pascal has signed a two-year contract with RKO to produce six pictures, it was learned Friday. Pascal will leave shortly for the Coast where he will produce George Bernard Shaw's "Arms and the Man."

The producer recently obtained his release from UA with the under-

(*Continued on Page* 5)

Hear Pickwick's Motion In Trust Action Today

New Haven—Hearing of the motion of the plaintiffs in the Pickwick, Greenwich, $5,452,575 anti-trust suit against the eight majors to dismiss the defendants' "separate defenses" has been scheduled today before

(*Continued on Page* 5)

£617,183 GB Profit; No Common Dividend

London (By Cable) — Gaumont British for the year ended March 31 last reports a profit of £617,183. No dividend was proposed on the corporation's ordinary stock.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(September 19)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	27½	27½	27½	— ½
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10⅛	10⅛	10⅛	.....
East. Kodak	143½	143½	143½	— 1¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	14⅛	14	14	— ¼
Loew's, Inc.	38¾	37¾	37¾	— ½
do pfd.	....	....	....	.....
Paramount	15½	15⅛	15¼	— ⅜
Para. 1st pfd.	112	112	112	— 1¼
Para. 2nd pfd.	13¾	13¾	13¾	— ⅜
Pathe Film	14¼	14⅛	14⅛	— ⅛
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	9⅛	9	9	— ⅜
20th Century-Fox pfd.	22½	22½	22½	.....
Univ. Pict. pfd.	154	154	154	— 2
Warner Bros.	5⅜	5⅛	5¼	— ⅛
do pfd.	74	73	74	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47.	100	99¾	99¾	— ¼
Warner Bros.' dbs. 6s48	96¾	96½	96½	— ¼

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	13-16	¾	¾	.....
Radio-Keith cvs.	¼	¼	¼	+1-16
Sonotone Corp.	....	....	....	.....
Technicolor	10½	10½	10½	— ¼
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	8⅝	8½	8½	— ¼
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	66½	69½
Roxy Thea. Bldg. 4s 1st '57	58½	62

Fred Karno Dead in England

London (By Cable)—Fred Karno, 73, English comedian-producer, credited with developing Charlie Chaplin and introducing him to U. S. audiences, is dead.

"Jerry" Cook Dead

Springfield, Mass. — William J. "Jerry" Cook, 76, who was one of the first theater owners in Massachusetts to present motion pictures, died after a lingering illness.

▣ The Broadway Parade ▣

Picture and Distributor	Theater
Sergeant York (Warner Bros.-Jesse L. Lasky)—12th week	Hollywood
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—6th week	Astor
Unfinished Business (Universal Pictures)—4th week	Rivoli
Lady Be Good (Metro-Goldwyn-Mayer Pictures)	Capitol
Lydia (United Artists-Alexander Korda)	Music Hall
Our Wife (Columbia Pictures)	Paramount
Sun Valley Serenade (Twentieth Century-Fox)	Roxy
Navy Blues (Warner Bros. Pictures)	Strand
Dr. Kildare's Wedding Day (Metro-Goldwyn-Mayer Pictures)	Criterion
Pittsburgh Kid (Republic Pictures)	Rialto
KuKan (Adventure Epics, Inc.)—14th week	World
No Greater Sin (University Film Productions)—3rd week	Globe
Citizen Kane (RKO Radio Pictures-Orson Welles)—2nd week (b)	Palace
Fugitive Valley (Monogram Pictures) (a)	New York
The Deadly Game (Monogram Pictures) (a)	New York
The Story of the Vatican (March of Time)	Belmont

♦ TWO-A-DAY RUNS ♦

Fantasia (Walt Disney Productions)—45th week	Broadway

♦ FOREIGN LAUGUAGE FEATURES ♦

Soviet Power (Artkino Pictures)—3rd week	Central
Min Van Klock-Johan (Scandia Films)—2nd week	48th St. Theater
Pepe le Moko (Mayer & Burstyn) (b)	5th Ave. Playhouse
General Suvorov (Artkino Pictures)	Stanley

♦ FUTURE OPENINGS . ♦

Ice-Capades (Republic Pictures)—Sept. 24	Criterion
A Yank in the RAF (Twentieth Century-Fox)—Sept. 26	Roxy
The Man Who Seeks The Truth (Dome Films, Inc.)—Oct. 6	World
The Smiling Ghost (Warner Bros. Pictures)—Sept. 25	Globe
The Maltese Falcon (Warner Bros. Pictures)—Oct. 3	Strand
Hold Back the Dawn (Paramount Pictures)—Oct. 1	Paramount
This Woman is Mine (Universal Pictures) (c)	Rivoli
Honky Tonk (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
It Started With Eve (Universal Pictures) (c)	Music Hall
Hold That Ghost (Universal Pictures)—Sept. 24 (a-b)	Palace
Unexpected Uncle (RKO Radio Pictures)—Sept. 24 (a)	Palace
Arizona Bound (Monogram Pictures)—Sept. 23 (a)	New York
City Limits (Monogram Pictures)—Sept. 23 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Warner Theater Managers Meet in Philly Wednesday

Annual meeting of managers of the Warner Theater circuit in the Philadelphia zone will be held Wednesday at the Ritz-Carlton Hotel in Philadelphia. Meeting will be highlighted by the distribution of three automobiles to the circuit's three outstanding showmen-managers. Joseph Bernhard, general manager of Warner Theaters, will make the presentation personally.

Rifkin and Ritchey Buy Monogram Common Stock

Washington Bureau of THE FILM DAILY

Washington—During August Herman Rifkin purchased 8,418 shares of Monogram Pictures Corp. $1.00 par common bringing his holdings to 9,018 shares, it is reported by the SEC in the official summary of security transactions and holdings for the month. During the same period Norton V. Ritchey purchased 3,168 shares to bring his holdings to 3,268.

Argentina to Observe Day of Movie Nov. 10

Buenos Aires (By Air Mail)—Country-wide observance of Dia del Cine (Day of the Movie) is set for Nov. 10, under auspices of the newly organized Film Association of Argentina. Idea originated with S. S. Horen, South American manager for 20th-Fox.

Syracuse Strand Reopens As Independent Operation

Syracuse, N. Y.—The Strand, long in the RKO-Schine pool, reopened Saturday under operation by the newly formed Syracuse Community Theater Corp. with Hubert Wallace of Auburn as managing director and Bernard P. Wallace of this city as house manager. Policy is subsequent-runs, with Bingo at an added price one night weekly. B.O. scale for latter may be 75 cents.

Corporation is headed by Charles F. Carr as prexy-treasurer, with William Coombs as vice-prexy and Lyle Hornbeck, secretary.

Strand was the original Warner outlet here, then passed to RKO and finally was tossed into the Schine-operated pool.

Two New Producing Co.'s Organize in Argentina

Buenos Aires (By Air Mail)—Two new producing companies have been organized here. Artistas Argentinos Asociados will produce five during 1942 in the SIDE studios, while Filmadora Independiente Argentina will make its program at the Rio de la Plata studios.

Jackman on "Torpedo Boat"

West Coast Bureau of THE FILM DAILY

Hollywood—Bill Pine-Bill Thomas have signed Fred Jackman, Jr., for the third consecutive time to handle the photography on "Torpedo Boat," which will co-star Richard Arlen and Frances Farmer. John Rawlins has been set to direct the picture.

COMING and GOING

SEYMOUR POE, of UA, is here from Los Angeles and plans to remain about two weeks before returning.

J. E. McCONVILLE, Columbia's foreign manager, has returned from Havana.

TERRY TURNER, head of RKO's exploitation staff, left over the week-end for Washington for a campaign on "The Little Foxes." He will cover 14 other cities.

CHESTER B. BAHN, editor of THE FILM DAILY, returns today from Syracuse.

JOEL SWENSON of the MPPDA public relations staff goes to Washington today.

JEANETTE BERLINER, Republic booker, New Haven, in New York with her father for the holidays.

JAMES MULVEY spent the week-end in Philadelphia watching the pennant chase of the Brooklyn Dodgers.

ANNE SHIRLEY is in New York for a short vacation and is stopping at the Hotel Delmonico.

GUY PETE MORGAN, former manager for UA in the Argentine, leaves for Los Angeles today.

Review Group Praises "The Forgotten Village"

Committee on Exceptional Photoplays of the National Board of Reviews in a letter to Arthur Mayer and Joseph Burstyn, distributors of "The Forgotten Village," praised the film and declared: "The Committee sees nothing in this film it could call objectionable, even according to the strictest conservative standards, and certainly nothing censorable in the sense of being harmful to audiences."

Distributors also announced they have obtained Morris Ernst to handle the appeal before the Board of Regents.

Film Delivery Rates Face Early Increase in Chicago

Chicago — G. W. Koerner, film truck service manager, says higher labor costs, increased taxation and higher material costs will force an increase in film delivery rates in this territory shortly.

Correction

Headline in THE FILM DAILY Friday on the arbitration decision in the Somerville, N. J., clearance case was in error. Raritan Amusement Co., not the Court theater, won the clearance cut.

"Happy Birthday to You"
TELEGRAM

Eric von Stroheim Carlyle R. Robinson

Castle Films Wins Educ. Office Contract

(Continued from Page 1)

offices at 30 Rockefeller Plaza, New York City, was given award on all the numerous items stipulated in the offering.

The contract had excited considerable speculation, not only because it is expected to reach considerable proportions, but also because the recently formed "Institute" was one of the main competitors for the job. In its bid the Institute stressed that it would tackle the job on a non-profit basis.

Office of Education officials while unable to estimate the extent of the work, said they expect to sell thousands of prints of the films to vocational schools and industries.

New IATSE Ushers' Union Wins Detroit Contract

(Continued from Page 1)

Michigan, making the first union contract in this field. Agreement averts threat of strike which would have been called for Wednesday by the union.

This effects nearly 200 Detroit theaters, including nearly all except first and second-runs which are being negotiated, as independents have generally agreed to follow the Co-operative agreement.

Scale for usherettes, ushers and candy girls is 32½ cents per hour with 2½ cent raise in second and also third year, with six-day week of 40 hours and time and one-half for over time. Doormen and chief of service are five cents above scale. Cashier's scale is not settled yet.

Houses under 1,000 seats are given 2½ cent concession below scale. Houses under 500 seats have 30 cent minimum which will probably be maximum where special consideration is required.

Operators are not asking increase in their own contract in view of the new contract for other employes.

Claire Trevor for "Martin Eden"

West Coast Bureau of THE FILM DAILY

Hollywood—Columbia has assigned Claire Trevor and Glenn Ford to the leads in Jack London's "Martin Eden" which goes before the cameras Oct. 15 with Sidney Salkow directing.

M-G-M to Do "Cardboard Lover"

West Coast Bureau of THE FILM DAILY

Hollywood — Metro plans to remake the Jacques Deval play, "Her Cardboard Lover."

WEDDING BELLS

Springfield, Mass. — Claire Ann Bocash, cashier at the Capitol Theater here was married to Arthur Jarvis in St. Michael's Cathedral. The couple left on a honeymoon trip to the White Mountains.

ALONG THE
RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● **ALLIED CONVENTION ECHOES......Despite the action taken against the unity resolution......gloom was overshadowed by fun at the banquet Thursday night......Such an array of industry executives, exhibitor leaders and brilliant talent has seldom been corralled in one spot outside of Hollywood......It was an evening of pleasure, interspersed only occasionally by serious moments......and Sid Samuelson climaxed his own record-beating convention by toastmastering the windup affair in good fashion......**

▼ ▼ ▼

● ● ● *ARTHUR KELLY wowed the banqueteers when he apologized for not having arrived at the convention earlier...... but, he said, "we are very busy trying to find a president"...... He said they almost had one on the hook (Bill Rodgers)......but M-G-M wouldn't let him get away......However, he concluded, if there's anybody who would like to rise in his own profession, just send the application to United Artists........Jules Levey panicked the crowd with a speech which resembled double-talk ......about which Bob Hope later made the remark, "Now you know why actors have problems, too"......Other speakers included Col. Cole, Abram Myers, Bill Rodgers, Abe Montague..... while other executives at the speakers table......were Bill Scully, E. A. Williford, George Dembow, Herman Robbins, Paul Terry, Charley Reagan, Jay Emanuel, Dave Barrist, and many others ......Little Carolyn Lee was held up to the microphone to greet the conventioneers......*

▼ ▼ ▼

● ● ● **BUT the real show-stoppers......were Bob Hope and Jerry Colonna who had the diners in an uproar......Hope said he was burned up at the war propaganda probe......but he blamed Bing Crosby for it all......Hope said Crosby gave a few of his horses to the cavalry ......and now the Senators think he is a fifth columnist......Bob kept up a flow of spontaneous chatter with the gags coming so fast not even a good court stenographer culd get them down......And then Professr Colonna did a routine, which was finished off with Colonna rendering two songs in a surprisingly good voice and with appropriate facial expressions......**

▼ ▼ ▼

● ● ● *ALL IN ALL......it was a banquet that probably will go down in Allied history as the tops......and so will the convention itself......because it was something to write home about.... and that year book was a grand job for which Jay Emanuel, Paul Greenhalgh, Herb Miller and Jim Dalton can take a bow...... Others seen around the convention were Al Wilkie, Alex Moss, Herb Berg, Walter Green, Herman Rifkin, Al Bondy, Bob Savini, Jack Schlaifer, Steve Broidy, Pete Harrison, Ted Schlanger, Bob Lynch, Nat Levy, Monroe Greenthal......*

▼ ▼ ▼

● ● ● **THOSE who still had ambition stayed over Friday for the golf tournament sponsored by The Exhibitor......but it was a kind of sleepy bunch of folks who were up bright and early Friday morning ......to either play golf or rush for homeward-bound trains......We forgot to mention that Cole, Myers, and Herman Blum were presented with framed pen and ink sketches of themselves at the banquet......**

▼ ▼ ▼

● ● ● *WELL, now that the convention is over, it looks as if Allied' big job is ahead......if it wants to establish an all-industry group......Some folks thought that the killing of the resolution in the way it happened might strengthen the plan in the long run......*

Argentina Slaps Ban On "Voice in Night"

By DR. W. P. SCHUCK
FILM DAILY Staff Correspondent

Buenos Aires (By Air Mail)—Proclamation of a nation-wide ban on "A Voice in the Night," British production released by Columbia, has interesting sidelights.

Until recently, there had existed a general agreement among Argentine lawyers that films could be banned only by a provincial government, by the city of Buenos Aires, and by the Central Government in those parts of the country which were still "territories"—such as the Chaco, Patagonia, or the Pampa.

When, however, the "Great Dictator" was shown in the province of Entre Rios after having been banned in Buenos Aires, the Central Government stepped in, proclaiming a ban for the whole country, and basing its decision on its duty to protect the friendly relations existing between Argentina and other countries —in the "Dictator" case, Germany and Italy.

It is noteworthy that the same reason was given for the ban on "A Voice in the Night" although the revelations of the so-called Argentine "Dies Committee" tend to establish that the Third Reich has no regard whatever for the friendly relations between a democratic Argentina and a Hitler Germany. It, however, should be understood that this Congressional Committee for the study of Anti-Argentine activities is not the Government, and that its conclusions which have been widely publicized, do not commit the Government. In fact, while for instance President Baldomir of Uruguay received Walt Disney on the very day of his arrival at Montevideo, nothing of this kind happened in B. A. On the other side, one should not overlook that Russian pictures such as "Professor Mamlock," with its outspoken anti-Nazi tendency, are now shown for the first time in B. A.

Metro Signs Miss Patterson

West Coast Bureau of THE FILM DAILY

Hollywood — Elizabeth Patterson has been signed by M-G-M for an important character role in "The Vanishing Virginians," in which she plays the part of an 86-year-old mother to Frank Morgan. Frank Borzage is directing.

Portland Cameo Closed

Portland, Me.—Leo Young, district manager for the Ralph E. Snider theaters, has announced the indefinite closing of the Cameo theater.

TO THE COLORS!

Charles Vuono, son of Mrs. Mary Vuono, owner of the Strand and Palace, Stamford, Conn., is now in training at Fort Monmouth, Red Bank, N. J.

Allied Leaders Say Unity Plan Not Dead

(*Continued from Page* 1)

vote. Regional associations were instructed to poll their members within 10 days.

Spurning of the resolution, following a blast against it by New England's Nathan Yamins, had a deadening effect, temporarily at least, on what could be considered one of Allied's greatest conventions. It was said to be the largest assemblage of exhibitors since the 5-5-5 conferences in Chicago several years ago, and the apparent enthusiasm for a harmony program before the final session gave no evidence of what was to come. After Yamins delivered his attack which apparently won 60 per cent of the 249 exhibitors in the convention room over to his side, the board held a meeting at which the national officers resigned in a body, but the directors requested that they stay in office for the time being.

W. F. Rodgers, M-G-M general sales manager, speaking at the convention banquet Thursday night, expressed keen disappointment over the convention's action. He urged that the delegates remain in Philadelphia for another day to reconsider their vote. This was not possible, however, as several of the directors could not stay over, and besides, it was believed that the poll of the units will represent a more accurate opinion.

Joseph Bernhard, head of Warner Bros. Theaters, told the banquet guests that he had prepared an address, based on the anticipation of the resolution's approval, but that such a speech now would be out of order. He, too, expressed disappointment. If the various branches of the industry can get together on defense co-operation, USO and other drives, why can't "we get together to do something for ourselves?" Bernhard asked.

Just how long the present officers will remain could not be determined. They agreed that they would withdraw their resignations "for the time being," but it was rumored that one or two would make their resignations permanent.

Polling of the units is slated to get under way this week.

"Fantasia" Set for Toronto

Toronto — First Toronto run of "Fantasia" opens at the Royal Alexandria Theater as a road show Sept. 29 and second week is being kept open for possible holdover. The feature had its Canadian premiere at His Majesty's Theater, Montreal, late last Spring.

Joan Woodbury In Lead

West Coast Bureau of THE FILM DAILY

Hollywood — Kozinsky Brothers (K-B Productions) have signed Joan Woodbury for the feminine lead in their next production, "I Killed That Man," which will be directed by Phil Rosen for Monogram release.

Gov't to Probe IA Finances

Browne Ordered to Produce Union's Books

(*Continued from Page* 1)

til today by Judge John W. Holland in spite of the objection made by the Government who said the union records were supposed to have been in court on Friday.

U. S. Attorney Mathias F. Correa plainly indicated that the seeking of the information on the special union fund, which, it was estimated, amounted to over $6,000,000 a year in special assessments from its members, was only a phase of the general investigation.

He also said if the evidence was sufficient to convict Browne and his personal aide, Willie Bioff, on the charges of accepting $550,000 in bribes, the Government would inquire further to ascertain if bribery, SEC violations, income tax evasion and other violations of the law had been committed by persons involved in making the payments to the union leaders.

David Asch, associate of Martin Conboy, counsel for Browne, asserted demand to produce union data was prejudical to the interests of his client. The Government maintained that the investigation of the union books could in no way be tied up with the extortion trial of Browne and Bioff.

"One Foot In Heaven" To Bow in Washington

Warner Bros. "One Foot In Heaven" will have its world premiere Oct. 2 at the Earle Theater, Washington, before a first night audience of church dignitaries, Senators, Congressmen, Government officials, Army and Navy officers and representatives of the press. Fredric March and Martha Scott are co-starred in this screen version of the book by Hartzell Spence.

Specially chartered trains and planes will bring church leaders, press representatives and Hollywood luminaries to Washington from the West Coast, New York and other points. A number of nationally syndicated columnists will be among the group that will attend from New York. Fredric March and Martha Scott wil head the Hollywood group that will come by train and plane.

Fox Intermountain Takes Over 2 Colorado Houses

Denver—Fox has taken over two more theaters in Colorado, again giving them exclusives in both spots. They have bought the Longmont at Longmont from J. J. Goodstein, who has operated since taking it back from Fox some time ago. Goodstein filed the first arbitration case under the consent decree in the Denver territory in an attempt to get more product for this spot, but withdrew the case after three days of hearing.

Fox has again leased the America at Sterling from Chas. McIntyre.

Metro Assigns Tony Martin

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has given Tony Martin the role formerly assigned to Desi Arnaz opposite Eleanor Powell in "I'll Take Manila."

"Fantasia" Scale a B. A. Record

Buenos Aires (By Air Mail)—Admission price record is established by the $1.25 scale for Disney's "Fantasia," playing to capacity at the Broadway.

NBC's Tele Station Stages Elaborate Style Show

Marshalling the facilities of the NBC tele station WNBT, and its mobile unit, the NBC networks and personnel of civic, stage, screen and radio, the New York State Committee for the sale of defense savings bonds and stamps Friday staged one of the most elaborate shows in the short history of tele from the sunken gardens of Radio City. Tabbed "Styled For Defense" the show, running from 2:45-4 p.m., brought before the tele and radio audiences a show in which 25 different clothing and jewelry stylists participated.

Included in the parade of talent were Lucy Monroe, Arthur Treacher and Warren Hull, emcees; Col. Richard C. Patterson, Conrad Thibault, Barry Wood; Grover Whelan, John B. Kennedy, Vyvyan Donner, Miss Sheila Mackay, British lecturer; Olga Baclanova; Bert Lytell, reading a special message from President Roosevelt; Stella Inda, representing Mexico; Xavier Cugat and Lena Romay; Kitty Carlisle, Joy Hodges; Howard Lindsey and others. Interspersed were professional models, movie and radio starlets and Lady Ashley modelling the latest creations of the 25 participating organizations.

Ask Sunday Pix for Army

Camden, S. C.—By a unanimous vote, the Camden Merchants' Association adopted a resolution urging the city to permit the opening of theaters Sunday during the months of October and November, during the Fall maneuvers of the First Army.

Illinois IA For Browne

Chicago — State conference of IATSE local meeting at Danville, Ill., voted full confidence and support to George E. Browne in present Federal difficulties.

Ahrens in Managerial Spot

Chicago—Walter Ahrens, in charge of publicity for RKO Palace here, has been transferred to Champaign as manager of the reopened Orpheum Theater.

House, Senate Probe Opposition Rising

(*Continued from Page* 1)

bama, who joined several members of the Senate in strong attacks on Charles Lindbergh.

Patrick waved a copy of "Mein Kampf on the floor of the House and shouted: "This sounds just like Lindbergh."

He read passages from the Hitler book and declared, "This makes me wonder where Lindbergh gets his ideas."

"Now Lindbergh even tracks Hitler so closely that he says we are being pulled into the war by the seat of the pants by President Roosevelt and the Jews," Patrick declared. "Where else," he demanded, waving "Mein Kampf" in the air, "has the air ever been saturated by such remarks before?"

He said that Lindbergh has "turned sour on the United States" and declared that "any barber is his equal, any justice of the peace his superior, in the matter of international affairs."

In the meantime, Chairman D. Worth Clark busied himself over the week-end, preparing a list of precedents with which to prove that his sub-committee's action in holding hearings without Senate approval is not unprecedented. He said he intended to present these tomorrow.

The second episode will lead off with Nicholas M. Schenck, Loew's, Inc., prexy, testifying. All indications are that the group intends to give him a thorough going-over with the monopoly question playing the leading role, since the propaganda charge has not bogged down.

He will be followed by Harry M. Warner, Barney Balaban and Darryl F. Zanuck. What the program is after that is anyone's guess.

20th-Century and Odeon May Clash Over Midtown

Toronto—Announcement has been made by 20th Century Theaters, headed by N. A. Taylor, that the new Midtown Theater is a unit of this circuit which is allied with Famous Players through an agreement with Taylor. A list of 38 theaters in Ontario has been drawn up to show the membership in this circuit which includes theaters owned on a partnership basis, leased houses and some owned by FPC. The Midtown has been claimed by Odeon Theaters of Canada as one of a group acquired from Sam Firestone. There are indications that a dispute may develop over the control of this house which was practically rebuilt last winter.

"Navy Blues" Opens Big

With a strong opening on Friday, it was estimated "Navy Blues" would gross approximately $27,000 for over the week-end at the Strand.

Army's Technician Call Leaves UK Studios Short

Less Than 2,000 Men Available for All Studios As Result of New Summons

London (By Cable)—British producers, it was announced at the weekend, will inform the Government they are prepared to co-operate in releasing technicians for military service.

The latest call up for duty with the armed forces will leave less than 2,000 men for all studios.

Effect on British production remains to be seen. It is believed that American companies with plans to resume or press British picture making may move to bring over Hollywood technicians.

Meanwhile, it is obvious that the studios will institute a training program for older men and women to meet the situation.

Producers recently had expressed their opposition to the Government plan to take more technicians for military duty.

Juve Polio Ban Extended In Nine Pa. Counties

(*Continued from Page* 1)

tile paralysis epidemic will be banned from theaters and will not be permitted to return to school until Sept. 29 at the earliest.

The ban was extended from today after a survey conducted by the State Department of Health. The order came as the unofficial count of cases rose to 412 and the death total to 32.

Dr. A. H. Stewart, acting health secretary, mailed an order to Bloomsburg officials to bar children under 16 from the annual Bloomsburg Fair this week. Last week at Allentown 800 high school students were suspended for going to the Allentown Fair in defiance of an infantile paralysis ban.

THE WEEK IN REVIEW

Unity Plan Scuttled

(*Continued from Page* 1)

oly" exercised by the motion picture industry....New admission tax will start Oct. 1....A. M. Botsford was named ad and publicity head for 20th Century-Fox....Universal reported a 39 weeks' profit of $2,000,864, while Columbia's statement gave its year's net at $552,743....RFC financing for Jack T. Cosman's Independent Pictures, Inc., was reported assured by Cosman who expects to produce 26 features the coming year ....Abram F. Myers, Allied general counsel, forecast utilization of the "escape" clause in the consent decree, foreseeing no "Little Three" action before next Summer.

Free Special Box at "Freedom Show" Here Offered Isolationists Investigating Pix

Four isolationists on the five-man Senate Interstate Commerce sub-committee investigating alleged war propaganda in films can have a special box, free, at the "Freedom Show" of the Stage, Screen, Radio and Arts Division of Fight for Freedom, Inc., if they choose.

Invitation, telegraphed to the quartet by Helen Hayes and Burgess Meredith, read in part:

"Since we haven't been invited to your show in Washington to tell our views, we invite you to ours to hear how entertainers of every field feel about the Nazis. . . . You'll see a good show, and maybe you'll get a few ideas of how we feel about the Hitler menace to free art in America."

Hear Pickwick's Motion In Trust Action Today

(*Continued from Page* 1)

Judge Carroll C. Hincks of the U. S. District Court here. The motion was originally to be heard last Tuesday, but continuance was asked by the plaintiffs' attorneys, Cummings and Lockwood.

The "separate defenses" filed in the defendants' answers, ask in turn for dismissal of the complaint as to one or all of the plaintiff corporations, because of "lack of legal capacity to maintain this action."

While United Artists claims all three of the plaintiff corporations lack this capacity, the other companies confine their allegations to one of the plaintiffs and owners of the Greenwich theaters.

Kanin, Now a Sergeant, Handling New Army Unit

Fort Monmouth, N. J.—Now it's Sergt. Garson Kanin.

Promotion of the Hollywood director was made with the announcement that Kanin will handle the new training film unit shooting at Edgewood Arsenal, Maryland. Shooting began on Monday on a series of films on protection against chemical warfare.

The gas defense pictures will have Bill Widmayer, former March of Time lenser, on the camera, and Lt. John Kleinschmidt in charge of the unit. Private Murray Fairbairn, Disney animator, goes along for visual sketching and planning, and others in the troupe include Privates Charles Wasserman, Charles Schwep, Ray Bulloch, and Joseph Szatowski.

Another shipping order at the Army's Film Lab has Granville O. Scofield (Granville Owen of "L'il Abner") reporting for duty with the film unit at Camp Holabird, the Quartermaster Depot at Baltimore.

Rep. Sets Durkee Contract

Republic has closed for its new season lineup with the Frank H. Durkee Theatrical Circuit of Baltimore. J. R. Grainger, president, and Jake Flax, franchise holder in Washington acted for Republic in negotiations with Frank H. Durkee, Walter Pacy and Charles Nolty.

Fidler's Column Yanked From S. F. Chronicle

(*Continued from Page* 1)

his testimony before the Senate subcommittee which is investigating alleged war propaganda in motion pictures.

Para. Loans Wright to Rep.

West Coast Bureau of THE FILM DAILY

Hollywood—Republic has borrowed William Wright from Paramount for the male lead in "The Devil Pays Off," and Margaret Tallichet and Osa Massen have the feminine leads. Director is John H. Auer.

Ascap Injunction Sought by ITOA

(*Continued from Page* 1)

cording to estimates, runs into hundreds of thousands of dollars and information is now being gathered by counsel from various exhibitors who are checking into their records to determine the amount paid to Ascap in the last six years.

The exhibitor association is being represented by the law firm of Weisman, Celler, Quinn, Allen & Spett.

Pascal Signs RKO Deal; To Produce Six Pictures

(*Continued from Page* 1)

standing he would deliver two pictures upon the expiration of his contract with RKO.

Santley on Rep.'s "Marines"

West Coast Bureau of THE FILM DAILY

Hollywood—Joe Santley will direct "Marines on Parade," with Al Pearce and His Gang, at Republic.

"I WAS A CAPTIVE!
...of the ruthless terrorists of an international espionage gang!"
Startling story of a Washington beauty rescued by the undercover men of the F.B.I.!
CHARLES FARRELL
JUNE LANG
in The DEADLY GAME
with JOHN MILJAN
BERNADENE HAYES
A MONOGRAM PICTURE
Produced by Dixon Harwin
Assoc. Prod. Barney Sarecky
Directed by Phil Rosen
Screenplay by Wellyn Totman
"Fast moving spy meller, well directed"...The Exhibitor
"Good action melodrama that holds interest to the end" ...Film Daily

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Ellery Queen and the Murder Ring"

with Ralph Bellamy, Margaret Lindsay
(HOLLYWOOD PREVIEW)

Columbia 65 Mins.

SWELL MYSTERY-MELLER IS BEST OF THE DARMOUR-QUEEN SERIES; OKAY FOR ANY PLAY DATE.

Producer Larry Darmour has the best of his "Ellery Queen" series in this "Ellery Queen And The Murder Ring." That title is a bit grim and would lead one to expect a gory path of guns and blood to run through the film—but that is not the case. The story is highly plausible, with no more than the regular two murders. It's well acted, directed, and cast; and shows a lot of production for a low budgeter.

Ralph Bellamy and his partner in detection, Margaret Lindsay, carry the lead roles nicely with fine support from Charles Grapewin, Mona Barrie, James Burke and a pair of great comedy gangsters, Tom Dugan and Paul Hurst. Rudolph Flothow's production is good and the direction is capably handled by James Hogan.

Blanche Yurka, very rich owner of a large hospital, is heartily hated by every one who comes in contact with her—even her own son and daughter. When she is killed there are more suspects than the police can handle. As she is murdered in her own hospital the nurses and doctors, including the head physician, (George Zucco) find themselves in for the majority of the grilling.

Confusing the issue at every turn are a couple of gangsters who, while innocent of the crime, are implicated to the point that they want to get out. Paul Hurst, "the boss" has a broken leg and Tom Dugan's efforts to get him out of the hospital on a stretcher are hilarious mainly because the mugs play the entire thing straight, relying on situations for laughs—and there are many of them.

"Murder Ring" is bound to be accepted well wherever it is played.

CAST: Ralph Bellamy, Margaret Lindsay, Charley Grapewin, Mona Barrie, Paul Hurst, James Burke, George Zucco, Blanche Yurka, Tom Dugan, Leon Ames, Jean Fenwick, Olin Howland, Dennis Moore, Charlotte Wynters, Pierre Watkins.

CREDITS: Producer, Larry Darmour; Associate Producer, Rudolph Flothow; Director, James Hogan; Screenplay, Eric Taylor and Gertrude Purcell; Cameraman, James S. Brown, Jr.; Editor, Dwight Caldwell; Music, Lee Zahler.

DIRECTION, Swell. PHOTOGRAPHY, Good.

Pressburger Announces Two

West Coast Bureau of THE FILM DAILY

Hollywood—Arnold Pressburger, who is producing for UA release, announced at the week-end the next two productions to follow "Shanghai Gesture." Both are stories by a French author, Henri Unsan, and their titles are "Valet-Maitre" and "Lady Paname."

Judy Garland Assigned

West Coast Bureau of THE FILM DAILY

Hollywood — Metro has replaced Katherine Grayson in "Very Warm for May" with Judy Garland. Ray McDonald has been added to the cast.

"Doctors Don't Tell"

with John Beal, Florence Rice,
Edward Norris

Republic 65 Mins.

FAIR-TO-MIDDLING MELODRAMA ABOUT TRIALS AND TRIBULATIONS OF TWO YOUNG DOCTORS ABLY PERFORMED BY CAPABLE CAST.

In this particular instance, performers far outdistance material which they are given. It is a weak yarn about two interne friends who go different ways upon graduation or an anaesthetized modification of "Crime Does Not Pay."

The two doctors are well-played by John Beal and Edward Norris. Attractive Florence Rice serves to form the triangle. There is a good comic performance by Grady Sutton as the young doctor who is afraid to practice his profession because he is too tender-hearted. Jacques Tourneur gives the film standard direction.

Character of two internes is laid bare at opening when Beal goes through with operation to save Miss Rice although it might mean his suspension. After graduation, the medicos find it tough going.

A gangster, played by Douglas Fowley, persuades Norris to extract a bullet from his wounded bodyguard, Ward Bond. Beals discovers it and the pair splits. Norris soon becomes a successful doctor and when Fowley gets in a jam, Norris is forced to operate upon him to disguise his features. Meanwhile, Beal is with district attorneys' office as medical examiner and finds out about the operation. Search is on for Norris who finally shows up on trial to give damaging evidence and is killed by Bond after exiting court room.

CAST: John Beal, Florence Rice, Edward Norris, Ward Bond, Douglas Fowley, Grady Sutton, Bill Shirley, Joseph Crehan, Paul Porcasi, Russell Hicks, Howard Hickman.

CREDITS: Associate Producer, Albert J. Cohen; Director, Jacques Tourneur; Screenplay, Theodore Reeves and Isabel Dawn; Original, Theodore Reeves; Cameraman, Ernest Miller; Film Editor, Edward Mann; Musical Director, Cy Feuer.

DIRECTION, Standard. PHOTOGRAPHY, Good.

Billion for Defense Booms Baltimore Biz

Baltimore — During the past 12 months, direct Army, Navy and Maritime Commission contracts have brought more than a billion dollars to Maryland industry, with a resultant boom in the state's largest city, Baltimore. Housing, traffic and recreational facilities have been overtaxed by the influx of defense workers who have swelled the population in and around the industrial centers.

Most visible effects noted by local exhibitors have been in increased week-end grosses, especially in downtown Baltimore. It is pointed out that newcomers, faced with free week-ends, and not very well acquainted with the native population, invariably wind up at the movies. Managers can easily spot first-timers by their queries about location of rest rooms, directions to cars and buses, etc.

"The Lone Star Vigilantes"

with Bill Elliott and Tex Ritter
(HOLLYWOOD PREVIEW)

Columbia 58 Mins.

LOTS OF PRODUCTION AND GOOD YARN MAKE THIS RITTER-ELLIOTT STARRER A TOPPER.

Because the producer, Leon Barsha, has given this film a bit more in the way of production and story than is given most horse-operas, "Vigilantes" looks to be the best of the Ritter-Elliott starrers to come from the Columbia lot.

Ritter plays and sings a couple of excellent Western songs in his inimitable style and stands out again as one of the top-hands in the ranks of Hollywood Western stars. Elliott also, with his strictly he-man role, ranks way up on the list.

Luci Ward's screenplay is excellent, as is the work of the supporting cast. Benjamin Kline's photography is great.

Returning from the Civil War, beaten but un-bowed, Tex, Elliott and their pal Frank Mitchell, find their home state of Texas in a turmoil because of the activities of a gang of renegades posing as a branch of the victorious army. They decide on an appeasement policy until it becomes obvious that the looters are going to leave nothing when they finally leave the county.

Their first act of rebellion is reported to the thugs by the daughter of a doctor they have befriended, and the boys are forced to begin the fight in earnest. By clever sleuthing, Elliott discovers that the commanding officer is an imposter. He rides to the Union Army headquarters and reports it and is told he must bring proof before he will be given help.

Rather than bring proof, the boys crack the gang alone and deliver the self-convicted prisoners to justice.

"Vigilantes" has plenty of action and should prove a winner with the Western fans.

CAST: Bill Elliott, Tex Ritter, Frank Mitchell, Virginia Carpenter, Luana Walters, Budd Buster, Forrest Taylor, Gavin Gordon, Lowell Drew, Edmund Cobb, Ethan Laidlaw, Rick Anderson.

CREDITS: Producer, Leon Barsha; Direction, Wallace W. Fox; Screenplay, Luci Ward; Cameraman, Benjamin Kline; Editor, Mel Thorsen.

DIRECTION, Good. PHOTOGRAPHY, Good.

RKO Signs Ginny Simms

Hollywood—RKO Radio has signed Ginny Simms, singer with the Kay Kyser orchestra, for an important role in the picturization of Theodore Dreiser's "Sister Carrie." Ruth Warrick will have the title role.

20th-Fox Renews Henie Pact

Hollywood — Twentieth Century-Fox has signed Sonja Henie to a new long-term contract. She will report at the studio the first of the new year for her next picture.

"Hairbreath Harry" for Bracken

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount had selected "Hairbreadth Harry," from the cartoon strip, as its first vehicle for Eddie Bracken.

"Fugitive Valley"

with Ray Corrigan, John King, Max Terhune

Monogram 60 Mins.

FAIRLY ENTERTAINING WESTERN WITH BETTER THAN AVERAGE ACTION. SHOULD PLEASE MOST FANS.

This latest of the "Range Busters" series has good share of hard riding, shooting anl fisticuffs, with a dash of romance thrown in as Ray (Crash) Corrigan, John (Dusty) King and Max (Alibi) Terhune collaborate in rounding up a gang which operates from a secret base in so-called Fugitive Valley

In order to bag the bad men, Corrigan purposely gets himself jailed. His cell mate, a member of the gang, leads Corrigan and King to the hideout, following a jail-break which is part of the put-up job. There these Range Busters carry their stratagems further by holding up a stagecoach and "capturing" their buddy Terhune who is posing as a vaudeville magician.

Through the pigeons of the latter, the representatives of the law in the nearby town are kept informed of the Range Busters' progress toward bringing about the downfall of the gang whose leader is known as "The Whip." The latter turns out to be Julie Duncan, a comely gal who is also working on the inside to nab the mob which has outraged the local settlers. Naturally, the outlaws are wiped out at the finale, while the Range Busters ride off seeking new adventures.

It's a fairly interesting sagebrush drama for fans who thrive on such fare. Julie Duncan does right well as the heart interest, and flashes some good horsemanship. Several songs are injected to lighten the proceedings. Roy Luby's direction is solid.

CAST: Ray Corrigan, John King, Max Terhune, Julie Duncan, Glenn Strange, Bob Kortman, Ed Brady, Tom London, Reed Howes, Carl Matthews, Edward Piel, Sr., Doye O'Dell.

CREDITS: Producer, George Weeks; Director, Roy Luby; Associate Producer, Anna Bell Ward; Production Manager, William Nolte; Cameraman, Robert Cline; Sound, Glen Glenn; Original Story, Oliver Drake; Dialogue and Continuity, John Vlahos, Robert Finkel.

DIRECTION, Solid. PHOTOGRAPHY, Okay.

Pioneer Holds Central Iowa Managers Parley

Atlantic, Ia.—Central Iowa theater managers of the Pioneer Theater Corp. held a conference to discuss current films and developments at Hotel Whitney Wednesday in connection with the opening of the New Atlantic Theater.

Among those attending the meeting were Harold Field of Minneapolis, president of Pioneer; Don J. Smith of Carroll, district manager; Max Factor of Des Moines; G. C. McKinnon of Spencer; Art Downard of Webster City; Percy Long of Jefferson; Lee Beckley of Grundy Center; W. C. Arts of Carroll; Alvin Galloway of Carroll; C. R. Lindblad of Perry and Art Farrell, formerly of Rock Rapids and now manager of the New Atlantic.

TO-MORROW
in
The Film Daily

The compelling, far-reaching and dramatic results, in detail, of a comprehensive poll of the motion picture critics of America on the question of propaganda and the present day motion picture.

GUARDIANS OF QUALITY

EASTMAN negative films—in their respective fields—faithfully record the astonishing beauty of modern screen productions. In fact, the films' ability to more than keep pace has had a lot to do with the general improvement in quality. Eastman Kodak Company, Rochester, N. Y.

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for general studio use

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EASTMAN NEGATIVE FILMS

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 59 NEW YORK, TUESDAY, SEPTEMBER 23, 1941 TEN CENTS

CRITICS NIX SENATE CHARGES

U.S. Grand Jury to Get IATSE Records and Books

Court Refuses Application To Squash Subpoena; Browne to Produce Them

U. S. District Attorney Mathias F. Correa yesterday won the right to subpoena the books and records of IATSE for the Federal Grand Jury investigating the union's activities when Federal Judge John Holland refused the application of George E. Browne, IA president, to quash the Grand Jury subpoena. Browne will appear tomorrow with the records before the Grand Jury.

Correa, during argument, unsealed a warrant for the arrest of Louis Kaufman, business agent of the New

(Continued on Page 7)

See Film Probe Fast Approaching Blow-Up

Washington Bureau of THE FILM DAILY

Washington — With reports rife that the Senate Interstate Commerce sub-committee investigation was fast approaching the blow-up stage, the inquiry into alleged war film propaganda resumes today with Nicholas M. Schenck, president of Loew's, Inc., scheduled to take the stand as the first industry executive to be interrogated.

The reports that a move was under

(Continued on Page 3)

SAG Resolution Hits At War Film Probe

West Coast Bureau of THE FILM DAILY

Hollywood—Screen Actors Guilds board of directors yesterday adopted a resolution condemning the Senate

(Continued on Page 2)

82% of New Yorkers for More 'New' Time

N. Y. Journal-American which is polling New Yorkers on the continuance of daylight saving during the Winter to conserve electric power for national defense reported yesterday that 82 per cent of those with an opinion on the subject favored extension of "new" time from the Sept. 28 prescribed limit.

"FOR THE SENATE'S INFORMATION"

Here is a summary of the replies of leading U. S. film critics and reviewers to four questions posed by a Senate sub-committee's film inquiry:

The Questions

1. In your opinion, are the ...... listed pictures collectively designed to influence the public mind in the direction of participation in the European War?

* *See text of telegram to critics on Page 4.*

YES, 7 NO, 103

2. Do you believe pictures such as "Confessions of a Nazi Spy," "Sergeant York," "Escape," "Underground," "The Man I Married," "Manhunt" and "The Great Dictator" have the effect of creating a greater appreciation of our Democracy and American liberties?

YES, 103 NO, 9

3. Do you believe it is improper for American-made motion pictures to portray conditions in Germany under the Nazi regime?

YES, 4 NO, 109

4. Do you believe Congress should take any action which would make impossible the production of pictures such as those ...... listed.*

* *See text of telegram to critics on Page 4.*

YES, 0 NO, 113

Harrisburg Biz Recovers From Polio Scare Effects

Harrisburg, Pa.—Theater attendance in th Harrisburg area, which had dropped between 40 and 50 per cent during the first week of an infantile paralysis ban which prohibited children from attending the-

(Continued on Page 3)

Sears Sees "Sergt. York" As Biggest WB Grosser

Gradwell L. Sears, Warner sales chief, yesterday envisioned "Sergeant York" as "the greatest earning power picture Warners has had in 12 years." Sears' prediction was predicated on the picture's showing in seven pre-

(Continued on Page 7)

May Walk Out on Basic Pact

10 IA Studio Unions May Negotiate on Own

By DAVE GOLDING
FILM DAILY Staff Writer

Representatives from the 10 IATSE Hollywood craft unions may shelve the basic studio agreement for separate contracts in the negotiations which start today between Pat Casey, studio labor contact, and

(Continued on Page 8)

Screen Readers Guild Vote In Favor of CIO Affiliation

March of the Screen Guild Council affiliates to come under the CIO banner continued uninterrupted as the Screen Readers Guild unani-

(Continued on Page 3)

Nation's Film Reviewers Tell Film Daily There Is No Industry War-mongering

Charges of war-mongering, preferred against the U. S. film industry by isolationist Senators at the Senate Interstate Commerce sub-committee's inquiry into alleged war film propaganda which resumes in Washington today, are emphatically rejected by leading American newspaper movie critics and reviewers.

Four important issues raised by the inquiry were referred by THE FILM DAILY through the medium of a telegraph poll to the critics and reviewers as the persons best qualified by training and experience to

(Continued on Page 4)

Four Allied Groups Pledge Unity Support

Four Allied units already have pledged their support to the proposed all-industry "peace" committee, Col. H. A. Cole, national president, said yesterday in New York. They are Indiana, Maryland, Michigan and Minnesota. Illinois Allied is expected to act on the proposal in Chicago today.

Col. Cole said yesterday that he

(Continued on Page 3)

Metro Wins in Sosna's St. Louis Arbitration Case

St. Louis—Louis Sosna, owner of the Sosna Theater, Mexico, Mo., lost his arbitration complaint against M-G-M, in a decision handed down by Fred Y. Armstrong. Bringing

(Continued on Page 8)

Turn to Page 6 for the Critics Polled

For a full list of representative film critics and reviewers who were invited to participate in THE FILM DAILY'S Senate inquiry telegraph poll and those whose answers to the four questions were received at press time last night, see Page 6.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

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FINANCIAL

(*Monday, Sept. 22*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	143¾	143¾	143¾	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	14⅛	13⅞	14⅛	+ ⅛
Loew's, Inc.	38⅛	37¾	38	+ ⅛
do pfd.	....	....	....	.....
Paramount	15⅛	14¾	15	— ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	13⅜	13⅜	13⅜	— ⅜
Pathe Film	14½	14¼	14¼	+ ⅛
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8⅞	8⅞	8⅞	.....
20th Century-Fox pfd.	22¼	22¼	22¼	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5½	5¼	5⅜	+ ¼
do pfd.	73	73	73	— ¼
NEW YORK BOND MARKET				
Loew's deb. 3½s46	104	104	104	— ⅜
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	96½	96½	96½	.....
NEW YORK CURB MARKET				
Monogram Picts.	15-16	⅞	15-16	+ ⅛
Radio-Keith cvs.	7-32	7-32	7-32	—1-32
Sonotone Corp.	....	....	....	.....
Technicolor	....	....	....	.....
Universal Corp. vtc.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	66¼	69¼
Roxy Thea. Bldg. 4s 1st '57	57	62

Frank B. Naramore Stricken

Keene, N. H.—Frank Byron Naramore, 69, former orchestra leader, is dead here.

REEVES
Sound Recording Studios Inc.
1600 Broadway New York City
35mm. 16mm.
Film Acetate and Wax Recording Facilities. Complete Location Equipment for Film, Business Meetings and Specialty Recordings.

SAG Resolution Hits At War Film Probe

(*Continued from Page* 1)

sub-committee inquiry. The measure said in part:

"It is clear the purpose of the inquiry is to block production of motion pictures which are termed 'anti-Nazi' because they deal honestly and realistically with war subjects and to effect a censorship on free expression of American culture, to which the Screen Actors Guild is unalterably opposed, and whereas inquiry has quickly indicated that it is designed to breed religious and racial discord in our nation, thereby to destroy the unity of a vast majority of the American people who support the foreign policy of the nation, thereby be it resolved the Screen Actors Guild does hereby condemn the action of the sub-committee as an immediate threat to free thought, free speech and to the very fundamentals of liberty upon which our great nation was founded and demand that this inquiry be stopped."

At a meeting of the Guild's Class A membership Sunday night, Executive Secretary Kenneth Thomson attacked the Senate investigation and said, in part: "I saw a fanatical desire to destroy the motion picture industry, in order to publicize before the American public certain isolationists ideas." He also condemned Jimmie Fidler.

Edward Arnold was re-elected president of the Guild: George Murphy, Paul Harvey, Walter Abel were re-elected vice-presidents; Lucille Gleason, recording secretary; Porter Hall, treasurer. Four new members elected to board of directors were: Charles Boyer, Olivia De Havilland, Walter Kingsford and Alan Hale.

In his report President Arnold said that for seven major charities alone, the production end of the industry in the period of a year raised nearly $2,000,000 in cash.

Iward B. Ihnen Named Prexy by Art Directors

West Coast Bureau of THE FILM DAILY

Hollywood—Iward B. Ihnen, art director for 20th Century-Fox was unanimously elected president of the board of governors of the Society of Motion Picture Art Directors at the organization's annual election.

Associated with him on the new board are Carroll Clark of RKO-Radio, vice-president, and Urie McCleary of Metro-Goldwyn-Mayer, who was re-elected secretary-treasurer.

Other members elected to the board include Lewis Graber and Maurice Ransford of 20th Century-Fox, the latter representing the assistant art directors.

Alfred Herman, RKO-Radio: Harold MacArthur and Richard Reidel of Universal; Hugh Reticker and Carl Jules Weyl of Warner Brothers; Stan Rogers of Metro; Perry Smith and Robert Peterson of Columbia; Charles D. Hall of Hal E. Roach studios.

Perry Ferguson and McClure Capps of Samuel Goldwyn, the latter representing the assistant art directors.

Client "Snatch" Charge Made in Morrison Suit

West Coast Bureau of THE FILM DAILY

Hollywood—The first explosion in the bickering within Hollywood's artists' managers circles came when Leo Morrison filed a damage action in Los Angeles Superior Court for $150,000, charging that the Feldman-Blum agency had illegally induced John Wayne to attempt to break his managerial contract with Morrison for the purpose of securing Wayne as their client.

Morrison's damage action, filed through the law firm of Zagon & Aaron, seeks $75,000 in commissions due on the unexpired balance of his managerial contract with Wayne at the actor's present earning capacity, plus an additional $75,000 punitive damages.

Complaint names Charles K. Feldman, the Feldman-Blum Corp., Charles Kenneth Feldman, Inc., 10 John Does and 10 John Doe corporations as defendants.

Bob Weitman to be Ampa's Honor Guest Thursday

Ampa will hold its first meeting of the new season on Thursday with Olsen and Johnson, in person, as a special attraction. Ed Sullivan, Daily News columnist, will act as master of ceremonies. Guest of honor will be Bob Weitman, managing director of the Paramount Theater. Radio will be represented by Vivian Della Chiesa, soprano, who will be accompanied by Gleb Yellin, both of NBC. Luncheon-meeting will be held at the Hotel Edison at 12:45.

Jones, Rep. Ad Manager And Wife in Auto Crash

Charles Reed Jones, Republic's advertising and publicity manager, and his wife, Mrs. Evelyn Lee Jones, were injured in an automobile accident Friday night. Collision occurred when the couple were driving to their farm in Washington, N. J. They were taken to the Somerville, N. J. hospital where Jones was found to have suffered lacerations of the legs and his wife a broken nose. Jones is expected to be removed to his home today.

Ill. Allied Will Discuss Operators Contract Today

Chicago—Illinois Allied members are scheduled to meet today to discuss the new operators' contract and receive a report on the national organization's convention in Philadelphia last week.

FOR RENT
Bronx motion picture theater. 1700 seats. Fully equipped. Apply Haring & Blumenthal, 254 West 54th St., New York City.

COMING and GOING

SPYROS SKOURAS, EDDIE ZABEL and **AUBREY SCHENCK** leave for the Coast Thursday night.

TOM GORMAN, RKO's district manager in Chicago, has returned to his desk after home office conferences.

BETTE DAVIS is spending a short vacation on her New England farm.

FRANK SELTZER, of the Warner exploitation staff, has returned to Hollywood after bringing the "Navy Blues" sextette to New York.

HELEN E. ABERSON, co-author of "Dumbo," has returned to her home in Syracuse.

OTTO LOVEJOY, editorial supervisor for Producer Robert T. Kane, leaves at the end of the week to join Kane in London.

EDDIE ALBERT has arrived in New York for conferences with Damon Runyon for the male lead in RKO's "Little Pinks."

SAMUEL HACKER, head of Film Audit Service, has returned from Boston, where a new Film Audit branch office was opened.

JOHN BALABAN, B & K executive, has returned to Chicago from a series of Home Office meetings in New York City.

BURT STEARN, UA Cleveland district manager, is in Chicago assisting Manager Charley Stern to close some circuit deals.

S-W Managerial Meeting Called in Philly Tomorrow

Philadelphia—Sixth annual meeting of Stanley-Warner Theaters managers, district managers and department heads in the Philadelphia zone will take place tomorrow at the Ritz-Carlton Hotel, according to an announcement from Ted Schlanger, zone manager.

General manager Joseph Bernhard; Leonard Schlesinger, assistant; and Harry Goldberg, circuit advertising and publicity chief will attend. In line with a policy established last year, three new cars will be awarded to three managers credited with outstanding achievements of the past year by Bernhard.

A luncheon, screening of "Sergeant York" and entertainment features are scheduled.

Eddy Opens Publicity Offices

West Coast Bureau of THE FILM DAILY

Hollywood — Arthur W. Eddy, former Warner Bros. Studio publicist, and previous to that on THE FILM DAILY editorial staff, has opened his own publicity offices in the Taft Building. Among other accounts, Eddy, for the second consecutive year, will handle "Big Town," the Edward G. Robinson show sponsored by Rinso for CBS, Wednesday evnings, starting Oct. 8.

NATIONWIDE—BUT NOT TOO BIG FOR FRIENDLY SERVICE!
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

See Film Probe Fast Approaching Blow-Up

(*Continued from Page* 1)

way to write finis to the probe conducted by the committee headed by Senator D. Worth Clark (D., Ida.), first circulated late last week, received fresh impetus over the weekend and yesterday were coupled with others that internal dissension was splitting the presumably solid isolationist clique of four of the five committeemen.

Resent Wheeler's Inactivity

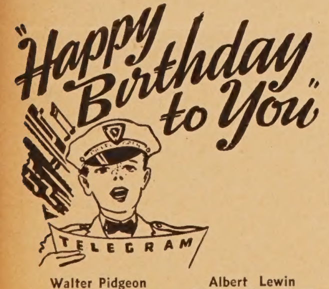
Presumably several of the committeemen feel that Senator Burton K. Wheeler (D., Mont.), chairman of the full Interstate Commerce Committee, has let them down by his failure to take an active and public part in the inquiry. At least one or two of the committee members also are said to take exception to the absence of Senator Gerald P. Nye (R., N. D.). They feel that Nye, too, should be in there fighting.

Meanwhile the matter of authorization of expenses incidental to the inquiry appears to be approaching the show-down stage as well with Senator Scott W. Lucas (D. Ill.), chairman of the Senate Audit and Control Committee, insisting he would not approve any expenditures until advised how long the sub-committee proposed to press the inquiry and how much it intended to spend. The issue was posed when Senator Clark of Idaho signed vouchers for a total of $552.04. This money would go to Jimmie Fidler and George Fisher, Hollywood columnists who appeared last week, Fidler receiving $287.54 and Fisher the balance.

May Propose Fund Limit

Senator Lucas was quoted by the Associated Press as saying that he might propose that the Senate limit to $250 the amount which the committee might spend on hearings not expressly authorized by the Senate. Inasmuch as a majority of the Senate is believed to be opposed to the tactics of the isolationist sub-committee this could easily mean a termination of the present inquiry.

It was indicated yesterday that the sub-committee proposed an early call to the stand of Will H. Hays, MPPDA prexy.



Walter Pidgeon
Mickey Rooney

Albert Lewin
Morton Van Praag

ALONG THE RIALTO
WITH
Phil M. Daly

● ● ● **THAT smartly-devised ad campaigns can fill auditorium and coffers for Mister Exhib. is potently illustrated up in Boston's Metropolitan and Denver's Denham......Both stands had special pre-release engagements of Paramount's "Hold Back the Dawn," with Charles Boyer, Olivia DeHavilland and Paulette Goddard in the top roles......Biz was tremendous and knocked on the gates of the record "Caught in the Draft" grosses......Much of the "take" sprang from the ingenious newspaper ads conceived by Bob Gillham along the lines of what might be called "true story" copy......with each of the stars confessing personal sides of the characters they portray......Friday is pic's release date......It goes into the Paramount Oct. 1......**

▼ ▼ ▼

● ● ● *AS refreshing as a clean, crisp breeze on a sultry day was that resolution introduced by Miss Rae Files, member from Waxahachie, and adopted by the Texas Legislature's House of Representatives......The resolution laureled films for the part they play in contributing to and defending the American way of life. . .* ● *On Thursday night in Toots Shor's Restaurant, National Screen Service's h.o. execs. will tender a testimonial dinner to the org.'s general sales manager, George Dembow......and 'll present him with a chest of sterling silver in appreciation of his successful leadership in the recent sales drives......*

▼ ▼ ▼

● ● ● **IT reportedly happened in Reno's famed Bank Club t'other night: A Northern California theater operator, who's a bit of a man-about town on the side, rolled the dice after a real big league wind-up ......The dice clattered on the table,—and his upper plate clattered right next to the dice......The dice danced about on the green cloth and stopped on "7"......Quick as a flash the dealer whipped out his own store teeth and plunked them down on the "pass" line, casually remarking: "Ok, Mister,—the house pays!"......**

▼ ▼ ▼

● ● ● *THIS past one will probably go down in cinema history as the "Prize Week-End," what with the avalanche of booty transported homeward by the cinema gentry from The Exhibitor-Variety Club Annual Golf Tournament at the Philmont Country Club......Low net winners 'mong the local boys there in order were Dave Moliver, Elmer Wilschke, Dave Milgrim, Harry Weiner, Frank McNamee, Pete Tyrell......Low Gross (local): George Schwartz, Sam Shapiro, J. C. Wilschke, Jesse Douglas, Sam Lefko, Harry Bachman, Harold Hirschberg, John McFadden......General Competition: Abe Rovner, Pete Tyrell, Pete Schram, Tom Hoffman, Mrs. Arthur Grossman, Miss Nora Manix, Mrs. Russell Widener, Ray Silverstein, Chas. Bernheim......Four-Man Teams placed this wise: Equipment (Ed Hartley, Mike Conrow, Elmer and John Wilschke); RKO, (Nat Levy, Chas. Zagrans, John McFadden, Sam Lefko); Variety Club of Washington, (Louis Ribnitski, Bob Folliard, Geo. Crouch, Geo. Weiner); with National Carbon, (E. A. Williford, Bill Kunzman, M. B. Farrar, J. I. Coplay), gettin' booby prize......Low Net, general competition, prize-grabbers were Mike Conrow, Jules Levey, Harold Rodner, Ray Branch, Charles Alicoate, Louis Ribnitsky, O. B. Coblentz, Jack Cohen, Walter Yost, J. S. Coplay, Bill Doyle, Tom Monroe, Harry Goldenberg, Ed Hartley, E. A. Williford, Ted Schlanger, Harry Ball, Rodney Collier, Bill Smith, Stanley Smithers, Rev. Sylvester McCarthy, Max Leven, George Dembow, Joe Culhane, Harold Cohen......Non- Player Class: Meyer Adelman, Harry Dressler, Ben Goodman, Walter E. Green, Frank Hohmeister, M. Sacks, Dave Supowitz, Ed Rosenbaum, Ben Blumberg, George Beatty, Jack Kraker, A. E. Lichtman......*

Four Allied Groups Pledge Unity Support

(*Continued from Page* 1)

believed Allied members would vote 10 to 1 for the adoption of the resolution which was voted down at the Philadelphia convention last week.

When the results of all the polls have been received, Allied will extend an invitation to all branches and individuals to join in mapping out a plan for harmony within the industry.

Screen Readers Guild Vote In Favor of CIO Affiliation

(*Continued from Page* 1)

mously voted to affiliate with the United Office and Professional Workers of America. Columbia and Loew office workers already have joined.

Screen Readers, who won a 100 per cent NLRB election at six major companies, have presented their demands to the companies and start negotiations shortly.

At the meeting Friday night, the membership unanimously passed a resolution addressed to Vice-President Henry A. Wallace attacking the Wheeler-Nye-Clark investigation and demanding it be stopped.

Harrisburg Biz Recovers From Polio Scare Effects

(*Continued from Page* 1)

aters, is climbing steadily upwards at the end of a three-week ban in 11 counties, according to theater managers.

Generally it was agreed, business was back to 75 per cent of normal. A few houses were still running 50 per cent below normal, but these cases blamed lack of good product.

Burns Fatal to Mrs. Cortez

Santa Ana, Calif.—Mrs. Christine Conniff Cortez, wife of Ricardo Cortez, died here Saturday of burns suffered when she fell asleep in bed while smoking a cigaret. The couple was divorced in June, 1940.

"Fantasia's" 45 Wks. Establishes Record

"Fantasia," now in its 45th week at the Broadway Theater, has set a new all-time record for two-a-day pictures since sound's advent in 1928. Approximately 800,000 attendance was rung up in the 45 weeks. Previous long distance run mark was set at the Astor by GWTW which went 43 weeks.

Silent pix run record in New York was set by "The Big Parade" which was the Astor's tenant for 98 weeks. Broadway for "Fantasia's" stay is being held by M. J. Kavanagh who, incidentally had the Astor for "The Big Parade."

No War-Mongering by Industry, U.S. Critics Find

Charges Preferred at Senate Inquiry Emphatically Rejected in Telegraph Poll

(*Continued from Page* 1)

determine whether the screens in more than 17,500 film theaters of the United States were sacrificing entertainment for propaganda and were being employed to further the development of war hysteria in the country.

Drew Pearson and Robert S. Allen in their syndicated Washington Merry-Go-Round column published in Today's New York Daily Mirror charge that the following persons are behind the present Senate inquiry: John T. Flynn, head of the New York America First Committee; Guy Juneman, G. Allison Phelps, Russell Mack and Winfield Sheehan. The columnists assert that Wendell L. Willkie, industry counsel, has the evidence to substantiate these charges. Sheehan, Mack and Phelps are styled in the column a "little group of ghosts in Hollywood."

The 210 invitations to vote went to staff men on important metropolitan and small city papers to insure complete geographical coverage, and to assure that the poll would be wholly representative of the newspaper field. At press time last night, 115 answers had been received; with few exceptions, they were specific and positive; in a very few instances, one or more of the questions asked were ignored.

Vote Spurning Charge 103 to 7

By a vote of 103 to seven, the critics spurned the charge made before the Senate subcommittee that 23 pictures—among them "Mortal Storm," "Foreign Correspondent," "Nurse Edith Cavell" and "Four Sons"—were collectively intended to influence the American people in the direction of participation in World War II.

By virtually the same vote, 103 to nine, the critics went on record as holding that such films as "Confessions of a Nazi Spy," "Sergeant York," "Escape," "Underground," "The Man I Married," "Manhunt" and "The Great Dictator" have created a greater appreciation of our democracy and American liberties.

By a still larger majority, 109 to four, the critics affirmed that it is not improper, as had been inferred before the Senate sub-committee, for Hollywood producers to make pictures portraying conditions in Germany under the Nazi regime.

Vote for Free Screen Unanimous

And unanimously the 113 critics who concerned themselves with the fourth question, "Do you believe Congress should take any action which would make impossible the production of pictures such as . . . those listed" (as war propaganda films by Senators Gerald P. Nye, Bennett Champ Clark and D. Worth Clark) called for a screen free from Congressional censorship.

While the telegraphed invitation to the critics and reviewers requested merely "yes or no" answers, many availed themselves of the opportunity to express their views at length.

Henry J. Murdock of the influential Philadelphia Evening Public Ledger wired: "For once our medium is so much in the right that the present Senatorial quiz is foolish and a waste of that money you and I will pay in increased income taxes next year. To question one—No. To question two—I don't think they told me any more than I already knew. I accepted them as topical films, some good, some bad—but from the construction as well as the ideological side. Question three—Any pertinent topic belongs to stage, screen, radio and newspapers. The Nazi conquest of Germany is worth screen recording because it is dramatic as well as dreary. Question four—Look, we pay Congress for serious tasks, not for fun and games."

A Dr. Osler Needed for Aged Cong.

Claude A. LaBelle, critic of the San Francisco News, telegraphed: "Hollywood always goes in for a 'trend' and certainly there has been no more solid ground for a trend than the pictures you list . . . I saw 'The Great Dictator.' I heard a man who came out with me argue with a cop over parking and he got away with it. What would a Nazi storm trooper have done to him? I saw the parallel and I'm sure every patron got a fuller appreciation of American liberty after seeing the picture. . . . Strikes me Congress is faced with enough work not to take on another job. When the general public doesn't want certain types of movies they proclaim it by their absence. What we need now is another Doctor Osler for superannuated old buccos as Senators Clark and Nye."

Charles F. Mulcahy of the Youngstown, O., Vindicator, telegraphed: "Congress ought to keep hands off the movies unless it is ready to subsidize the industry. Nobody is going to pay at the box office to see the kind of pictures some Congressmen would want us to see . . ."

Totalitarain Implications

Totalitarian Implications New Orleans Critic Sees In the Investigation

From New Orleans, Thomas Ewing Dabney of the New Orleans States wired: "Nye investigation on so-called propaganda activities of the cinema would be funny (in charges and witnesses) if it were not so tragic (in the totalitarian implications, which begin with suppression of thoughts and interests, and in forcing conformity to a minority pattern).

"I can see no propaganda whatever in the films past and present, except the general propaganda for decent living, fair dealing, and high thinking. To promote these ideals, the cinema has often invoked fairy-tale credulity in making good always prevail, but art is always idealistic, and there is no such thing as absolute realism in art, especially dramatic art, the form of which makes it the most artificial of all the arts.

"The films which Nye specifically mentions made me have a better understanding and strong love for American institutions. And helped me to comprehend the history we have made and are making. I say this as one opposed to war and as one who believes that our national policy has forced the present issue. I have found no one who has been made jingoistic by these films.

"I believe the audiences in New Orleans would walk out of any theater that tried to railroad their thoughts into war. It is just as right for the cinema to portray life in general, present and past, as it is for newspapers, magazines and books. I believe it is their inescapable duty in the same sense that it is the duty of other media of intelligence, to portray conditions in Germany and France and every other part of the world where those conditions transcend the normal. Certainly the movies have never made the charges which many newspapers, magazines and books have made.

Freedom of Thought is Real Issue

"The real issue is our freedom of thought. If Congress took the

(*Continued on Page* 5)

Text of Wire to Film Critics

Text of telegram sent by The Film Daily on Sept. 18 *inviting representative American daily newspaper film critics to express their opinions on issues raised by the Senate Interstate Commerce subcommittee's film inquiry.*

"THE FILM DAILY invites you as an outstanding American film critic to express your opinion on issues involved in the following:

"Senator Gerald Nye has charged that motion pictures are designed to create a war hysteria in this country and that the movies have ceased to be instruments of entertainment and have become the most gigantic engines of propaganda in existence to rouse the war fever in America and plunge this nation to her destruction.

"In support of these charges, the following pictures have been named by Senators Gerald Nye, Bennett Clark and D. Worth Clark:

"'Mystery Sea Raider,' 'Phantom Sea Raider,' 'They Dare Not Love,' 'Murder in the Air,' 'The Man I Married,' 'One Night in Lisbon,' 'The Devil Commands,' 'So Ends Our Night,' 'Four Sons,' 'Dispatch from Reuters,' 'Sergeant York,' 'Dive Bomber,' 'Nurse Edith Cavell,' 'Flight Command,' 'International Squadron,' 'Manhunt,' 'Escape,' 'Mortal Storm,' 'Confessions of a Nazi Spy,' 'Foreign Correspondent,' 'Underground,' 'The Great Dictator' and 'War in the Desert,' latter a short.

"Will you please wire immediately press rate collect, answering yes or no to the following questions in order given:

"1. In your opinion, are the above listed pictures collectively designed to influence the public mind in the direction of participation in the European War?

"2. Do you believe pictures such as 'Confessions of a Nazi Spy,' 'Sergeant York,' 'Escape,' 'Underground,' 'The Man I Married,' 'Manhunt' and 'The Great Dictator' have the effect of creating a greater appreciation of our Democracy and American liberties?

"3. Do you believe it is improper for American made motion pictures to portray conditions in Germany under the Nazi regime?

"4. Do you believe Congress should take any action which would make impossible the production of pictures such as those listed above?

"Thanks and regards.

"CHESTER B. BAHN, Editor, The Film Daily."

"Underground" Biz Spurred by Inquiry

Warners' "Underground," mentioned by Senate sub-committee investigating so-called motion picture propaganda, is now averaging a gross of 162 per cent, with indications it will be among Warners' 10 top grossers of year. Interest has resulted in another spurt, with many exhibitors re-booking.

"Underground" had been steadily gaining percentage in all play-dates, averaging 132 per cent, prior to investigation.

Film Investigation Draws Editor's Fire

Syracuse, N. Y.—The Senate subcommittee's film inquiry is made an editorial target here by the Herald Journal, which read:

"We doubt very much if a poll of the public would support the alarmed Senators in their view that the films are deliberately inciting to war. After all, they cannot perpetually ignore in thematic material what is going on in the world about them. And if the Senators push their idea a little farther they may have to investigate the Senate itself, which voted the Lease-Lend Bill and helped to enact compulsory military service."

Reviewers Find Probe a Threat to Free Expression

Yoo Hoo, Senators Nye and Clark! Here's A Columnist Who's Ready to Be a Witness

Miami—Hal Pearl, Miami Daily News amusement editor, would welcome an opportunity to appear before that Senate Interstate Commerce sub-committee which suspects that columnar raps of its propaganda inquiry smacks of a press conspiracy.

"I will be only too glad, if called, to go to Washington to answer questions and prove Clark, Nye and their cohorts are ridiculous," Pearl told THE FILM DAILY. "Just because 75 per cent of an intelligent group of specialists are agreed that black is black does that smack of conspiracy? The probe is so obviously stupid that there was no wonder in the amount of criticism it aroused. What surprises me is that only 75 per cent of the columnists blasted it. What would Clark and Nye have the industry do? Show what a happy life the Nazis have brought to the nations it has so altruistically taken into protective custody?"

Denver Post Reviewer Would Inquire If Gov't Brought Pressure on Pix

(*Continued from Page* 4)

action Nye invokes, that freedom would be lost."

A. De Bernardi, Jr., drama-film editor of the Denver Post, commented: "Investigation should be continued to ascertain if Government agencies have attempted to use pressure on the film and radio industries for any purpose whatever. Any contemplated legislation should be directed at Government officials or agencies making their use of coercion against any medium of free expression, a crime comparable to treason."

Harry Martin, critic of the Memphis Commercial Appeal, and president pro tem of the Newspaper Film Critics of America, wired: "Perhaps a very few of the pictures listed did influence the public mind as charged in the same way boy meets girl influenced a handful of couples to the altar, but do not believe they were so designed either collectively or individually or that any purpose is gained by keeping facts of modern life from the masses of our people."

Hitler-Launched Anti-Semitic Drive

Fritz Jochem, Milwaukee Journal film reviewer, augmented his straight ballot with this commentary: "Apparently Hitler has launched his anti-Semitic campaign to divide and weaken America. The purposes of the Nye-Clark investigation seemed vague at first, but developments of the past few days, including Lindbergh's dastardly anti-Jewish speech, which was obviously correlated with the investigation show up the quiz in its true light. It is part of a vicious Nazi-type drive against all Jews, intended to split American unity if possible. Another obvious conclusion is that Nye, both Clarks and Illinois' stooge, want pro-Hitler movies."

From Herbert L. Monk of the St. Louis Globe Democrat came this comment: "I do not believe Congress, or any other legislative body, should take any action, now or ever, which would make impossible or even limit the production of pictures such as those mentioned, or any other kind."

E. D. Keilman of the Topeka, Kans., Daily Capital took exception to the phraseology of the questions, wiring: "Your questions are not correctly worded and the titles of films do not include the ones that contained most propaganda. Two years ago I wrote in one of my reviews on 'Let Freedom Ring,' as follows—'I can see it coming. Now they are rallying us. Soon they will give us a cause and then we will be giving until it hurts.'

Find Films Built on Fragments

"I have been radio and movie critic for nearly 25 years and always in my advice to young writers I have said, 'Don't write about something you don't know.' That's what Hollywood and its screen writers are doing right now. They have only fragments upon which to build. For instance in 'Four Sons' it is not shown that the Czechs and Slovaks were anything but good neighbors, when in reality they were far from that. Charlie Chaplin's 'Dictator' is a caricature built to get the money, not caring who was hit and hoping that the target was an unpopular one.

"I do not think Congress or anyone should pass any law putting restrictions on movies, radio or newspapers. One can read propaganda in everything these days. Maybe it is propaganda and maybe it's intentional—maybe it's just to 'get the money' and maybe it's absolutely innocent. There is a big temptation on the part of the man who spends millions on movies to try to make movies that will bring at least some of that money back to their coffers. Irrespective of whether it is proper for Americans to make movies about conditions in Germany, I believe it is impossible. However, American moviegoers want to be entertained and something they know a little about attracts their dimes."

"Why Pick on Movies"

Paul Hochuli of the Houston Press wired: "Why pick on movies, when all other agencies are busy portraying conditions in Germany? News stories of hostages shot, of Jews being herded like animals into camps, the very published laws of the Nazi regime themselves, tell stories that bear out—and many times reach further—than scenes built into American movies. Why not say reporters must stop their stories; commentators must go off the air; authors must quit writing books? That's just as fair as saying the movies must quit portraying conditions as they are in Germany.

"Being a newspaperman, freedom of speech is very dear to me. And freedom of projection — within bounds of public decency—is one and the same. A law saying what shall be photographed and what should not, is just a chisel chipping away at freedom of speech. It's bad enough on the radio now, and it could easily spread to newspapers and magazines. It's not what is photographed or printed that injures a nation; it is what cannot be that tears down a democracy. Was the German form of government built upon journalistic and movie truth? Let Congress meddle with something less likely to explode in its face."

A. A. Daugherty of the Louisville Times, one of the nine to vote "no" in answering the second question, commented that "Propaganda exceeds all bounds of good taste."

Pix "Should Be Anti-Nazi"

Boyd Martin of the Louisville Courier-Journal, however, commenting succinctly on the second question, wired: "They should," and went on to say, "If the movies weren't anti-Nazi, I should be ashamed to write about them. I just hope this investigation doesn't increase their own inward censorship."

Herb Kenney, Jr., of the Indianapolis News, casting a "No" vote on all four questions, registered an exception to "the deceiving generality of your questions" and said he would prefer to "hedge," with some "ifs" and "buts."

Harold Hunt of the Portland (Ore.) Journal telegraphed: "I consider the film hearings silly waste of money I have helped to pay."

Marion Boon of the St. Louis Star-Times commented that "Confessions of a Nazi Spy" was "too obvious in intent, too inflammatory for date of release" and asserted that "Manhunt" and "Great Dictator" went out of bound to express hatred for Hitlerism."

Reverts to Nazi Methods

Jay Cassino of the Newark Star asserted in answering the fourth question, "What Nye fails to see is that by the very suggestion of such censorship he resorts to the Nazi methods of restricting liberties."

Vincent Townsend of the Birmingham (Ala.) News and Age-Herald asked: "If the Senators are worried about motion picture propaganda, I wonder why they have not stopped the showing of 'War in the West' and other plainly labeled Nazi propaganda scare pictures?"

Helen Barret of the Wilmington, Del., Journal Every Evening added to her ballot: "Contrary to investigation, believe films have shirked their responsibility and evaded their duty in not showing more films such as those mentioned."

Critics See the Probe Reverting to Methods of The Dictator Nations

From Ernest Rogers of the Atlanta Journal came this comment: "The American moviegoer has a right to see on the screen what he reads in the newspapers and hears over the radio. If the screen tells the story more effectively it is no fault of the motion picture industry."

Films Need More Freedom

Elinor S. Hughes of the Boston Herald telegraphed: "Motion pictures need more freedom from restriction rather than less. Congressional action undesirable and unwarranted, would reduce film industry's value and importance to disastrous extent."

David B. Kaufman of the Mason City (Ia.) Globe Gazette took the opportunity to warn that the censorship suggested in the fourth question "is but the first step in curbing freedom of speech and the press. It inevitably leads to totalitarian methods."

Garrett D. Byrnes of the Providence Journal and Evening Bulletin found himself unable to answer the first question with a "yes" or "no," explaining in his telegram: "This group of films, coming from several sources, obviously was not 'collectively designed' to influence war participation, but their cumulative effect on the public mind would tend in that direction."

Fremont Power of the Indianapolis Times commented: "It seems to me that the Nye Committee is completely out of bounds. Congressional action curbing rights of motion picture producers would be simply one step toward curtailing the freedom of newspapers and other media. I think Nye is simply using this investigation as a political springboard for isolationist arguments."

Eight More Major Circuits Closed for First RKO Five

Eight more major circuits signed for RKO's first package of five pictures last week. Deals include:

Butterfield, 112 theaters in Michigan; Warner Ohio Theaters, 33 houses in 14 situations; Malco, covering 105 theaters in Arkansas, Mississippi and Tennessee; Commonwealth, covering 39 theaters in Missouri, Arkansas, Iowa and Kansas; Central States with 45 theaters in Nebraska and Iowa; Anderson circuit, covering nine houses in Illinois; Harris-Voeller, seven theaters in Idaho, Wyoming and Oregon; Barney Brotman circuit of five theaters in Illinois.

U.S. Film Critics Polled on Senate Probe Issues

These widely read American film critics, staff men and women on representative newspapers both in metropolitan and small cities, were invited by THE FILM DAILY to telegraph their reactions to the charges made at the Washington Senate sub-committee inquiry. ● *Indicates those whose replies had been received up to press time last night.*

- ● Vincent Townsend, News & Age-Herald, Birmingham, Ala.
- ● Ray E. Glenn, Post, Birmingham, Ala.
- ● Mrs. Bernice Cosulich, Daily Star, Tucson, Ariz.
- ● John A. Currie, Dispatch, Douglas, Ariz.
- ● Donald Murray, Daily Tribune, Jonesboro, Ark.
- Evelyn Green, Arkansas Democrat, Little Rock, Ark.
- ● I. Benedict, Arkansas Gazette, Little Rock, Ark.
- ● Hal Johnson, Daily Gazette, Berkeley, Calif.
- Elizabeth Yeaman, Citizen-News, Hollywood, Calif.
- Eleanor Barnes, Daily News, Los Angeles, Calif.
- ● Jimmy Starr, Herald & Express, Los Angeles, Calif.
- Ted Le Berthon, Evening News, Los Angeles, Calif.
- ● Edwin F. Schallert, Times, Los Angeles, Calif.
- Fred Johnson, Call-Bulletin, San Francisco, Calif.
- ● Paul Speegle, Chronicle, San Francisco, Calif.
- Ada Hanifin, Examiner, San Francisco, Calif.
- ● Claude A. LaBelle, News, San Francisco, Calif.
- ● Robert C. Looney, Daily Camera, Boulder, Colo.
- ● A. De Bernardi, Jr., Post, Denver, Colo.
- Alberta Pike, Rocky Mountain News, Denver, Colo.
- ● Leo Miller, Sunday Herald, Bridgeport, Conn.
- ● Fred H. Russell, Post & Telegram, Bridgeport, Conn.
- ● James E. Hague, Times-Star, Bridgeport, Conn.
- ● Arthur J. Sloane, Journal-Courier, New Haven, Conn.
- Roger Connolly, Register, New Haven, Conn.
- ● George T. Dillon, Democrat, Waterbury, Conn.
- ● William Vosburgh, Jr., Republican-American, Waterbury, Conn.
- ● Mrs. Helen M. Barrett, Journal-Every Evening, Wilmington, Del.
- ● Daniel E. Button, Morning News, Wilmington, Del.
- Mrs. Mary Magee Wright, Sunday Star, Wilmington, Del.
- ● Helen Buchalter, Daily News, Washington, D. C.
- ● Derek Fox, United States News, Washington, D. C.
- Nelson Bell, Post, Washington, D. C.
- ● F. Jay Carmody, Star, Washington, D. C.
- Betty Hynes, Times-Herald, Washington, D. C.
- Richard Moffett, Times-Union, Jacksonville, Fla.
- ● Bob Fredericks, Herald, Miami, Fla.
- Edward Cohen, Daily News, Miami, Fla.
- R. T. (Bob) Fredericks, Herald, Miami, Fla.
- ● Lee Rogers, Constitution, Atlanta, Ga.
- ● Ernest Rogers, Journal, Atlanta, Ga.
- Lucia Perrigo, Herald-American, Chicago, Ill.
- Clarence Bulliet, Daily News, Chicago, Ill.
- Carol Frank, Herald & Examiner, Chicago, Ill.
- ● Claudia Cassidy, Journal of Commerce, Chicago, Ill.
- Cecil Smith, Tribune, Chicago, Ill.
- Oldham Paisley, Daily Republican, Marion, Ill.
- ● W. F. Dagon, State Journal, Springfield, Ill.
- Mark R. Gray, Commercial, Indianapolis, Ind.
- ● Herbert Kenney, Jr., News, Indianapolis, Ind.
- Corbin Patrick, Star, Indianapolis, Ind.
- ● Fremont Power, Times, Indianapolis, Ind.
- Robert Hamp, Jr., Tribune, Kokomo, Ind.
- ● John E. O'Donnell, Democrat, Davenport, Ia.
- Rex J. Ballard, Times, Davenport, Ia.
- ● Kenneth Clayton, Register-Tribune, Des Moines, Ia.
- ● David B. Kaufman, Globe-Gazette, Mason City, Ia.
- ● E. D. Keilman, Daily Capital, Topeka, Kans.
- Ted Wear, Jr., State Journal, Topeka, Kans.
- ● Boyd Martin, Courier-Journal, Louisville, Ky.
- ● A. A. Daugherty, Times, Louisville, Ky.
- ● Ted R. Luizza, Item, New Orleans, La.
- J. W. Dailey, Item-Tribune, New Orleans, La.
- ● Thomas E. Dabney, States, New Orleans, La.
- ● Cleveland Sessums, Times - Picayune, New Orleans, La.
- ● Kenneth W. Berry, Portland, Me.
- Albert H. Ward, Jr., News, Portland, Me.
- Sylvia Cook, Press-Herald, Portland, Me.
- Norman Clark, News-Post, Baltimore, Md.
- Gilbert Kanour, Evening Sun, Baltimore, Md.
- ● John D. Beaufort, Christian Science Monitor, Boston, Mass.
- Joyce Dana, Evening American, Boston, Mass.
- ● Marjory L. Adams, Globe, Boston, Mass.
- ● Elinor L. Hughes, Herald, Boston, Mass.
- Prunella Hall, Post, Boston, Mass.
- Joyce Dana, Record, Boston, Mass.
- ● Helen Eager, Traveler, Boston, Mass.
- Ethel K. Billings, Citizen-Leader, Lowell, Mass.
- Charles G. Sampas, Sun, Lowell, Mass.
- J. B. Callaghan, Daily News, Springfield, Mass.
- ● Louise Mace, Republican, Springfield, Mass.
- ● A. L. S. Wood, Union, Springfield, Mass.
- ● Clarence L. Moody, Evening Gazette, Worcester, Mass.
- A. Alfred Marcello, Telegram, Worcester, Mass.
- ● Frank P. Gill, Free Press, Detroit, Mich.
- ● Harold Heffernan, News, Detroit, Mich.
- Charles Gentry, Times, Detroit, Mich.
- ● Dick Shappell, Journal, Flint, Mich.
- H. R. Palmer, State Journal, Lansing, Mich.
- Robert E. Murphy, Star-Journal, Minneapolis, Minn.
- Earl N. Pomeroy, Tribune, Minneapolis, Minn.
- ● Purser Hewitt, Clarion-Ledger, Jackson, Miss.
- ● Earl C. Magee, Daily News, Jackson, Miss.
- ● Bob Locke, Journal, Kansas City, Mo.
- Landon Laird, Star-Times, Kansas City, Mo.
- ● Herbert L. Monk, Globe-Democrat, St. Louis, Mo.
- ● Colvin McPherson, Post-Dispatch, St. Louis, Mo.
- ● Marion Boone, Star-Times, St. Louis, Mo.
- ● Motion Picture Critic, News, Springfield, Mo.
- ● Jim Billings, Leader & Press, Springfield, Mo.
- Al Gaskill, Independent, Helena, Mont.
- Thomas E. Mooney, Record-Herald, Helena, Mont.
- ● Mrs. Barney Oldfield, State Journal, Lincoln, Neb.
- Denver Dickerson, Gazette, Reno, Nev.
- Frank Sullivan, State Journal, Reno, Nev.
- ● John I. Quirk, Union-Leader, Manchester, N. H.
- J. R. Conroy, Daily World, Atlantic City, N. J.
- Howard P. Dimon, Press-Union, Atlantic City, N. J.
- Archur D. Mackie, Jersey Journal, Jersey City, N. J.
- Motion Picture Critic, Advocate, Newark, N. J.
- Charles Haufler, Evening News, Newark, N. J.
- ● Jay Cassino, Star-Ledger, Newark, N. J.
- Robert L. Moora, Sunday Call, Newark, N. J.
- George Bowen, Daily Home News, New Brunswick, N. J.
- ● Alex Y. Burslem, State Gazette, Trenton, N. J.
- Albert B. Thompson, Times-Advertiser, Trenton, N. J.
- Harold Burroughs, Journal, Albuquerque, N. M.
- ● C. R. Roseberry, Knickerbocker Press, Albany, N. Y.
- Albert J. Bearup, Times-Union, Albany, N. Y.
- ● W. E. J. Martin, Courier-Express, Buffalo, N. Y.
- Charles Victor Knox, Evening News, Buffalo, N. Y.
- Ardis W. Smith, Times, Buffalo, N. Y.
- W. C. Barber, Advertiser, Elmira, N. Y.
- ● George E. McCann, Star-Gazette, Elmira, N. Y.
- Chris Graham, Bronx Home News, Bronx, N. Y.
- ● Edgar Price, Brooklyn Citizen, Brooklyn, N. Y.
- Herbert Cohn, Brooklyn Eagle, Brooklyn, N. Y.
- Howard Barnes, Herald-Tribune, 230 W. 41st St., New York, N. Y.
- Rose Pelswick, Journal-American, 220 South St., New York, N. Y.
- ● Lee Mortimer, Mirror, 235 E. 45th St., New York, N. Y.
- ● Leo Mishkin, Morning Telegraph, New York, N. Y.
- ● Kate Cameron, Daily News, 220 E. 42nd St., New York, N. Y.
- Archer Winsten, Post, 75 West St., New York, N. Y.
- Eileen Creelman, Sun, 280 Broadway, New York, N. Y.
- ● Bosley Crowther, Times, 229 W. 43rd St., New York, N. Y.
- Maynard Lemen, Wall Street Journal, New York, N. Y.
- ● William Boehnel, World-Telegram, 125 Barclay St., New York, N. Y.
- ● John T. McManus, PM, New York, N. Y.
- Richard E. Coon, Star & Enterprise, Poughkeepsie, N. Y.
- ● George L. David, Democrat & Chronicle, Rochester, N. Y.
- ● Arthur D. Goodman, Times-Union, Rochester, N. Y.
- ● Hayden Hickok, Herald-Journal, Syracuse, N. Y.
- Estella H. Hillegas, Post-Standard, Syracuse, N. Y.
- ● Thomas G. Fesperman, News, Charlotte, N. C.
- ● Dick Pitts, Observer, Charlotte, N. C.
- ● Edward E. Gloss, Beacon - Journal, Akron, O.
- Samuel T. Wilson, Commercial-Tribune, Cincinnati, O.
- E. B. Radcliffe, Enquirer, Cincinnati, O.
- Edward Carberry Post, Cincinnati, O.
- ● Groverman Blake, Times-Star, Cincinnati, O.
- ● Arthur Spaeth, News, Cleveland, O.
- ● W. Ward Marsh, Plain Dealer, Cleveland, O.
- Winsor French, Press, Cleveland, O.
- William S. Cunningham, Citizen, Columbus, O.
- ● Samuel T. Wilson, Dispatch, Columbus, O.
- Harold C. Eckert, State Journal, Columbus, O.
- ● Mitchell Woodbury, Blade, Toledo, O.
- Charles A. Leedy, Vindicator- Telegram, Youngstown, O.
- ● Charles J. Mulcahy, Vindicator, Youngstown, O.
- ● Bruce B. Palmer, Daily Oklahoman, Oklahoma City, Okla.
- ● John J. Booker, Daily World, Tulsa, Okla.
- Mary Kimbrough, Tribune, Tulsa, Okla.
- June von der Hellen, Journal of Commerce, Portland, Ore.
- ● Herbert L. Larson, Oregonian, Portland, Ore.
- ● Harold Hunt, Oregon Journal, Portland, Ore.
- ● Ralph E. Wallis, Patriot, Harrisburg, Pa.
- ● Paul Walker, Telegraph, Harrisburg, Pa.
- Dorothy J. Miller, Evening News, Harrisburg, Pa.
- ● Laura Lee, Evening Bulletin, Philadelphia, Pa.
- J. H. Keen, Daily News, Philadelphia, Pa.
- ● Henry Murdock, Public Ledger, Philadelphia, Pa.
- Mildred Martin, Inquirer, Philadelphia, Pa.
- ● Elsie Finn, Record, Philadelphia, Pa.
- ● Harold Cohen, Post-Gazette, Pittsburgh, Pa.
- ● Kasper Monahan, Press, Pittsburgh, Pa.
- Karl Krug, Sun-Telegraph, Pittsburgh, Pa.
- James F. McKeown, News, Wilkes-Barre, Pa.
- ● John M. Moore, Record, Wilkes-Barre, Pa.
- Madeline J. Keatley, Times-Leader, Wilkes-Barre, Pa.
- ● Garrett D. Byrnes, Journal & Every Evening, Providence, R. I.
- Bob Ward, Evening Herald, Rock Hill, S. C.

(*Continued on Page* 8)

IATSE Records, Books Going to Grand Jury

(Continued from Page 1)

Jersey local of the union, as a material witness in the investigation.

Correa's victory was the result of a ruling by the court that Browne, who faces an extortion trial here on Oct. 6, would not be testifying against himself in producing the records. Judge Holland held that the chief purpose of the subpoena was not for preparation of the extortion trial but was part of the general inquiry into the IATSE transactions. As an added point, the Court stated that the records were the property of the union and not of Browne personally, and could even be used in the extortion trial without violating the defendants' constitutional rights.

On the question of Kaufman, the U. S. Attorney revealed an unsuccessful search for the witness who, he stated, was missing from his office and home. Kaufman's appearance is essential for the Grand Jury investigation and also for the extortion case, Correa declared.

The Court ruling was in face of the plea of Martin Conboy, Browne's attorney, that Correa was using the Grand Jury investigation as a device by which to prepare himself for the extortion trial. Conboy asked for an exception to the ruling as basis for an appeal. Browne need not testify personally before the Grand Jury, Correa said after the hearing.

Ill. Operators Conference Votes Support for Browne

Danville, Ill.—George E. Browne, IATSE international president, in his tangles with the Federal Government will have the support of the Illinois Conference of Moving Picture Operators.

Meeting here, the delegates from 25 state locals gave Browne a unanimous vote of confidence and backing.

Frank Stickling of Elgin was named chairman while Jack Wald, business agent, Peoria; Charles Horn, Springfield and Fred Shoup, Bloomington were named to the executive committee.

Delegates from several of the Illinois locals, reported negotiations were under way for new contracts, with wage increases asked, owing to the increase in living costs.

Chicago delegates reported their negotiations for a 10 per cent wage increase and vacations with pay are still under discussion.

Frank Olson of the Chicago IATSE represented the International Union at the convention and reported membership throughout the country at peak.

Casey, Five Union Execs. Called for Browne's Trial

Federal subpoenas were served upon Pat Casey, studio labor contact, and five union officials to appear as witnesses at the trial of George E. Browne and William Bioff Oct. 6.

Union officials are William Hutchinson, president of the United Brotherhood of Carpenters and Joiners, Joseph Weber, of the American Federation of Musicians, Joseph Touey and J. W. Gillespie of the International Brotherhood of Teamsters and Chauffeurs, and L. Helm of the Utility Workers union.

Fashion Note

Columbiana, Ala.—It's a habit! For the third time in 30 days, the Dixie Theater has been overflowed because of a stopped-up pipe on a city water main. Patrons now attend shows equipped with galoshes.

Sears Sees "Sergt. York" As Biggest WB Grosser

(Continued from Page 1)

release engagements, the reports on which came in yesterday.

Sears, who pointed out that the reports represent a cross-section of business ranging from first-runs in Los Angeles and Hollywood to Amsterdam, N. Y., and from Cumberland, Md., to Nashville, said that the pic in every instance ran from 35 per cent to almost 200 per cent ahead of "The Fighting 69th" which had established new records.

"Sergeant York," completing its sixth week at the Hollywood Theater Sunday night, chalked a week's gross of $20,340. Picture has now earned over $250,000 in its Broadway first-run, going over $100,000 during its run at the Astor and totalling more than $150,000 additional during its run to date at the Hollywood.

"York" Does $40,000 In 5 Days in Hollywood

West Coast Bureau of THE FILM DAILY

Hollywood—In the first five days of its engagements at Warners Hollywood and Warners Downtown theaters "Sargent York" did $40,000 and is expected to do $53,000 for the week which will set a house record for both theaters.

W. C. Finter Rites Held

Des Moines — Funeral services were held Saturday for W. C. Finter, 55, former well-known Iowa representative for local film exchanges.

Browne Still on Union's Payroll—Chi. Tribune

Chicago — The Chicago Tribune charges that William Bioff and George E. Browne, IATSE prexy, were still on the Chicago union's payroll, that Chicago union funds were used to operate the Old Colony Night Club, under Nick Dean's management (Dean was Browne's special representative) and that the Chicago union collects excessive membership dues.

Chicago union officers deny these allegations, but say they posted $50,000 of union funds with a bonding company for Browne's cash bail.

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THE OLD HEAVE-HO
AND RUSH RIGHT OVER!

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AMPA

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●

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and
JOHNSON

and their HELLZAPOPPIN funatics

PLUS—

BOB WEITMAN

Broadway's paramount Paramount Theatre director

PLUS—

ED. SULLIVAN

Noted Daily News Columnist

AS MASTER OF CEREMONIES!

PLUS—

VIVIAN DELLA CHIESA

America's great lyric soprano
Gleb Yellin, NBC, at the piano

●

Get your tickets from
BLANCHE LIVINGSTONE
RKO THEATRES, RKO BUILDING

●

AND IT HAPPENS
THURSDAY, SEPTEMBER 25th
at 12:45 p.m.
EDISON HOTEL

Metro Wins Sosna Arbitration Case

(Continued from Page 1)

the case under Section VI of the consent decree, Sosna charged that the M-G-M had refused to sell him product and that after pictures had been offered, the price asked was too high.

The arbitrator ruled that M-G-M had lived up to the decree and granted Sosna no relief. Costs were directed against the complainant, but the Frisina Amusement Co., which intervened, was ordered to pay its own expenses.

Meanwhile, two new demands for arbitration have been filed here in the last week.

Mrs. Mildred Karsch, owner of the Ritz Theater, Rolla, Mo., has filed a complaint against the five consenting companies, charging refusal to license pictures for her house and discrimination in favor of the Rolla-Mo Theater.

A similar case was filed by Floyd L. Lowe and W. A. Snell, owners of the Star Theater near Fort Leonard Wood on Highway 66. Naming the five consenting companies, the complainants charged that the companies have refused to license them pictures and are discriminating in favor of the Lyric Theaters, Lebanon, Mo.

Case of Victor Thien, owner of the Palm Theater, St. Louis, will be heard Oct. 4 before J. Wesley McAfee, former judge, as arbitrator.

Kaster Arbitration Demand Names Loew's and Paramount

William Kaster, owner of the Arden Theater, New York, has filed a demand for arbitration against Loew's and Paramount. Kaster claims that last year his theater had day-and-date availability of the Olympia Theater but that now he has to follow the Olympia by 44 days. He asks that the former arrangement be restored.

Rotus Harvey Loses Round In Fight for a Better Run

San Francisco—Rotus Harvey, independent exhibitor leader, lost the first round in an attempt to obtain a better run for his Westwood Theater. F. J. Hellman, arbitrator, decided, following a hearing last week, that Harvey's complaint, naming T & D's Sierra Theater, did not fall within the arbitration board's jurisdiction. Complaint may be revised so that action can be re-filed.

Helen Morgan Seriously Ill

Chicago—Helen Morgan is seriously ill here.

STORKS!

Arthur Heinemann, of Paramount's story department, reports a son born on Sept. 16 at the New York Hospital.

WHO'S WHO IN HOLLYWOOD

LESTER COWAN. Producer. Born 1906, Akron, O. Educ. public schools; A. B., Stanford University, 1927. News boy, amateur featherweight champion of Ohio. John Knight, noted publisher, first gave him a job as reporter on San Francisco Chronicle; doubled as circulation aide for San Jose district. Was sponsored by Milton Sills in 1929 to inaugurate classes in motion picture appreciation for use in American colleges. Identification with Academy of Moton Picture Arts and Sciences thus begun, he instituted Academy Award statuette, now known as "Oscars." Work in organizing classes in sound for studio employes was next. Appointed as executive director of the Academy, remained in that spot until resigning to represent 16 arts and crafts in NRA hearings in Washington. Returning to Hollywood, he assumed producer's berth at Universal; made "Whole Town's Talking" starring Edward G. Robinson; made shrewd boxoffice gamble in teaming W. C. Fields, first with Charley McCarthy in "You Can't Cheat an Honest Man" and again with Mae West in "My Little Chickadee." Now at Columbia as producer, his association with Gilbert Miller, stage producer, has brought him to the high spot of his career in the production of "Ladies in Retirement." Another Miller play is "Brighton Rock," which is scheduled for him to produce. Out of studio hours, he is still the enthusiastic teacher; conducts classes in writing for the screen at the League of American Writers School evenings. Married to Ann Ronell, noted for "Who's Afraid of the Big Bad Wolf" music.

May Walk Out on Basic Pact

10 IA Studio Unions May Negotiate on Own

(Continued from Page 1)

the IA officials, it was learned yesterday.

Rank and file sentiment has revealed desire of the membership of the locals to negotiate their own contracts instead of signing one blanket agreement, it was said. Business delegates of the various locals will make their decision today at the meeting in Casey's office.

Laboratory technicians, Local 683, is one union which has already broken away from the IA leadership. It recently negotiated its own contract with the producers on the Coast and the membership passed a resolution against signing the basic studio agreement. Lab union officials are attending today's session to make sure scale and conditions negotiated are in no way changed by the final IA agreement made here.

Seven Unions Set 10% Increase

On Saturday seven craft unions signed a five-year basic agreement starting Oct. 1 calling for a 10 per cent wage increase and a minimum six-hour call. Crafts affected include culinary workers, carpenters, electricians, teamsters, plasterers, laborers and musicians.

According to Casey final details of the musicians' terms will be worked out on the Coast since that union has a separate contract. He said negotiations with the culinary workers, which is a new union, and the plumbers and steamfitters union will be completed upon his return.

Casey yesterday estimated that the raises granted to the seven craft locals will increase studio payrolls about $350,000 and if the IA locals receive a similar hike in wages, it will cost the studios an additional $1,000,000 a year.

Execs. at Newark Parley

Attending the meeting for the producers at the Robert Treat Hotel in Newark Saturday at which Casey presided, were: Nicholas M. Schenck, Barney Balaban, W. C. Michel, vice-president of 20th-Fox, Carroll Sax of Warner Bros., John J. O'Connor, executive assistant to Nate Blumberg at Universal and Leonard Picker, Columbia. From the studios were Charles Boren, of Paramount, Fred Meyer, 20th-Fox, and Dave Garber, Universal. Fred Pelton, assistant to Casey, also was present.

Labor's representatives included: Frank Carothers, secretary of the International's committee; William Hutchinson, Joseph Cambianno, J. Skelton and Jack Flynn, of the carpenters; Joseph Touey and J. W. Gillespie, of the teamsters; Joseph Weber and J. W. Gillette, of the musicians; Ed Flore of John M. Sargent, of the culinary workers; Edward J. Hillock, of the plasterers; Ed Brown and A. S. Speed, of the electricians; Walter Redmond and Ben Martinez, of the plasterers; and H. Rohrback, of the utility workers.

James Carey Dead

Vancouver, Wash.—James Carey, manager of the Mt. Baker Theater in Bellingham for Evergreen Theaters, died in St. Joseph Hospital here.

U. S. Critics Polled On Senate Inquiry

(Continued from Page 6)

● Harry L. Martin, Commercial Appeal, Memphis, Tenn.
● Robert Johnson, Press-Scimitar, Memphis, Tenn.
● Ruth Lewis, American Statesman, Austin, Tex.
Raymond Michero, Caller-Times, Corpus Christie, Tex.
John Rosenfield, Jr., News, Dallas, Tex.
● James Lovell, Times-Herald, Dallas, Tex.
Margaret Cohn, Journal, Dallas, Tex.
● Jack Gordon, Press, Fort Worth, Tex.
● Ida Belle Hicks, Star-Telegram, Fort Worth, Tex.
● Mildred Stockard, Chronicle, Houston, Tex.
● Paul Hochuli, Press, Houston, Tex.
Mrs. Bess Whitehead Scott, Post, Houston, Tex.
M. E. Walter, Chronicle, Houston, Tex.
● Mary Louise Walliser, Evening News, San Antonio, Tex.
Samuel W. Woolford, Light, San Antonio, Tex.
Gail Martin, Desert News, Salt Lake City, Utah.
● Waide M. Condon, Tribune, Salt Lake City, Utah.
● W. F. Dunbar, Jr., Daily Record, Richmond, Va.
● Virginia Oakey, News-Leader, Richmond, Va.
Edith Lindeman, Times-Dispatch, Richmond, Va.
J. Willis Sayre, Post-Intelligencer, Seattle, Wash.
● E. R. Busselle, Star, Seattle, Wash.
● Richard E. Hayes, Times, Seattle, Wash.
Robert H. Bull, Daily Mail, Charleston, W. Va.
● Frank A. Knight, Gazette, Charleston, W. Va.
C. Martin Lundry, Daily Mail, Charleston, W. Va.
● Fritz Jochem, Journal, Milwaukee, Wisc.
● Mary McDonald Wells, Evening Post, Milwaukee, Wisc.
● Buck Herzog, News-Sentinel, Milwaukee, Wisc.

WEDDING BELLS

Walter Reade, Jr., formerly general manager of the Walter Reade Theatrical Enterprises and the American Community Theaters Corp. of New York and New Jersey, now a private in the Headquarters company, Fort Dix, N. J., was married Sunday to Harriet Sager by Dr. Stephen S. Wise.

Chicago—J. Addison Thomas, regional traffic manager for TWA, will be married to Betty Archer next Friday in St. Paul, Minn.

Dena Reed, of M-G-M's Play Department, center-aisled it on Saturday with William E. Hovanec in Greenwich, Conn.

Prairie du Chien, Wis. — Byron Walker, projectionist at the Metro and Regent Theaters here, was wed recently to Elaine Gokey.

Stop Senate Probe, Labor Fed. Prexy Demands

(See Columns 2-3 Below)

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 60 NEW YORK, WEDNESDAY, SEPTEMBER 24, 1941 TEN CENTS

SEP 29 '41

DOWNEY RIPS PROBE CHARGES

Loew GB Investment at $3,500,000—Schenck

Kinship of No Avail When Relatives Compete in Pix Biz, Senate Inquiry Told

Washington Bureau of THE FILM DAILY

Washington — Loew's, Inc., holdings in Gaumont-British represent an investment of $3,500,000, the Senate Interstate Commerce sub-committee investigating war film propaganda charges learned yesterday from President Nicholas M. Schenck, first industry executive to

NICHOLAS M. SCHENCK

(*Continued on Page* 8)

Liberty, Plainfield, Wins Clearance Cut

Arbitrators have an obligation to the public in determining whether clearance is too great, James O'Gor-

(*Continued on Page* 8)

"Charley's Aunt" Writ Denied; Trial Ordered

A temporary injunction was denied to Carly Wharton and Martin Gabel by N. Y. Supreme Court Justice

(*Continued on Page* 8)

Alexander Adopts 5 Refugee Children

Toronto — Harry Alexander, proprietor of the Lansdowne Theater, Toronto, has adopted five refugee orphans. Alexander was president of the Independent Theaters Association of Ontario but recently entered into a partnership agreement with Famous Players Canadian.

Fines for War Talk Aid British Relief

Miami, Fla.—Artists at the Fleischer Studios in Miami are fined 25 cents for talking war on the job. The money is turned over to the British War Relief.

3 Studio Unions Open Producer Confab Here

Negotiations started yesterday between three IA Hollywood craft unions and the producers' representatives. Pat Casey, studio labor contact, presided at the meeting at which delegates from the cameramen, studio utility workers and sound technicians' locals discussed the possibility of arriving at separate agreements in place of a basic studio contract.

Business agents from the Hollywood locals were surprised when the

(*Continued on Page* 3)

RKO to Disregard Release Dates on First 3 Holts

RKO will disregard release dates on the first three Tim Holt westerns and will accept bookings as soon as prints are available. Original release dates were Oct. 10 for "Bandit Trail'," Dec. 10 for "Dude

(*Continued on Page* 8)

Calif. Senator, Appearing at Own Request, Tears Into Sub-committee's "Straw Men," Cites Bill of Rights, Declares Screen Has Right of Free Speech

By **OSCAR HUME** *Washington Bureau of THE FILM DAILY*

Washington—Tearing into the Senate Interstate Commerce war propaganda sub-committee, Senator Sheridan Downey, (D., Calif.), took up the cudgel for the industry yesterday, and ripped apart, one by one, the straw men which the isolationist witnesses have built up against the nation's movie-makers.

In a ringing defense of the Bill of Rights, Senator Downey told the committee he felt the industry had

(*Continued on Page* 3)

Myers Reveals Text Of Yamins' Letter

Abram F. Myers, Allied general counsel, yesterday made public a letter written by Nathan Yamins, a member of the board, the letter having been one of the issues in the debate which preceded the killing of the joint committee resolution at the Philadelphia convention last week.

Myers, in a memo, explained his reasons for revealing the contents of the letter. The memo follows:

"During the debate on the joint

(*Continued on Page* 8)

Hendel Succeeds Goodman As Cleveland UA Manager

Matt Goodman has relinquished his post as manager of UA's Cleveland exchange because of poor health but will continue as a salesman with the Cleveland office.

James Hendel, former salesman out of UA's Cincy exchange, has been named Cleveland branch manager.

Westway Decision Upheld on Appeal

Motion picture appeals board has upheld the arbitrator's decision in the Westway (Baltimore) arbitration case. It was the third appeal passed on by the board which has affirmed

(*Continued on Page* 3)

Broadway Para. Sets Bookings Through Easter

The Paramount Theaters, Broadway, has set its screen and stage bookings through the Easter holi-

(*Continued on Page* 8)

Urges Labor Battle Inquiry

State Federation Head Brands It a Menace

Thomas J. Lyons, president of the New York State Federation of Labor, yesterday issued a statement condemning the Senate sub-committee investigation of the movies as aiming "to intimidate the moving picture industry into curtailing the production of films which truthfully reflect the wretched living conditions in Germany and Nazi-occupied countries."

In the statement given to the Stop

(*Continued on Page* 8)

$170,536 Netted for USO Through Warner Theaters

Joseph Bernhard, chairman, Motion Picture Theaters Division, USO Campaign, reported yesterday that the Warner Bros. Theater Circuit collected $170,536.51 during USO Theater Week.

This is in addition to substantial

(*Continued on Page* 2)

Discovered: Source Of Those Coin Slugs

Wilmington, Del. — Epidemic of fiber slugs in film theater candy machines and other coin operations here was cut 75 per cent when the National Vulcanized Fiber Co., at the suggestion of Lewis S. Black, Warner city manager, instituted a rule forbidding employes from removing scrap fiber from the plant. Black contacted President J. Warren Marshall of the fiber company after 513 slugs had been found in theater candy machines in a single week. The company had permitted employes to take home as much of the scrap, deemed useless, as they desired.

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FINANCIAL

(Tuesday, Sept. 23)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	9¼	9¼	9¼	+ ⅛
Col. Picts. vtc. (2½%)	7	7	7	— ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	144½	143⅞	144½	+ ¾
do pfd.	177¼	177¼	177¼	.....
Gen. Th. Eq.	....	....	....	.....
Loew's, Inc.	38	37⅝	37⅝	— ⅜
do pfd.	....	....	....	.....
Paramount	15¼	15	15⅛	+ ⅛
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	....	....	....	.....
Pathe Film	14½	14⅛	14½	+ ¼
RKO	3⅜	3⅜	3⅜	.....
RKO $6 pfd.	55¼	55¼	55¼	+ ¼
20th Century-Fox	9⅛	9	9⅛	+ ¼
20th Century-Fox pfd.	22¼	22¼	22¼	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5½	5⅜	5½	+ ⅛
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	60½	60¼	60¼	+ ⅜
Para. Picts. cv. 3¼s47	99⅞	99¾	99¾	.....
Warner Bros.' dbs. 6s48	....	....	....	.....
NEW YORK CURB MARKET				
Monogram Picts.	15-16	15-16	15-16	.....
Radio-Keith cvs.	7-32	7-32	7-32	.....
Sonotone Corp.	2¼	2⅛	2¼	+ ⅛
Technicolor	....	....	....	.....
Trans-Lux	13-16	¾	¾	— ⅛
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	66½	69½
Roxy Thea. Bldg. 4s 1st '57	58	63

James O'Loghlin Ill

Toronto — Although he had returned to his duties and had made his first trip to the home office in New York City in many months, James P. O'Loghlin, Canadian general manager of 20th Century-Fox, Toronto, has found it necessary to go away again for a complete rest because of ill health.

Guy Laudermilk Dead

Nappanee, Ind.—Guy Laudermilk, former operator of the Fairy Theater, died from heart disease.

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● TO arrange preliminary plans for the next great "Night of Stars," Chairman Marvin H. Schenck of the Producers' Committee...... will hold first meetin' of that body today at 4 p.m. in his offices...... Attending, to shape this extravaganza for the cause of the United Jewish Appeal, will be Co-Chairmen Louis K. Sidney and William Morris, along with Associate Chairman Sidney Piermont......plus these members: Don Albert, Al Altman, Phillip Bloom, F. William Boettcher, Leo Cohen, Ruby Cowan, Ernest Emerling, S. Hurok, Lester B. Isaac, Ben Jacobson, Harry Kalcheim, Nat Kalcheim, Jesse Kaye, Arthur Knorr, Richard W. Krakeur, Leon Leonidoff, Harry Mayer, Sidney Phillips, Larry Puck, Frank Roehrenbeck, Harry A. Romm, John Shubert, Bob Weitman, Max Wolf and Allan Zee......The "Night of Stars" this year will be held on Wednesday evening, Nov. 26, in Madison Square Garden, as usual......Annually it's the tops in entertainment for Phil M.'s dough......If we were to have to select the most impressive happening in this most impressive of shows......we think maybe it was the late Lou Gehrig's little speech on the huge stage some two years ago...... It is of such light and beauty that the "Night of Stars" is made......

▼ ▼ ▼

● ● ● *ON Saturday, his fellow Disney characters, the industry and the world at large will be singing "Happy Birthday To You" to Mickey Mouse. . .* ● *Ingrid Bergman has settled down to the routine of good housewife in the home of her dentist-hubby, Dr. Lindstrom, in Rochester, N. Y., and will return to Hollywood shortly after Xmas. . .* ● *In the same up-State city, Columnist Howard Hosmer, occasional film reviewer for the Times-Union, has annexed that sheet's golf title for the third time in five years, shooting an 83. . .* ● *That Tex Ritter p.a. tour, slated to start Oct. 1, has been postponed to February so's Tex can finish up his western series by Jan. 1......*

Universal and FWC Near Agreement on Product

Relations between Universal and FWC and other subsidiaries of National Theaters, which have been at a stalemate for a number of years, appear to be heading for an amicable solution, it ws learned yesterday.

On Thursday night, Spyros Skouras, Eddie Zabel and Aubrey Schenck will plane out with William A. Scully, Universal's general sales manager, and Bill Heineman, western sales manager, for Los Angeles where negotiations will be resumed with FWC representatives.

Lending substance to the report that a deal for Universal's new season lineup will be negotiated, is the fact that the same group will stop at Denver, Kansas City and Milwaukee for huddles with executives of Fox Intermountain, Fox Midwest and Fox Wisconsin respectively.

E. C. Treib Drowned in Flood

Denver—E. C. Treib, 55, owner of the Capitan Theater, Roswell, and the Apache Theater at Ruidoso, N. M., was drowned in a flood while en route between these towns. Two employes, Pete Espinosa and Manual Chavez, in car with Treib are missing.

$170,536 Netted for USO Through Warner Theaters

(Continued from Page 1)

sums raised by various units of the Warner Bros. Circuit in co-operation with local USO drives held several months ago, it was explained.

Many of the theaters which played the return date for USO, reported larger collections and even greater enthusiasm by their patrons than in the preliminary campaign.

COMING and GOING

WILLIAM A. SCULLY, Universal's general sales manager, and **BILL HEINEMAN**, Western sales manager, leave for Los Angeles tomorrow night by plane.

WILLIAM F. RODGERS left last night for the Coast.

IDA LUPINO arrives tomorrow in Hollywood after a short stay in New York.

JUDITH ANDERSON is here from Hollywood to begin rehearsals in Maurice Evans' production of "Macbeth."

MARIAN KIRSCHNER, secretary to Lou Lifton of Monogram, returned to Hollywood last night.

STAN KALISH, roto editor of the Milwaukee Journal, and his wife, are in town to look at the plays.

MYRON WEISS, consulting editor, has returned from Boston and Cleveland.

MARY C. VUONO, owner and former operator of the Strand and Palace, Stamford, made a biennial visit to Meadow Street, New Haven.

SAM SHAYON, F & M exec., leaves for the Coast Friday on business.

Man.-St. Bonaventure Game Via Tele Saturday

The New York University vs. Pennsylvania Military College football game, announced as a television program over station WNBT for Saturday afternoon, has been cancelled.

Replacing it on the WNBT schedule will be the Randall's Island Manhattan vs. St. Bonaventure game.

450 Doom Sunday Films; 750 Ask Return in Vain

Siler City N. C.—The board of commissioners has declined to take formal notice of a petition containing some 750 names asking that Sunday shows be allowed. They were banned several months ago when a petition containing approximately 400 names asked that they be outlawed.

Robert Crawford Dies

Chicago—Robert Crawford, veteran theater executive, is dead. His wife and mother survive.

Harry Powers, Jr., Dead

Chicago—Harry Powers, Jr., age 47, is dead. He is a son of Harry Powers, late Chicago theater owner. Three children survive.

NOTICE OF TRADE SHOWINGS

New York City—

Picture . . . . "The Maltese Falcon"
Company . . . . Warner Bros.
Date . . . . Monday, September 29, 1941
Time . . . . 10:30 a.m.
Place . . . Screening Room, 321 West 44th St., N. Y. C.

Picture . . . . "One Foot In Heaven"
Company . . . . Warner Bros.
Date . . . . Monday, September 29, 1941
Time . . . . 2:30 p.m.
Place . . . Screening Room, 321 West 44th St., N. Y. C.

Monopoly Charge Torn Down by Calif. Senator

"You Pursue An Illusion," Senator Downey Tells Senate Inquiry

(Continued from Page 1)

the right to make propaganda pictures if it cared to do so, but that so far it had exercised "astonishing moderation" in this connection.

Appeared on Own Request

"Our Bill of Rights is a common heritage, and its jealous preservation is an obligation which rests upon us all," the California Senator told the sub-committee. As forecast exclusively in The Film Daily last Friday, he appeared at his own request, upsetting plans of the group to commence immediately with the examination of Nicholas M. Schenck, Loew's president.

Because senatorial courtesy literally compelled the group to hear Downey, Schenck's appearance was postponed until after Downey had had his say. The Loew exec. went on after Downey had finished.

"Freedom of expression is the steel frame supporting our democratic structure," Downey, who spoke as an "inveterate movie-goer," continued. "One fleck of rust will not cause the metal to disintegrate and the edifice to crumble. But rust—once it corrodes our shining steel—may spread until we abandon the structure into which we have poured so much of our toil, our blood, our vision.

"I believe that the producers of pictures share the same privilege with editors, soap-box orators, radio commentators, clergymen, yes, even Senators—the privilege of airing their own views in their own way on problems of public concern.

"No Senator can control the kind of publicity that the movies may produce, nor can movie moguls find a national sounding board on the floor of the United States Senate.

"But while I believe that the motion picture producers possess the privilege of free speech like the rest of us, I am convinced that they have availed themselves of it with moderation—somewhat astonishing it seems to me, if we compare it with the tide of publicity now flooding out in every newspaper, on every air wave, at every street-corner, and in the Congress of the United States. Specifically, I feel that a combing of films distributed in recent years has failed signally to reveal any such insidious propaganda for war as has been, I think, too lightly alleged."

Downey asked the group whether it expected Hollywood to "ignore the chaos and the strife and the tragedy of the world we live in, and devote itself exclusively to musical comedy, boy-meets-girl plots, and horse operas."

"Heaven knows, that is a sufficiently prevalent tendency not to need encouragement from the United States Senate," he shouted.

Charges Pursuit of Illusion

"The world is on fire and because a few pale shadows of its conflagration flicker for a moment or two on the screen which is Hollywood, you seek to throw cold water on California," he said. "You pursue an illusion. The blaze is in Europe and Asia, not in my state; the propaganda you seek for is history itself; the fiery unrolling of events across the seas, the tumbling into ruins of old civilizations. If you cannot put out the fire there, how can you hope to prevent its reflection here?

"The potent propaganda is not movies about Hitler; it is Hitler himself—his words and his deeds. The record—the bare, factual record—of this man is what conditions the mind of America toward hatred of Nazidom—not any ephemeral shadows of Europe's Armageddon. What movie genius could produce so fierce a piece of anti-Nazi propaganda as Hitler has himself brought forth in 'Mein Kampf'? What script could arouse our animosity toward his philosophy as surely as the simple chart of Nazi conquest—the torn up treaties, the invaded and subjugated countries, the destruction of millions of homes and the families that loved them, the cancer-like spread of concentration camps and slave labor from one end of Europe to another? No, the facts themselves make propaganda pale."

Tearing down the monopoly charge, Downey said:

"It may be charged that the domination of film production by a few companies has resulted in a monopolistic situation, and that this cannot offer the same possibilities of diversity of opinion as a more competitive condition.

Let me ask, if 500 men control an industry are they to have the right to free speech, but if the operation of a business is by 50 men are they to be denied protection of the Bill of Rights?

"Is there any law-giver who could aptly frame a statute stripping from a monopolist his fundamental human rights, any judge who could administer such a measure?

"Would anyone claim that if the number of movie producers were doubled or trebled and competition increased, that there would be any substantial change in the films being produced?

"I understand that in some small theaters in the United States pictures preaching Nazi philosophy are being shown. But with 90 per cent of our people energetically opposed to German conquests, can we expect the number of the theaters exulting in a triumphant Nazi tyranny to be of large number?"

Hitting back on the racial question, Downey added:

"And I am likewise convinced that any attempt to secure data on the foreign markets of movie companies, on the birthplaces of movie leaders cannot be justified before the bar of American public opinion. Such collateral inquiries can be relevant only if we intend to forbid, to the foreign-born citizen, his freedom of expression, to deny to the American business leader whose genius has developed a market abroad, the right to express himself on international issues.

"Surely, if we cannot have faith in an untrammeled freedom of expression for all our citizens, wherever born, however far-flung their enterprises; if we yield to the fear that our democratic heritage can be wiped out of our minds and hearts by a flickering propaganda, then the foundations of the republic are weak indeed."

As to censorship, Downey asked:

"In the last analysis who can censor but the Government, or some agency of it? And is the answer to private propaganda—Government propaganda under the cloak of censorship?"

Continuing, he declared:

"Surely, this could mean only an aggravation of our tendency toward centralizing governmental power—and a death blow to our individual liberties of expression."

Clark Denies Censorship Goal

After Downey concluded, Chairman D. Worth Clark (D., Idaho), told him that "in some ways you have built up a man of straw and proceeded to demolish it." No member of the committee and no witness before it, the chairman asserted, had suggested censorship. On the other hand, Clark said, there had been complaints that the industry had been "made not free by virtue of monopolistic control."

"One kind of censorship might be just as vicious as the other," Clark told Downey.

Senator Ernest W. McFarland (D., Ariz.), remarked that "this whole investigation is a straw investigation."

"We'll see," Clark retorted. "It may be a straw in the wind."

There was ringing applause in the crowded Senate hearing room as Downey strode out.

One for the Book . . . and Also One for NBC As Eddie Cantor Takes Wallop at Inquiry

Borrowed from Leonard Carlton's column in the New York Post last night:

"One will get you 10 that NBC blue-pencils it out of the script for tomorrow's broadcast, but Eddie Cantor, in rehearsal yesterday, had a lovely wallop at the congressional movie investigators.

"Carole Landis is introduced to Joe DiMaggio, who says he's never heard of her. 'You'll have to forgive Joe,' apologizes Eddie. 'You see—he's rather ignorant about motion pictures.'

"'Then what,' Miss Landis wants to know, 'is he doing with the New York Yankees? He ought to be with the Washington Senators'."

Westway Decision Upheld on Appeal

(Continued from Page 1)

the arbitrator's decision in each case.

The Westway Theater had protested against the 14-day clearance granted to the Edgewood Theater, declaring that it was unreasonable. After reviewing the situation, Sefton Darr, the arbitrator, ruled that the clearance was reasonable, concluding with the statement that "to allow a much smaller theater (Westway), although modern and up-to-date in every respect, to move into the area and not be subject to a clearance in favor of the larger and more modern theater, could and probably would produce bad results, not only for the theater but for the producers and distributors."

The appeals board affirmed the arbitrator's award with costs.

Three Studio Unions Open Producer Conference Here

(Continued from Page 1)

IA failed to send a representative to the meeting, it was said. It is understood business delegates were told same conditions which other crafts were awarded over the week-end could be had by the IA locals but the producers would not talk separate pay raises and would prefer a collective agreement.

Rites Held for Edna Luce

Burial services were held in Bellaire, O., Monday for Edna Luce, formerly associated with the dramatic and motion picture staff of the New York Journal of Commerce, who died here on Saturday after a long illness. She is survived by her mother, Mrs. Irma Luce, who is prominent in the theatrical costuming field.

Major King's Funeral Held

West Coast Bureau of THE FILM DAILY

Hollywood — Funeral services for Maj. Claude E. King, 67, retired British Army officer and actor who was one of the founders of the Screen Actors' Guild, were held here.

"SERGEANT YORK" WILL BE THE BIGGEST GROSSER IN WARNER HISTORY!"

WATERTOWN, N.Y.–Tops "Gone With The Wind" and "Boom Town" by almost 100% at same admission prices!

NASHVILLE–"York" grosses 45% more than "Fighting 69th" in first four days—and "69th" ran 100% over average!

LOS ANGELES–Business at Downtown and Hollywood Theaters "fabulous". Standing room only at every showing. Tops every mark in history!

NEW YORK–"York" completes 12th week on Broadway, still among top money-makers! Has earned over $250,000 in New York City alone!

AMSTERDAM, N.Y.–All opening day marks shattered. Wires George Lynch: "Entire Schine circuit will hold 'York' for extended extended playing time!"

CUMBERLAND, Md.–In first three days, "Sergeant York" more than doubles gross of "John Doe" and breaks all existing house records!

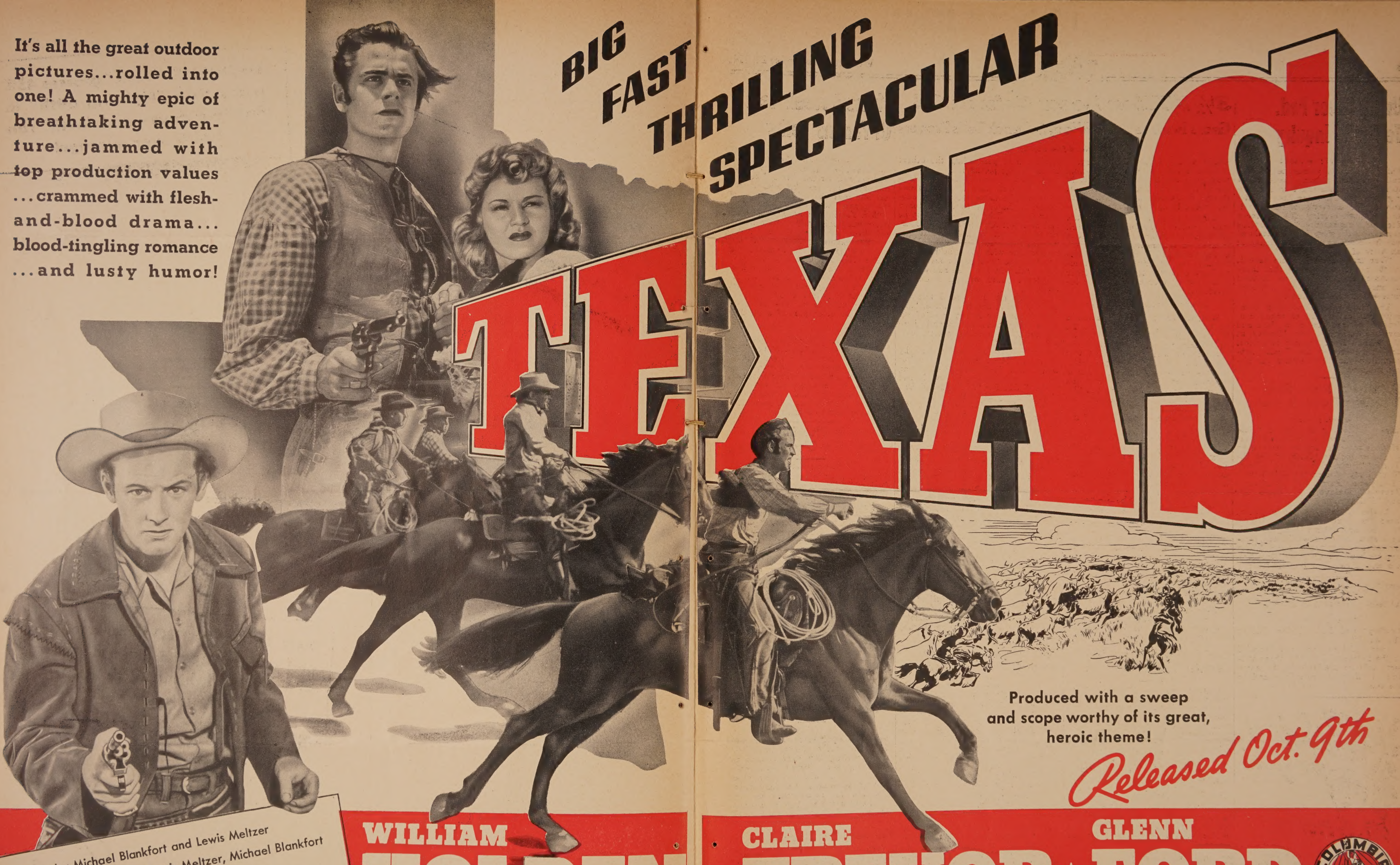
SAN BERNARDINO–First week-end at Ritz Theater nabs a mere 87% over "Fighting 69th" gross! Business "unbelievable"!

Gradwell L. Sears
GENERAL SALES MANAGER

NEW SEASON! NEW BOXOFFICE HIGHS!

GARY COOPER in **"SERGEANT YORK"** · WALTER BRENNAN · JOAN LESLIE
GEORGE TOBIAS · STANLEY RIDGES · A HOWARD HAWKS PROD'N.
Original Screen Play by Abem Finkel & Harry Chandlee and Howard Koch & John Huston
Based Upon the Diary of Sergeant York • **Produced by JESSE L. LASKY and HAL B. WALLIS**
Music by Max Steiner • A Warner Bros.-First National Picture

It's all the great outdoor pictures...rolled into one! A mighty epic of breathtaking adventure...jammed with top production values ...crammed with flesh-and-blood drama... blood-tingling romance ...and lusty humor!



Produced with a sweep and scope worthy of its great, heroic theme!

Released Oct. 9th

Story by Michael Blankfort and Lewis Meltzer
Screen play by Horace McCoy, Lewis Meltzer, Michael Blankfort
Directed by GEORGE MARSHALL
Produced by SAMUEL BISCHOFF

WILLIAM HOLDEN ★ CLAIRE TREVOR ★ GLENN FORD

GEORGE BA NCROFT · EDGAR BUCHANAN

COLUMBIA PICTURES

Urges Labor Fed. To Battle Inquiry

(Continued from Page 1)

Film Censorship Committee, Lyons called upon the nation's trade unions to take immediate action in demanding that the sub-committee be dissolved. The activities of the Wheeler-Nye-Clark inquiry, the statement declared, represented "a serious menace to the very fundamentals of our freedoms and our democracy in an hour of national crisis."

"Our trade unions should take it as their duty to demand that these un-American activtiies be stopped at once by dissolving the sub-committee," Lyons concluded.

The Stop Film Censorship Committee is calling an enlarged conference of trade union, welfare and civil rights leaders next Monday, at the Martin Beck Theater to protest the operations of the Senate sub-committee and to demand its discontinuance.

Broadway Para. Sets Bookings Through Easter

(Continued from Page 1)

days. Following the run of "Hold Back the Dawn" which starts next Wednesday, the screen attractions to follow include "Nothing But the Truth," "Birth of the Blues," "Great Man's Lady," "Reap the Wild Wind," "Louisiana Purchase," "Sullivan's Travels," "Malaya," "The Fleet's In" and "Holiday Inn."

Xavier Cugat and his orchestra head the next stage bill. Others to come are Johnny Long and his orchestra, the Andrews Sisters, Gene Krupa and his band, Glenn Miller and his band, Dinah Shore, Red Skelton and Alvino Rey and his band.

RKO to Disregard Release Dates on First 3 Holts

(Continued from Page 1)

Cowboy" and Feb. 10 for "Riding the Wind."

These pictures are not included in the blocks-of-five. All three subjects will be available at the same time as they are completed and in the cans.

"Happy Birthday to You"
TELEGRAM

A. L. Rockett
Winfield Sheehan
Julia Faye
Harvey B. Day
Ben Blake

3½ Million Loew Coin in GB

Gross Income 100 Million, Schenck Tells Probers

(Continued from Page 1)

testify at the continuing inquiry.

Schenck will continue on the stand today, and will be followed, likely in the afternoon, by Harry M. Warner. Darryl F. Zanuck will follow Warner, probably appearing tomorrow.

In reply to questions as to Loew's other theater investments, Schenck said that the company owned seven theaters in Australia, three in Canada and had 129 in the U. S. Additionally, the committee was informed Loew's jointly operates 14 other houses with other companies or individuals.

Schenck Arouses Laughter

With the exception of an attempt by Sen. Charles W. Tobey, (R., N. H.), to quiz Schenck as to Loew's subsidiaries, the inquiry while the Loew prexy was on the stand was essentially on the lighter side. Schenck repeatedly had the audience laughing with his denials that the committee is doing anything but tilting at windmills in its attempt to establish the possibility of monopolistic conspiracy on the part of the industry.

Vainly Chairman D. Worth Clark (D., Ida.), tried to prove that the "Big Five" could freeze out Columbia, Universal and United Artists pictures through their combined control of numerous major outlets; or that there is any monopoly indication in the fact that leading figures in some of the majors are related.

"In a Competitive Business"

"We're a competitive business and this don't mean anything," Schenck asserted.

Even Clark himself frequently laughed with the audience, as Schenck, much like a kindly father explaining the facts of life to a son, lectured the Chairman on the tendencies of relatives when thrown into competition with each other. In contrast to any monopoly agreement, Schenck said he sometimes had a terrible time persuading the others to handle his pictures.

In reply to one of Tobey's questions Schenck said he was unable to recall the names of Loew's subsidiaries. Later, answering a Tobey interjection, Schenck pointed out he had been actively engaged in supervising the construction of many of the theaters, but the financial arrangements with the subsidiaries of Loew's were "nothing in my life."

Schenck told Tobey he had worked for three years without a day of vacation.

"I know my business; I know it awfully well," Schenck stated, "and I don't consider it any lack of responsibility that I'm sitting here and unable to remember some corporate names."

Later, to refute implications by Chairman Clark that major studios would not lend out their stars, Schenck pointed out he had loaned Clark Gable for "It Happened One Night," and praised the result.

"Don't forget Claudette Colbert," Tobey said, "I remember particularly the scene where she flagged a ride. I sure would like to see that picture again."

The solemn-looking Tobey smiled reminiscently, and the audience roared.

Hundred Million Gross Income

The witness testified that Loew's had gross assets of approximately $150,000,000,000, gross income exceeding $100,000,000 annually.

Questioned by Senator Ernest W. McFarland, Schenck said that when Loew's purchased a theater property it might set up a corporation to operate it for the sake of convenience while the stock was entirely owned by the parent company.

All in all, the capacity audience had the good show, full of the laughs it has been waiting for, and the committee accomplished absolutely nothing to establish the charges made last week.

Legislation Against U. S. Distribs. Looms in Cuba

Havana (By Air Mail)—Discriminatory legislation against American distributors is pending in the Cuban Congress. Backers of the new bill hope to strengthen local production by cramping distribs. and obtaining free imports of raw stock and other studio equipment. Block-booking is again under attack by exhibs. who feel the lack of French and Spanish language product.

Ollie Reese Stricken

Des Moines, Ia.—Ollie Reese, 45, cashier in the RKO exchange for the last 14 years, collapsed while visiting in Marshalltown and died of a heart attack.

Ill. Allied Meets Today

Chicago—Meeting of Illinois Allied was postponed until today.

"Charley's Aunt" Writ Denied; Trial Ordered

(Continued from Page 1)

Kenneth O'Brien yesterday in the suit which seeks to prevent 20th Century-Fox Film Corp. from exhibiting the motion picture, "Charleys' Aunt." A trial of the action was ordered on the ground the Court would not grant drastic relief to the plaintiffs on the highly debatable question of whether the film employed newly devised stage business from the play which the plaintiffs produced on Broadway.

"Dumbo" Tradeshow Sept. 30

RKO will trade screen Walt Disney's "Dumbo" in 32 exchange cities on Sept. 30. All showings will be held at 2:30 P. M. except in New York where the showings will be started at 11:30 A.M. "Dumbo" will be released nationally on Oct. 31.

Myers Reveals Text Of Yamins' Letter

(Continued from Page 1)

committee resolution, I said that Mr. Yamins had written me a letter to the effect that the plan was a good one but that the other branches of the industry would not go for it.

"Mr. Yamins admitted writing the letter but denied vehemently that I had given a correct version.

"The matter is unimportant but in view of the implication that I had deliberately misstated the tenor of the letter, coupled with other reflections on the national officers and the board, it is only fair that the text of the letter be revealed."

Myers atached to the memo a copy of the letter, part of which follows:

"Dear A. F.:

"I have your letter of the 22nd and I can't feel enthused about the suggestion, not because it isn't a good one, but because the industry (sic) is set up and based on experience and I fail to see how we can ever get the producing and distributing branches of the industry to meet with the independent exhibitors."

Liberty in Plainfield Wins Cut in Clearance

(Continued from Page 1)

man, arbitrator in the action brought by the Andora Amusement Corp., operating the Liberty, Plainfield, N. J., against Warners, Paramount, 20th-Fox and RKO, ruled in a decision made public yesterday.

O'Gorman's decision reduced the clearance of the Strand over the Liberty from 30 to 21 days. The complaint was filed with the New York tribunal in late March. In it, Joseph Siccardi, operating the Liberty, claimed that the house was at one time a first-run but was pushed back to second-run and forced to follow the Walter Reade Strand.

Siccardi asked for seven days clearance on double feature programs and 14 days on single feature runs.

O'Gorman in his findings took the position that too great clearance was a deterrent to patronage.

Film Biz Not Adversely Affected by Priorities

Film biz is included among the three leading industries which will not be adversely affected by priorities, according to a survey made by a leading Wall Street investment house. Food, which covers meat packing, beverages and dairy products, and the retail trade are the other two recommended in the consideration of priorities proof stock.

Rep. Buys Two Originals

Republic announced yesterday purchase of two original stories,—"Spy Woman," by Lynn Mara, and "Look For the Woman," by Edward Steven, for production this season.

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 61 NEW YORK, THURSDAY, SEPTEMBER 25, 1941 TEN CENTS

SEP 29 41

PROBERS FIRE JUST BLANKS AT SCHENCK

Separate Pact Move By 10 Coast Locals Flops

Hollywood Craft Unions Now Expected to Turn to the Parent Body for Help

Attempt by the 10 IA Hollywood craft locals to negotiate separate pacts with the producers has virtually petered out, THE FILM DAILY learned from authoritative sources yesterday.

Stymied so far in negotiations with the producers, it is expected the locals will utilize their constitutional privilege and turn to their parent body, the IATSE, for a representative to assist them in draw-

(*Continued on Page* 3)

RKO Theater Execs. See Better Vaude

A higher quality of vaudeville is anticipated by RKO theater executives for the Fall and Winter seasons, it was indicated here yesterday. While RKO does not plan to expand its stage show activities this Fall, the big "name" attractions already signed up apparently mean that flesh shows are due for a definite comeback.

RKO will use stage shows in its

(*Continued on Page* 8)

Dismiss Separate Defenses In Pickwick Anti-Trust Suit

New Haven—The plaintiffs in the $5,452,575 Pickwick, Greenwich anti-trust suit against the eight majors, sustained their motion to dismiss the defendants' "separate defenses" be-

(*Continued on Page* 10)

Paris Theaters Dark In Curfew Protest

Paris (By Cable)—All Paris theaters have closed as a protest against the Nazi-imposed curfew.

The Paris Soir yesterday launched a campaign for the "expulsion" of U. S. films from Occupied and Unoccupied France. The paper is Nazi controlled.

DAILIES RAKE SENATE WITCH HUNT

Inquiry Reminiscent of Nazis' Reichstag Fire Trial, Declares the Dayton, O., News

Sensing the underlying significance of the Senate Interstate Commerce sub-committee's "witch hunt" for alleged war propaganda in films, editorial writers and newspaper columnists throughout the country are pouring a withering fire into the inquiry and the charges made against the industry.

Extracts which reflect the prevailing newspaper reactions follow:

DAYTON (O.) NEWS: "On the boards now in Washington is a 'Senate' investigation without the consent of the Senate . . . Wheeler and his little group are plaintiff, prosecutor and jury. The program is reminiscent of the trial of the men in Germany accused by the Nazis of starting the Reichstag fire which the Nazis themselves had set. . ."

BUFFALO COURIER EXPRESS: "The American public is not totally puerile. Its standard of intelligence is not so low that a congressional committee has to tell it whether it is being besieged with chauvinism in the movies. . . The average American knows propaganda when he sees it in quantity. The movie investigation plan insults his intelligence."

SHREVEPORT (LA.) JOURNAL: " . . . The industry has been most liberal in presenting every manner of appeal to the American people to

(*Continued on Page* 9)

Iowa Trade to Meet On Tax Next Monday

Des Moines, Ia.—A special meeting of the Iowa motion picture industry to discuss the new Federal

(*Continued on Page* 8)

IATSE Records Scrutinized By Federal Grand Jurors

Records of the IATSE dating from 1934 were scrutinized yesterday by the Federal Grand Jury after an ob-

(*Continued on Page* 3)

Weigh Price Boost, Ohio's ITO Advises

Columbus—The ITO of Ohio in a bulletin issued by Pete Wood, secretary, advises theater owners to con-

(*Continued on Page* 8)

Thanksgiving Observance Confusion More Scrambled

Film industry again this year faces confusion in the observance of Thanksgiving, with the scramble

(*Continued on Page* 8)

Argentina Cuts Profits Tax

Distribs to Pay on 10% of Amount Exported

Buenos Aires (By Cable)—American distributors won a decision Tuesday when the Argentine Supreme Court reversed a decision of a lower court supporting an income tax demand based on 50 per cent of the money exported to the United States. Supreme Court ruled that the 5 per cent income tax would be levied on

(*Continued on Page* 10)

6,000 Metro Contracts For First Three-Block

M-G-M has approximately 4,800 contracts on its first block of three pictures, exclusive of the franchise deals. This means that total contracts on the initial package are in excess of 6,000.

Loew's Prexy Confounds Senate Inquisitors; Denies Propaganda Charges

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington — For a second successive day the Senate Interstate Commerce sub-committee investigating charges of war film propaganda was confounded in its efforts to draw from Nicholas M. Schenck, Loew's prexy, testimony that would substantiate the varying allegations preferred against the industry generally and Metro specifically.

When Schenck stepped down as the

(*Continued on Page* 4)

Premium Service Charges In Vogue

A growing tendency to make a service charge on premium nights is noted throughout the country, especially in theaters charging admissions of 20 cents. A rise in the

(*Continued on Page* 3)

Greater Individual Effort Urged by WB Theater Chief

Philadelphia—A plea for greater individual effort was expressed yesterday by Joseph Bernhard, general

(*Continued on Page* 3)

Senatorial Courtesy Gets Slightly Frayed

Washington Bur., THE FILM DAILY

Washington—That traditional Senatorial courtesy was slightly frayed at the edges here yesterday as Senators D. Worth Clark, chairman of the propaganda inquiry sub-committee, and Ernest McFarland, the committee's gadfly, exchanged repartee.

McFarland led off with the observation that the committee ought to see "Land of Liberty" and wind up its "futile" hearings.

Clark tartly replied that if McFarland thought that he was wasting his time, he need not continue to attend the inquiry.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, Sept. 24)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅜	9⅜	9⅜	+ ⅛
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10⅛	10⅛	10⅛	.....
East. Kodak	145	144½	145	+ ½
do pfd.	....	....	....	.....
Gen. Th. Eq.	14½	13⅞	13⅞	— ¼
Loew's, Inc.	38	37	37	— ⅝
do pfd.	....	....	....	.....
Paramount	15¼	14¾	14¾	— ⅜
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	13⅝	13½	13⅝	+ ¼
Pathe Film	14⅝	14½	14½	.....
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	9	8⅞	8⅞	— ¼
20th Century-Fox pfd.	22	22	22	— ¼
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5½	5¼	5¼	— ¼
do pfd.	74⅛	73	73	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	99¾	99¾	99¾	.....
Warner Bros.' dbs. 6s48	96½	96½	96½	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	2¼	2⅛	2⅛	— ⅛
Technicolor	10⅛	10⅛	10⅛	— ⅛
Trans-Lux	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	67	70
Roxy Thea. Bldg. 4s 1st '57	58	63

Alliance Execs. to Coast

Chicago—S. J. Gregory and R. H. Brant of Alliance Theater Circuit are leaving for the Coast today where plans are under way for addition of several theaters to the chain.

FOR RENT

Bronx motion picture theater. 1700 seats. Fully equipped. Apply Haring & Blumenthal, 254 West 54th St., New York City.

COMING AND GOING

ROY O. DISNEY has arrived from the Coast and is stopping at the Warwick Hotel.

BRIAN AHERNE, with his wife **JOAN FONTAINE**, leave this morning from the Newark Airport in their own plane for a series of nationwide stops for the British and China aid societies.

L. JACK SCHLAIFER, Edward Small's Eastern representative, has arrived on the Coast for conferences with the UA producer.

ALFRED SANTELL, Paramount director, arrives Saturday from Hollywood for a short New York vacation.

NORMAN H. MORAY, Warner Bros. short subject sales manager, is in Chicago on the first leg of a six-week trip of the company's exchanges.

WILLIAM SHIRER leaves for Hollywood today.

PHILIP DORN will take time off to fly East to appear at a rally Sunday sponsored by the Union of Netherlands Societies of the United States.

LILLIAN DAY, author of "The Youngest Profession," has gone to the Coast to work on the screen adaptation for M-G-M.

MONTY BANKS, and his wife, **GRACIE FIELDS**, are here from Hollywood and stopping at the Ambassador Hotel.

HARRY C. ARTHUR, head of **FANCHON & MARCO**, and his brother, **MILTON B.**, leave for St. Louis beginning of next week.

JOE E. BROWN is here to attend the World Series.

RAY BOLGER arrives from Hollywood Friday.

BOB LINDEN, stage director of "It Happened on Ice," visited his home town in Little Rock, Ark., en route to the Coast.

A. J. M. McCLELLAND of Erpi Classroom Films and **ROGER ALBRIGHT** of Teaching Film Custodians are in Iowa City to address the second annual visual instruction conference at the University of Iowa, Friday and Saturday.

AL BYRNE, secretary to John Balaban, is spending his vacation at his old home, Stony Creek, Conn.

Sales Policies, Decree Hit by PCC's Trustees

Seattle — Sales policies and the New York consent decree were attacked in a resolution passed here by the trustees of the Pacific Coast Conference of Independent Theater Owners.

The PCC contended that the decree was designed to relieve major problems but that it did not contain any language to prevent such high rentals as are allegedly being asked by the consenting companies. As Universal, United Artists and Columbia have not been brought in under the decree, no relief has been afforded to independent exhibitors as a result of the Government anti-trust case.

The organization particularly protested against M-G-M's sliding scale policy based on the "per unit of gross," which, the PCC declared, was unreasonable.

The resolution asserted that deals being asked are "becoming more difficult for independent theater owners," and that all sales policies be "especially protested and condemned."

Mills to Open Buffalo PRC Branch Office on Monday

Buffalo — Bernard H. Mills will open his Buffalo office of Producers Releasing Corp. next Monday. Branch will be at 505 Pearl Street.

Mills, who owns the franchise for both Albany and Buffalo, has appointed Leo Murphy to cover the Buffalo zone, Joe Friedman in the Rochester and Syracuse territories, Sam Milberg for the Albany area, while Eddie Berkson will be office manager and booker.

Roach Increases Budget For Streamliners 25 P.C.

West Coast Bureau of THE FILM DAILY

Hollywood—Hal Roach plans to increase the budget by 25 per cent for his second group of five streamlined features. "Hayfoot," an army comedy, first of new group, is slated to go into production Oct. 6.

Taplinger Chairman Of Pub. Directors' Com.

West Coast Bureau of THE FILM DAILY

Hollywood—Robert S. Taplinger has been elected chairman of publicity directors' committee of Association of Motion Picture Producers; Howard Strickling, vice-president.

Executive committee will consist of Harry R. Brand, chairman; John Joseph, Perry Lieber, Taplinger, Strickling.

Following the election of Republic Productions to membership in the association, Walter Compton joined the publicity directors' committee as representative of that company.

Larry Stessin Leaves AAA For Labor Institute Post

Larry Stessin, press representative for the American Arbitration Association for the last three years, has resigned to join the staff of the Labor Relations Institute. He takes over his new duties Monday. Before joining the AAA, Stessin was with The New York Times.

ITOA Talks Film Rentals; Members Slow in Buying

ITOA yesterday held a special meeting for the purpose of discussing film rentals and the quality of current pictures. Conducted as an open forum, members expressed their opinions which were not revealed, but it was learned that they were going slowly in buying.

Illinois Allied Endorses Kirsch's Philly Unity Plea

Chicago—Illinois Allied membership voted full endorsement of Jack Kirsch's Philadelphia unity plan at yesterday's meeting.

It also voted to seek 20 per cent reduction on operators' wage scale.

Close Ft. Myers Ritz

Ft. Myers, Fla.—The Ritz Theater has been closed by Florida State Theaters, Inc.

Mrs. Ed Peskay Dies After Brief Illness

Mrs. Glady Peskay, wife of Ed Peskay, died yesterday in Memorial Hospital after a brief illness. Mrs. Peskay was 45 years old and, besides her husband, leaves three daughters. Peskay is New York representative for Hal Roach and a theater operator in Connecticut. He formerly headed Grand National.

Doubt N. Y. City Will Extend Daylight Time

New York City Council is expected to give the go-by to the proposal for extension of daylight saving, it was learned yesterday. Measure, introduced by Council President Newbold Morris, is not likely to be reported out by the General Welfare Committee to which it was referred.

'Little Foxes' Day-and-Date At Both Palace and Albee

"The Little Foxes" has been set for a day-and-date run at the RKO Palace, New York, and the Albee, Brooklyn, on a single-feature continuous-run policy. Dual engagements start Oct. 9.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
Rockefeller Center
HELD OVER 3RD WEEK
''LYDIA''
Alexander Korda's production starring
MERLE OBERON
ON GREAT STAGE: "AN AUTUMN REVUE" —Russell Markert's colorful spectacle. Symphony Orchestra, direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-4600

2ND WEEK
MELVYN DOUGLAS
RUTH HUSSEY
ELLEN DREW
"Our Wife"
IN PERSON
KEN MURRAY
JUDY CANOVA
MITCHELL AYRES AND BAND
PARAMOUNT TIMES SQUARE

Starts TOMORROW at 10 A. M.
TYRONE POWER in
"A YANK in the R.A.F."
with BETTY GRABLE
A 20th Century-Fox Picture
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

Doors Open 9 a.m. RKO PALACE B'way & 47th St. 25c Plus Tax To 1 P. M.
ABBOTT and COSTELLO
"HOLD THAT GHOST"
& "UNEXPECTED UNCLE"
Anne Shirley—James Craig—Chas. Coburn

Unions' Separate Pact Move Flops

(Continued from Page 1)

ing up a new studio basic agreement.

A report that George E. Browne, IA president, and William Bioff, West Coast representative, would eventually handle the negotiations for the craft unions was denied at the IA office.

Session yesterday at which Pat Casey, studio labor contact presided, concerned itself with ironing out demands made by Joseph Touey, of the teamsters. IA locals were conspicuous by their absence.

Delegates of the Hollywood craft locals have drawn lots to see which union negotiates first with the producers. Studio utility laborers, sound men and camera men were the locals which were represented at Tuesday's meeting.

There is, however, no meeting with IA locals scheduled for today it was said by a producer's spokesman. Indications are that IA delegates are ready to call upon the parent body for aid. Locals reported in favor of such a move are said to be the property men, the grips, studio utility workers and the electricians.

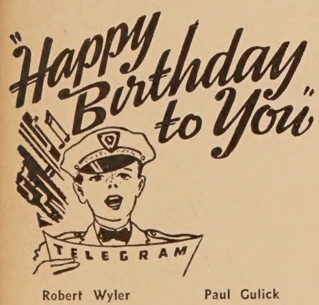
IATSE Records Scrutinized By Federal Grand Jurors

(Continued from Page 1)

jection raised by George E. Browne, international prexy, to their submission was overruled by Federal Judge John W. Holland.

Browne, who at first refused to give up the books, reiterated to the Court his contention that the Grand Jury's action was a violation of his rights under the Fifth Amendment to the Constitution.

His original refusal to comply, it was said, was made as a preliminary step to taking an appeal. Browne maintained again before Judge Holland that the inspection of the books was a preparation for the extortion case against himself and William Bioff. The union president did not testify personlly except to identify books and entries in them.



Robert Wyler
Fay Wray
Albert Kaufman

Paul Gulick
Al Cooke
Arthur James

ALONG THE RIALTO
WITH
Phil M. Daly

● ● ● **WHAT this industry needs is to get more folks like Henry W. Clark into the theaters......Yesterday afternoon, Barrister Clark, of 120 Broadway, who must have been born in front of a screen......incubated under projection light......and weaned on a bottle of celluloid filled with emulsion......purchased Radio City Music Hall's 50,000,000th ticket......Barrister Clark's attendance at the Van Schmus emporium is chronic in character......He keeps a meticulous record by years of his argosies to the house......His amusement year of '40-'41 practically parallels the span as we know it within the industry......During that span his records read: Pictures Seen, 22 of 26; First Mezzanine Seats Bought, 84; Orchestra Seats Bought, 40; Saw Rockettes, 55......In 1939-40: Pictures Seen, 21 of 24; First Mezzanine Seats Bought, 79; Orchestra Seats Bought, 23; Saw Rockettes, 50......But his record year was 1938-39 when he saw 30 of 33 pix; bought 145 mezzanine seats, 74 ork seats, and saw the Rockettes 95 times......You can plainly see that the Barrister is a swell apostle for the Music Hall and the entertainment there......for the statistics prove he brings folks with him......**

▼ ▼ ▼

● ● ● *CUTTINGS:......Bob Hope, star of Paramount's "Nothing But The Truth" flew in from Chi. yes'day to be guest at the Joseph Connelly 10th Anniversary Luncheon at the Waldorf-Astoria......For a good laugh read Frank Sullivan's open letter on "Our Kids Are Warmongering" to Senator D. Worth Clark in last night's PM......The RKO Fall golf tourney with entries limited to h.o. employes only will be held on Saturday at Elmsford Country Club in Westchester......George Archibald, joint managing director for UA in Great Britain, has cabled the h.o. that he'll begin his duties with the RAF on Oct. 10......Dave Whalen dropped into town t'other day to handle advance publicity campaign for Boss Gene Autry's engagement as luminary of the Rodeo in Madison Sq. Garden......Joe Esler, FILM DAILY staff writer in Chi. has been appointed captain of the trade press team for the city's Community Fund Drive, with Dorothy Nessle Lindau, Oscar Lundy, Hal Tate and Doug Morgan on said committee......*

▼ ▼ ▼

● ● ● **VERY effective are those lobby displays in Fabian's Liberty, Stapleton, S. I., employed by Ta-Kit, Inc., to herald its giveaway kits ......With the cost of living going up, it looks as though Ta-kit in its generous free sample kits has hit upon something with direct appeal to the housewife for theater use. . . ● Added attraction to the big Ampa luncheon today are Judy Canova and Ken Murray. . . ● This aft. social whirl will continue via 20th-Fox's All-Star Cocktail Party in honor of Jack Benny, Carmen Miranda, Sonja Henie, Betty Grable, Carole Landis and Ida Lupino, with Carmen Miranda's renowned Banda Da Lua making the rafters of the Ritz Carlton's Crystal Room purr with melodic delights. ● With all the entertaining Jack Benny does, there's some reciprocation lately via the afore-mentioned shindig and the Chi. press reception t'other day at which Rochester's boss said he's reading a Warner script, "The Widow of Weeps," and, if opus gets going by early October, he'll play it for WB,—otherwise he'll do a pic for 20th-Fox......**

▼ ▼ ▼

● ● ● *THOSE film boys in South America are no pikers when it comes to putting over cute promotion tricks......We are talking especially about that "vitamin" kit put out by Enrique Baez, general manager, and Edwardo Guimaraes, branch mgr., of UA in Rio......Burlesqueing the patent medicine ads, the Rio-ites prepared a small box labelled "Vitamin UA," inside of which were six small bottles of "medicine," each tagged with the title of a current UA picture......We can't read Portuguese, but we take it that the enclosed literature advises patients to use these vitamins to build up their condition......*

Premium Service Charges In Vogue

(Continued from Page 1)

price of dishes is responsible for the service charges which range from five to 10 cents.

In the past, 20-cent theaters put out half the admission price for premiums but good 10-cent merchandise currently is scarce. Instead, these houses are making 13-cent deals and collecting a five-cent service charge, thus bringing the cost of the premium down to eight cents. Result has been that the patron gets a higher quality premium and is better satisfied.

In the theaters charging 25 cents and up, the service charge has not been so prevalent but premium concerns believe the tendency there is increasing, too.

Greater Individual Effort Urged by WB Theater Chief

(Continued from Page 1)

manager of Warner Bros. theaters, at a meeting of Stanley-Warner managers here yesterday. Bernhard warned against dissipation of playing time under the New York consent decree.

Managers were cautioned to watch maintenance because of the possibility of shortage of materials. Nothing should be thrown away that may have some use for the Government later on, it was said. Bernhard repeated his often-repeated slogan, "Expense is the enemy of profit."

Awards in the company's fourth annual contest were announced. The district supervised by Maurice Gable was the winner of the first award of $500, with the runner-up being Al Plough's district which took the $250 award. In another contest Paul Costello received $700 and Gable, $300.

Three cars were presented by Bernhard to three winning managers, Irving Blumberg, Joseph Murdock and Joseph Dougherty.

A "Warner Theater Academy Drive for Showmanship" will be launched shortly based on policy, operation, service, good-will and exploitation.

Ted Schlanger, who introduced Bernhard, offered his own slogan of "Don't Rest on Your Oars."

From Loew's to WB Ritz

Wilmington, Del.—Loew's Theater closes tonight. Following remodeling, house will reopen as Warners' Ritz.

Warner Mail Ballys Nat. Newspaper Week

All communications from Warner Bros. will call attention to National Newspaper Week from now until conclusion of the week which runs from October 1st to 8th.

Mail going out of studio, New York offices and all exchanges will carry special imprint calling attention to the occasion.

"I Abhor . . . Censorship", Dietz Tells Probers

Warner, Zanuck Probable Witnesses Today; Com. to See Some of Pix Next Week

"Unfortunate," Says Clark That "Sergeant York" Crept Into Alleged "War Pix" List

(*Continued from Page* 1)

target for the committee's barrage of questions, there was general agreement among the observers packing the caucus room where the inquiry's sessions are being staged that the Senatorial ammunition was blanks—just that and nothing more.

In the verbal give and take, Schenck had so much the better of it that it must have been exceedingly painful for Chairman D. Worth Clark and Sen. Charles W. Tobey, R., N. H., who posed the questions obviously designed to make the day uncomfortable for Loew's prexy.

The New York World Telegram in a special Washington despatch yesterday said that many company executives in Washington for the Senate propaganda inquiry will take advantage of the opportunity to confer with both State and Treasury Department and with British officials now located in Washington to "seek transfer of a larger share of their British profits."

"Although there has been no talk of it in the meeting it has been understood for some time that an American threat to cease picture exports might weigh heavily on British officials," the story said. The despatch added that Government officials seem to be helping in negotiations impartially.

Harry M. Warner and probably Darryl F. Zanuck will go on today after which the committee likely will adjourn for all next week. The committee members expect to see some of the pictures alleged to contain war propaganda during that time.

Block-Booking Dragged In

Although admitting that the matter is not before the sub-committee, and that, anyway, it was taken care of by the New York consent decree, Clark took Schenck, into all the intricacies of block-booking.

Clark's excuse for dragging up this issue was that many of the pictures complained of as war propaganda were released before the consent decree was signed.

When Clark explained this, Schenck retorted:

> **"Now, how can I agree that the so-called propaganda pictures to which you refer that we made are war propaganda pictures? They are 'The Mortal Storm,' 'Escape,' and 'Flight Command,' and they are not war propaganda pictures."**

Clark read lengthily from Government reports in an attempt to prove the cancellation clause was ineffective.

Schenck offered to produce records showing that "some very good movies" had considerable rejections. He mentioned specifically Metro's "Marie Antionette."

"But the consent decree was drawn for the purpose of making improvements of these things," Schenck reminded Clark.

Pix Not War Propaganda

Clark said something about "war propaganda pictures" and Schenck whipped back:

> **"I will never agree with you that these pictures are propaganda. It irritates me every time I hear it."**

Clark renewed charges that Loew's branch manager in Seattle, Maurice Saffle, had tried to force showing of "Land of Liberty" by threatening pressure of the Federal Government.

Schenck said the Government had nothing to do with it and that the branch manager had simply been over-zealous. He said he approved of efforts to get broad distribution of the film because it was a patriotic picture, the proceeds of which went to charity.

Clark wanted to know if "Bundles for Britain" might be included. Schenck replied in the affirmative, and said that after one particularly vicious Nazi air raid the industry had sent $50,000 to Britain.

Audience Applauds Schenck

The audience quickly broke into a tremendous outbreak of approval.

Schenck explained an advance was made to that cause, anticipating a later accounting of profits.

"Was any of the money sent to the starving people of occupied and unoccupied France?'" Clark demanded.

Schenck answered that, as a member of the committee which would dispose of the profits, he said he had not given any thought to that yet.

When the witness said he had refused to discharge Saffle and supported Saffle's efforts to get the picture shown, except for his mention of the Government, Clark asked:

> **"Then you believe in the policy of forcing exhibitors to take a picture of this kind against their will?"**
>
> **"Oh, no, Mr. Chairman," Schenck answered. "You know my answer, certainly not."**

McFarland Praises "Land of Liberty"

Sen. Ernest McFarland at this point broke in to say that he thought "Land of Liberty" made up of historical scenes taken from feature pictures produced over a period of many years, had been exhibited "for a very worthy purpose" and he wanted to commend Schenck and his associates.

Tobey, announcing he was going to question Loew's prexy, regarding "alleged high-handed tactics" of the motion picture industry toward the press, asked the witness flatly whether he believed in censorship of the press or radio.

> **"Certainly not," Schenck assured.**

Tobey attempted to tie Schenck up with Jimmie Fidler's accusation the industry had tried to censor the Los Angeles Times.

Schenck explained this was a local stituation of which he knew nothing, and offered to produce Howard Dietz, who handled the situation.

For an hour or more Tobey tried to involve Schenck in the accusation, and got nowhere.

> **"I know nothing about it," Schenck replied persistently. "I am certainly opposed to censorship and my company has never attempted it, to my knowledge."**

In reply to a particular vigorous outbreak by Tobey, Schenck replied:

> **"Senator, I am here to help you by answering questions. But I don't think you should try to force me to answer questions about things of which I know nothing. Why don't you let Mr. Dietz talk?"**

Tobey said Dietz would be called later.

Paying tribute to Schenck's ability in not permitting himself to be put on the spot, Tobey said:

> **"You certainly don't need a counsel. You can give any attorney cards and spades and hold your own."**

Dietz Denies Fidler's Accusations

Howard Dietz took the stand in the afternoon and categorically denied Fidler's accusations that he and others in the industry have tried to censor press and radio.

"Fidler is a congenital liar and it would be against his conscience for him to tell the truth," Dietz declared.

Commenting on Fidler's statement M-G-M tried to censor his column out of the Nashville Banner, Dietz said he was informed a local manager in Nashville had made an "over zealous" threat with no authority whatsoever to do so following Fidler's attack on "Marie Antoinette" and Norma Shearer.

> **"I abhor any attempts at censorship," Dietz declared. "In fact many of us resent this investigation because we feel it is an attempt to censor the industry."**

Replying to Dietz's accusation against Fidler, Senator Tobey declared:

> **"If Fidler perjured himself, this**

(*Continued on Page* 10)

PROBE'S 'REAL ISSUE': THAT GOWN

Jimmie Fidler Does a Telegraphic Postscript to His Senate Propaganda Sub-committee Testimony

Washington Bureau of THE FILM DAILY

Washington — The Senate Interstate Commerce sub-committee investigating charges of film war propaganda got down to what Sen. Ernest W. McFarland, D., Ariz., with a fine manifestation of irony termed the "real issue" yesterday.

And that, believe it or not, turned out to be that Alice Faye gown which did—or did not, depending on which version you accept—cause the 20th-Fox star humiliation by falling apart the first time she wore it.

The Senate caucus room took on somehting of the aspect of a fashion salon when Senator McFarland read into the record a telegram from Columnist-Commentator Jimmie Fidler replying to one from Harry Brand, 20th-Fox studio ad-publicity head, which went into the record on Tuesday. Brand's wire had disputed Fidler's "buy my soul" testimony and had charged that Miss Faye's gown, purchased from a shop in which Fidler's wife was interested, had fallen apart the first time she donned it, to the star's great embarrassment.

(Brand's wire was essentially the statement he had originally made public in reply to Fidler in Milwaukee. Both Fidler's testimony and Brand's answer were fully covered in THE FILM DAILY on Sept. 16.—Ed.)

Fidler's telegram related how two years ago he and his wife considered Mr. and Mrs. Brand intimate friends. When Mrs. Fidler and Gladys Parker, New York dress designer, opened a gown shop, Fidler wired, Brand himself conceived the idea of special gowns for the stars, the idea being to name the gowns according to screen roles.

"I'll get you Alice Faye," Fidler quoted Brand as promising, "because her picture, 'Hollywood Cavalcade,' will be premiered soon."

Fidler's wire added:

"The gown was widely photographed and both the shop and Miss Faye received much publicity. As for Brand's unfair charge that it fell apart at the first wearing and caused Miss Faye much humiliation, that is not true.

"The shop informs me that Miss Faye did not pay her bill until 40 days later. She had ample time to report any faults or request any repairs or changes, if such were needed.

"If such a thing as Brand describes happened, why did Mrs. Brand, 60 days later, give a cocktail party for 50 of her personal friends to introduce Parker gowns?"

Senator McFarland observed that the inquiry resolution didn't cover "Fidler's accusations, or Fidler's dress shop."

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"You'll Never Get Rich"

with Fred Astaire, Rita Hayworth
(HOLLYWOOD PREVIEW)
Columbia 88 Mins.

ASTAIRE-HAYWORTH OFFERING IS PLEASANT PACKAGE OF ENTERTAINMENT; CLASSY COMEDY, DANCING, MUSIC AND PRODUCTION.

This is a pleasing package of entertainment that scores on several counts. It has Fred Astaire and his nimble feet; the comely Rita Hayworth doing some very graceful dancing, which is not surprising when it is recalled that she is a member of the famous family of dancing Cansinos; John Hubbard, Robert Benchley, double-talking Cliff Nazarro, Osa Massen, Frieda Inescort, Guinn Williams, Donald MacBride and others.

Sidney Lanfield has delivered a splendid job of directing, and has brought much comedy to the screen, while Samuel Bischoff comes in for his quota of praise as the producer. Cole Porter concocted six songs which were pleasing to the ear, and Robert Alton staged the dance numbers which were equally pleasing to the eye. Michael Fessier and Ernest Pagano fashioned the screenplay, which has many fresh, bright moments.

Robert Benchley, Broadway producer, has a roaming eye for beautiful girls. He "observes" his fifteenth wedding anniversary by buying an expensive bracelet for Rita Hayworth, a chorus girl, in his new show. When his wife, Frieda Inescort, interrupts the presentation scene, Benchley insists that his dance director, Astaire, bought the bracelet and asked Benchley to present it to Rita.

Astaire is happy when he is drafted, because he wants to get away from the wily Benchley. He begins to fall in love with Rita, and meets John Hubbard, who poses as her brother, but who is really also in love with her. To impress Rita, Astaire "borrows" a captain's uniform and poses as an officer. He runs into Hubbard, who is a real captain, and is soon thrown into the guardhouse.

Benchley arrives at the camp to produce a show for the selectees. With him is Osa Massen, whom he plans to star in the production. Benchley has Astaire released from the guard house to stage the musical comedy. Many complications ensue, but in a novel ending, Astaire wins Rita away from Hubbard.

CAST: Fred Astaire, Rita Hayworth, John Hubbard, Robert Benchley, Osa Massen, Frieda Inescort, Guinn Williams, Donald MacBride, Cliff Nazarro, Marjorie Gateson, Ann Shoemaker, Boyd Davis.

CREDITS: Producer, Samuel Bischoff; Director, Sidney Lanfield; Original Screenplay by Michael Fessier and Ernest Pagano; Songs by Cole Porter; Dances staged by Robert Alton; Art Director, Lionel Banks; Editor, Otto Meyer; Cameraman, Philip Tannura, ASC; Music Recording by P. J. Faulkner; Musical Director, M. W. Stoloff.

DIRECTION, Splendid. PHOTOGRAPHY, Very Good.

S-W Theaters to Soon Give Usherettes a Try

Philadelphia—Stanley-Warner theaters shortly will experiment with usherettes. First theater, un-named, will employ girl ushers within a week.

"Riders of the Timberline"

with William Boyd, Brad King, Andy Clyde
Paramount 59 Mins.

EXCITING AND SKILLFULLY PRODUCED HOPALONG CASSIDY SAGA WITH POWER TO SCORE WITH ALL OUTDOOR FANS.

Popularity which the Hopalong Cassidy series widely enjoys among devotees of red-blooded outdoor pix will receive added momentum via this particularly good feature in which Producer Harry Sherman transplants William Boyd from the sagebrush to the tall timbers.

In sharp contrast to predecessor "Hoppy" pix, the beneficent Mr. Boyd does a minimum of riding on his stunning white steed, but other and thrilling riding he does, such as aboard a rapidly moving hand-car and atop a huge log which dangles from the cable of an aerial tram as he and his side-kick, Brad King, speed to prevent the villian's henchmen from blowing up the lumber camp's dam, which act would have made impossible the filling of a contract by Boyd's friend, J. Farrell McDonald.

The story recounts the machinations of Edward Keene to grab, through terroristic methods, the McDonald-operated timber tract, but their schemes are wrecked by Boyd's counter-action wherein he has the help of Brad King, plus the happy circumstance that pretty Eleanor Stewart, McDonald's daughter, succeeds in importing lumberjacks to take the place of loggers who have been intimidated and frightened by the Keene gang's tactics.

There are free-for-all fist fights, gunplay and melodramatics galore. The comedy slant is handled by Andy Clyde. Too, there is some rousing and melodic music for contrast and atmosphere. Lesley Selander's direction is nifty and free-flowing, and the cast, from Boyd to the small bits, is highly efficient. In "Riders of the Timberline," Sherman shows again his flare for solid production values. Russell Harlan, as usual, turns in eye-filling and showmanlike photography. The picture is bound to please action fans everywhere because it has pep and power.

CAST: William Boyd, Brad King, Andy Clyde, J. Farrell McDonald, Eleanor Stewart, Anna Q. Nilsson, Edward Keene, Hal Taliaferro, Tom Tyler, Victor Jory, Mickey Eissa.

CREDITS: Producer, Harry Sherman; Director, Lesley Selander; Art Director, Ralph Berger; Sound, Chas. Althouse; Musical Director, Irvin Talbot; Music Score, John Leipold; Set Decorations, Emile Kuri; Associate Producer, Lewis J. Rachmil; Cameraman, Russell Harlan; Screenplay, J. Benton Cheney; Film Editor, Fred Feitshans, Jr.

DIRECTION, Nifty. PHOTOGRAPHY, First Rate.

48 Central States Houses Book "Ape" for Hallowe'en

Des Moines — Monogram's exchange has set "The Ape," in all 48 theaters in the Central States Circuit on Oct. 30-Nov. 1 as the Hallowe'en attraction.

"Outlaws of the Desert"

with Bill Boyd, Brad King, Andy Clyde
Paramount 66 Mins.

INTERESTING, ACTIONFUL "WESTERN" WITH ARABIA AS LOCALE WILL PLEASE ACTION FANS ROUNDLY.

Entertaining at the rate of at least a full gallop, "Outlaws of the Desert" proves four points: (1) that Bill Boyd (Hopalong Cassidy) is just as inspiring and efficient a hero on the sands of Arabia as on the silicon wastes of our own wild Westlands; (2) that a change of venue and fresh surroundings give contrast and fresh interest to prairie pix (even though the change of scene is psychological); (3) that there is one producer, namely Harry Sherman, who takes advantage of current Near East prominence to inject novelty into film footage; and (4) that even without the usual magnificent scenic backgrounds for which all Sherman production are renowned, a picture at his hands has a character and appeal all its own.

"Outlaws of the Desert" is a good action opus with plenty of thrills. It recounts how Hoppy goes with his sidekicks to Arabia to buy horses for the U. S. Cavalry; how he has the support of a friendly Sheik; and how they together bag an evil tribesman and his henchmen who are linked with kidnapping and a plot to fleece the Cassidy party out of some $50,000.

Naturally, the dark doings don't succeed, but their thwarting materializes only after gunplay, fisticuffs, and a pitched battle on the Arabian sands 'twixt hosts of horsemen.

Cast throughout does well, and assignments are efficiently delegated. Luli Deste is an exotic figure as the "Borgia" of the piece. Howard Bretherton's direction is up to his high standard, and so is the photography by Russell Harlan.

CAST: Bill Boyd, Brad King, Andy Clyde, Forest Stanley, Jean Phillips, Nina Guilbert, Luli Deste, Albert Morin, George Woolsley, George Lewis, Duncan Renaldo, Jean Del Val, Mickey Eissa, Jamiel Hasson.

CREDITS: Producer, Harry Sherman; Director, Howard Bretherton; Art Director, Ralph Berger; Assistant Director, Glenn Cook; Associate Producer, Lewis J. Rachmil; Cameraman, Russell Harlan; Sound, Chas Althouse; Film Editor, Carroll Lewis; Screenplay, J. Benton Cheney, Bernard McConville.

DIRECTION, Tip Top. PHOTOGRAPHY, Skillful.

Affiliated Theaters Will Buy for Y & W Circuit

Indianapolis—Affiliated Theaters, Inc., has assumed the purchasing of all film for the Y and W Management Corp., which operates and owns 29 Indiana theaters.

Y & M headed by V. U. Young, of Gary, will continue the actual operation of its theaters. Tom Baker is president of Affiliated Theaters, Inc. Both firms will occupy new offices in the Illinois building next week.

With 78 theaters under its direction, Affiliated Theaters, Inc., now has the largest combination of theaters under one supervision in this territory.

"Niagara Falls"

with Marjorie Woodworth, Tom Brown,
ZaSu Pitts, Slim Summerville
Hal Roach 43 Mins.

SWELL PROGRAMMER WHOSE PLEASING JUVENILES, SKILLFUL COMEDY TEAM, AND HILARIOUS GAGS SCORE.

"Niagara Falls," the second of the Hal Roach streamlined features, has been compressed into 43 minutes and stripped down to the bare essentials. Its tried and true gags are put over effectively, perfectly timed, and earn an enthusiastic audience response.

Marjorie Woodworth is very pleasant as the young lady, whose "book of rules says that being locked in a room with a man over night means marriage." Tom Brown is more than adequate. Slim Summerville does the most with the material furnished him, and ZaSu Pitts gives a sample of what she can do with a comic satire of the love-hungry female who is constantly thwarted by a cruel and needling fate. It's too bad that her brilliant flare isn't given broader scope.

The story is in fact so bare as to be embarrassing. A pair of middle-aged newlyweds (ZaSu Pitts and Slim Summerville) check into a Niagara Falls hotel for their honeymoon, see Marjorie Woodworth and Tom Brown walk up to the clerk and ask for separate rooms. Believing the two youngsters married, Summerville tries to patch up what is apparently a lovers' spat. He locks them into a bridal suite, keeps them there at the point of a gun, finds out that they had never even been introduced, and decides to end both his life and the picture.

Despite the overmilked basic situation, complete absence of characterization, the film should serve admirably to round out a program. Gordon Douglas' well-paced direction is deserving of much praise and he makes the most and more of all the material offered him.

CAST: Marjorie Woodworth, Tom Brown, ZaSu Pitts, Slim Summerville, Chester Clute, Edgar Deering, Ed Gargan, Gladys Blake, Leon Belasco, Rand Brooks, Margaret Roach, Jack Rise.

CREDITS: Producer, Hal Roach; Director, Gordon Douglas; Original Screenplay, Paul Gerard Smith, Hal Yates, Eugene Conrad; Cameraman, Robert Pittak; Photography Effects, Roy Seawright; Editor, Bert Jordan; Art Director, Charles Hall; Musical Director, Edward Ward.

DIRECTION, Skillful. PHOTOGRAPHY, Good.

Mono. Sets More Circuits

Recent product deals announced by Steve Broidy, Monogram sales manager, include the Publix-Great States circuit of 56 houses; Indiana-Illinois circuit of 29 houses; 23 theaters in Virginia of the Pitts circuit; 19 theaters in Warners' Washington territory, the Affiliated circuit in Indiana and the Hunt Theaters in Oregon.

Mono. KC Meet Tomorrow

Kansas City—Monogram will hold a regional meeting of its Midwest sales force here for three days beginning tomorrow. General sales manager Steve Broidy will be in charge.

Weigh Price Boost, Ohio's ITO Advises

(Continued from Page 1)

sider a general increase in admission prices as of Oct. 1.

Exhibitors should bear in mind, Wood pointed out, that the Federal admission tax (Ohio has a .3 tax) amounts to a minimum impost of 12 per cent upon the box office intake and "every exhibitor should dispel the thought of adjusting his price scale to absorb the tax. As a matter of fact, the law is worded so as to give every theater owner a legitimate reason for passing the tax on to the patron."

Thanksgiving Observance Confusion More Scrambled

(Continued from Page 1)

further complicated by the fact that five states which clung to the last Thursday in November in 1940 this year will observe Nov. 20 while six others which a year ago fell into line with the President's choice have switched back to the traditional observance.

At least 17 states this year will observe the traditional last Thursday, a survey indicates. These are Arkansas, Delaware, Florida, Georgia, Iowa, Kansas, Montana, Nebraska, Nevada, New Hampshire, New Mexico, Oklahoma, Pennsylvania, South Carolina, South Dakota, Tennessee and Vermont.

But Massachusetts, where the Pilgrims started it all, will break tradition and celebrate Nov. 20.

Others switching to the Roosevelt version in 1941 are Maine, North Carolina, Rhode Island and probably Connecticut.

Georgia, Montana, New Mexico, Nebraska, South Carolina and Delaware, however, are departing the presidential line-up and will celebrate Nov. 27. Matters aren't definitely settled in Missouri and Texas as yet.

In 1942, the last Thursday date is expected to be unanimous.

Suggests Shelving "Bad Man"

Chicago — The Mexican Counsul General, Richard Hill, has protested here that M-G-M's "The Bad Man" is a reflection on the people of Mexico, and suggests that the picture be shelved as a gesture of good-will.

WEDDING BELLS

Eveline Yolanda Felasea of Castle Films will wed Robert Yosco Saturday in the Church of Our Lady of Lourdes, Brooklyn.

Indianapolis—Joe Coffey, manager of the Paramount Theater here, and Gladys Spaulding were married at Holy Cross Rectory.

St. Louis—Celeste Butler, availability clerk for RKO, was married at St. Luke's Catholic church to Melvin Parentine.

Associated Circuit Forms Managerial Teams To Review Pictures at "Big 5" Tradeshows

Cleveland—Associated Circuit, operating an independent chain of more than 25 theaters, is meeting the trade screening situation by dividing its managerial man power into eight teams of three men each. Each team will serve as a review committee for one week and will submit written reviews of pictures screened during the week. These reviews will be available to all circuit managers. This plan obligates the managers to only one week out of eight to see the screened product.

Higher Quality Vaude Seen

"Flesh" Shows Appear Due for a Comeback

(Continued from Page 1)

usual spots; namely, the Colonial, Dayton; RKO Boston, Boston; Palace, Cleveland; Shubert, Cincinnati, and the Golden Gate, San Francisco. As an indication of the popularity of name attractions, it was pointed out that Tommy Dorsey and his band already have been booked for the Palace, Cleveland, during the week of Jan. 17, 1942.

Headliners of the highest quality have been booked by RKO for its regular stage show houses, in addition to a number of spots where special shows will be booked in on spot dates.

May Use More Vaudeville In RKO West Coast Spots

San Francisco—Nat Holt, new West Coast RKO head, is a strong vaudeville booster, and may increase stage bookings in RKO's Coast houses. Local RKO Golden Gate has played stage shows without a break since it was opened in 1925.

There's quite a bit of interest here over the fact that Fox West Coast is also dabbling a bit in vaudeville for the first time in years. Circuit is feeling out public interest in stage attractions. Idea is that if stage shows click it would give houses a chance to hoist prices and cut out double bills. Principal question mark is that it is doubtful if enough good standard acts are available.

Wilby Interests Booking Legitimate for Birmingham

Birmingham, Ala. — Evidences of fatter purses and looser money here because of national defense activities have caused the Wilby interests (Richard Kennedy, Alabama manager) to book every legit. pointed toward the road for the biggest flesh season since the lush twenties.

Scheduled to open Nov. 4 with "Blossom Time," the list includes a Lunt and Fontanne play, "Student Prince," "Life With Father," "Helzapoppin," "Hold On To Your Hats," "Ziegfeld Follies," and "Arsenic and Old Lace."

Canton Theater Resuming "Flesh" After Six Years

Canton O.—After an absence of almost six years, stage shows are being revived at the Palace and Loew's, the city's two major film houses.

Stage attractions were dropped because the musicians' union here demanded a 100 per cent standby band in the pit. The union has agreed to allow a 50 per cent standby band under the new setup, which will bring stage units to the two theaters alternate weeks.

Toledo Theaters to Use Acts For the First Time in Years

Toledo, O.—Both the Rivoli and the Paramount are offering occasional stage units this season, for the first time in some years. Opener at the Paramount will be Cab Calloway's orchestra Oct. 3-5.

Stage Shows on Split Week Policy in W & V National

Richmond, Va. — Wilmer & Vincent's National has resumed split week policy of stage shows for four days and second-run features three days.

During the Summer months the house played first-runs and carryovers from the Colonial, other first-run Wilmer & Vincent house, managed by A. Frank O'Brien.

"Life with Father" Booked In RKO Temple, Rochester

Rochester—Extension of the original two-day engagement to three and new dates have been set for "Life with Father" when it plays the RKO Temple here, according to Manager Lou Mayer. The stage comedy will stay at the house four days instead of two, with two matinees. New dates are Nov. 5-7 and 8, instead of Oct. 28-29 as originally announced.

Three Legit. Attractions Slated for Grand Rapids

Grand Rapids, Mich. — Keith's Butterfield is set to present three legit. shows this Fall. They are "Boys and Girls Together," on Oct. 17-18; "Life with Father," Nov. 12-13, and "My Sister Eileen," Dec. 5-6. Others may follow.

Top "name" bands will be booked from time to time along with the usual films.

Alabama Circuit Booking 9 Legits. for Montgomery

Montgomery, Ala.—A legit. season, the like of which has not been seen here in 15 years, is booked for this town with Alabama Theaters, Inc., as sponsors. A minimum of nine plays is planned. First will be "Blossom Time."

Iowa Trade to Meet On Tax Next Monday

(Continued from Page 1)

defense tax is called for this city next Monday by Leo F. Wolcott, president of the Allied-Independent Theater Owners of Iowa-Nebraska.

Wolcott said all Iowa theater owners, managers, bookers, salesmen and others interested in the film industry were invited for the meeting which will start with a noon luncheon at Savery Hotel.

Following the tax meeting the exhibitors will hold a special conference to discuss film rental terms and other industry problems.

Scent "Flesh" for Shea's, Toronto, in Lapp's Signing

Toronto—A step in the direction of flesh presentation at Shea's Theater, Toronto, which is being converted into a first-line deluxer, has been taken by Famous Players Canadian, in the booking of Horace Lapp, Canadian orchestra conductor and musician, as the organist of the theater following its re-opening Sept. 26 after alterations. The organ has been silent for years.

Shea's will have a single-feature screen policy, according to Manager Fred. Trebilcock, and will re-open with "A Yank in the RAF."

Civic Theater, Portland, Me., Reported Planning "Flesh"

Portland, Me.—Civic Theater is reported planning to add stage shows, booking out of RKO Boston. Town has long been shy of swing-and sway, girls, frills, tights, barelegs and . . . acrobats. Should click with lots of sailors and soldiers in town.

TO THE COLORS!

Toronto—A former employe of film distributors in Auckland, N. Z., George King has made visits to the film exchange head offices in Toronto. King is now in Canada as a sergeant-observer of the New Zealand Air Force under the Empire Air Training Plan and is undergoing instruction to become a pilot officer.

Northampton, Mass. — Martin F. Shaughnessy, manager of the Academy of Music, local movie house, has been promoted from first lieutenant to captain in the 26th (Yankee) Division.

St. Louis—Bob Pratchett, former Paramount booker, who was drafted by Uncle Sam, is now at Angel Island en route to Hawaii with the Coast Artillery. He has been succeeded on the booking staff by Roland Menown.

U. S. Dailies Editorially Rake Senate Witch Hunt

Rep. Emanuel Celler Set to Blast Senate Inquiry in Radio Talk Over WMCA Tomorrow

Rep. Emanuel Celler, Brooklyn Congressman from the 10th N. Y. District, will take the air over WMCA at 9:45 p.m. tomorrow to pay his respects to the Senate Interstate Commerce sub-committee's film war propaganda inquiry. It is understood that Celler is prepared to verbally rake the probe fore and aft.

WMCA invited the Congressman to discuss the investigation, and he promptly accepted. Program will run 15 minutes. So far as is known, WMCA is the first station to make time available for this purpose.

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co-operate in defense work, to persuade army and navy enlistments, to buy defense bonds, etc. For their efforts in this direction, we unhesitatingly say, the moving picture producers are entitled to commendation, not condemnation at the hands of irresponsible public-seeking individuals."

GALVESTON (TEX.) NEWS: "In order to acquit the movies of warmongering it isn't necessary to prove that they have taken a position of neutrality as between democratic and totalitarian principles. That is far from being the case. The motion picture industry, rightly regarding itself as a medium of public information, has endeavored to interpret world affairs from the democratic viewpoint.

"It has engaged in propaganda in the sense that it has exalted the American way of life and dramatized the current menace to that way of life. But it cannot be said that the industry has compromised its independence or made itself an instrument of official policy in the way that totalitarian pictures, press and radio have done. . ."

ROCHESTER DEMOCRAT and CHRONICLE: "Undoubtedly the hearings are the result only of the isolationist Senators' great itch for continual obstructionist activity whether they promise anything important or not."

TOPEKA (KANS.) CAPITAL: "Without a doubt the freedom of the screen is as important as freedom of the press, radio and other means of expression . . . The fundamental American principle of freedom of expression applies to the screen, and the industry recognizes the distinction between liberty and license."

FREEPORT (ILL.) JOURNAL-STANDARD: "The whole question is much bigger than that of the right of Hollywood to put out 'The Mortal Storm' or 'Escape' or 'The Great Dictator' or similar pictures. . . . The question raised by the Congressional committee affects press, platform and radio quite as much as it does the screen. It is really the old, old question of censorship. . . ."

PROVIDENCE (R. I.) JOURNAL: "To accuse the movies of pro-war propaganda, as Senator Clark does, is only to reveal the hollowness of the isolationists' arguments."

ST. LOUIS POST-DISPATCH: "As an impartial, judicial inquiry, the Senate subcommittee investigation of the moving picture industry is a farce. . . . Nothing will come of the hearings but fur-flying, caterwauling and ill-feeling. It is unfortunate that animosity should needlessly be stirred up at this time."

PEORIA (ILL.) JOURNAL-TRANSCRIPT: "The Senate Interstate Commerce sub-committee has invited a losing battle in its attempt to indict the movie industry for war propaganda. Movies have more pull with the people than senators. . . ."

CINCINNATI ENQUIRER: ". . . From the look of things this will not be an inquiry, but a political attempt to discredit the motion picture industry and at the same time to inspire new hostility and contempt for the administration and its foreign policy. . . ."

"LEWISTON (ME.) JOURNAL: ". . . . It is difficult to see any call for a 'smear campaign' such as Senators Nye and Clark are embarking upon. . . . Doesn't the public . . . deserve a rest from such as Nye and Clark?"

WASHINGTON POST: "It will be a good bet that if the hearings go on in the present vein, it looks as if the isolationists responsible for the resolution will wish they had never thought of it."

BALTIMORE EVENING SUN: ". . . In their efforts to make people believe that there would be no danger from abroad if it were not for Roosevelt, the isolationists find that people are attending movies which indicate that Hitler is also a factor in their calculations. The red-herring investigation of Hollywood follows logically—once you have made up your mind to believe that the national danger is not the greatest military machine of all time, but only those who talk and make movies about it."

OMAHA WORLD-HERALD: ". . . We also think that freedom of the films . . . now belongs in the same category as freedom of speech."

WILKES-BARRE RECORD: "Unsupported assertions that the film industry is trying to get this country into war are manifestly unfair, and they are entirely out of accord with the natural tendency of some of the newsreels depicting the results of bombings to create an abhorrence of war. As far as the national defense program is concerned, nobody can be indicted for supporting it. It would be unfair not to include the screen among the media for enlisting support, and unpatriotic for the screen to fail to respond."

AUBURN (N. Y.) CITIZEN ADVERTISER: ". . . The motives back of the Senate's decision to put Hollywood through the mill just now seem about as scurvy as anyone could imagine. . . . If the senators find that it is criminal to boost the U. S. A. on the silver screen, while permitting others to degrade it in the press and on the lecture platform, the voters will know that it is time to do some house-cleaning in Congress."

GRAND RAPIDS PRESS: "Senator Wheeler may be wholly sincere, but he will hardly accomplish anything by a Congressional sideshow of this sort. . . ."

NEW YORK DAILY WORKER: "The American people should call upon their Senators and Representatives and upon the White House to halt the scandalous proceedings of the Wheeler-Nye-Clark committee. For such activities jeopardize the national security of the United States just as much as does a Hitler torpedo, bomb or panzer division."

MANCHESTER (N. H.) UNION: "Like every other industry, the movies are doing all in their power to co-operate with the Government in its national defense program.

"The American people will not need to be told by Senators Wheeler or Nye or any other isolationist whether this is a crime."

LOUISVILLE TIMES: ". . . The Federal Constitution provides that free utterance shall be safeguarded in this democracy. The stage and the screen are among its vehicles. . . . The film industry . . . has as clear a right to free utterance as any individual newspaper or newspaper chain has."

NEW BEDFORD (MASS.) MERCURY: "Senator Nye's contention . . . offers no legitimate excuse for the Senate to spend public funds on an investigation that is not properly within the jurisdiction of that body and which amounts to nothing more than a witch hunt."

CHICAGO TIMES: . . . "By every right radio and motion pictures should be as immune from intimidation and influence as newspapers."

YOUNGSTOWN (O.) VINDICATOR AND TELEGRAM: "The isolationists' . . . complaints are so obviously without foundation as to constitute an abuse of Congressional privilege. But now that the issue has been brought up, it should backfire to the total discredit of the men who publicized it."

SEATTLE TIMES: "The Senate's investigation . . . isn't desirable nor necessary and it promises no great enjoyment for anybody.

"If the sentiment of the industry has been given some expression in its products, it can have offended only those who have more regard for Hitler than for human rights. Some of the Senators who have forced this investigation may find cause to regret it."

PORTLAND (ME.) PRESS HERALD: ". . . Since when did editorializing in the creative arts call for Congressional investigation?"

NEWARK STAR LEDGER: ". . . While Nye believes that Hollywood is obligated to give the Nazis propaganda opportunities in the movies, he does not seem to believe that a U. S. Senate committee is obligated to give the movie industry the same opportunity to cross-examine witnesses that he has."

ROME SENTINEL: ". . . Whether or not the pictures are to be regarded as coming under the constitutional guarantee of free speech and a free press as do individuals, newspapers and periodicals, it ought to be regarded as an abuse of Congressional authority to hale representatives of the industry before the bar, for supporting the Government in its formally declared objectives."

ST. PAUL PIONEER-PRESS: ". . . Any medium of expression should be free to voice varying attitudes on public affairs, without running the risk of being summoned to Washington to undergo a public scourging by Senators of contrary opinion."

AUGUSTA (GA.) CHRONICLE: "War-conscious isolationists have no more right to censor the films than they do to censor the press, magazines or radio. . . We say let's have more and better war pictures, without interference by the isolationists or anyone else."

PARIS (TENN.) POST-INTELLIGENCER: "In proposing that a Senate sub-committee be appointed to 'investigate' anti-Nazi motion picture films Senator Wheeler is revealing an approval of Nazi methods in controlling expression of opinion. . ."

SALEM (ORE.) CAPITAL-JOURNAL: "Congress has no more right to legislate on film themes nor to impose a Nazi censorship than it has to attempt similar control of the press.

"If such a precedent is established, it bodes ill for our democratic way of life."

RUTLAND (VT.) HERALD: "... To say that this kind of film is war propaganda is equivalent to saying that the old gangster films, in which the mob leader was glamorized, indicated that the movie industry was trying to promote gangsterism in the United States."

INDIANAPOLIS STAR: "The craze for Congressional investigations and the efforts of an appeasement minority seem chiefly responsible for the inquiry. . . It is not expected the public will manifest great interest in the proceedings, which are likely to seek an outlet for political views rather than a serious attempt to reveal an organized propaganda campaign on the part of the screen moguls."

BIRMINGHAM AGE-HERALD: "All who use the great American privileges of free expression may make mistakes. But if when they did so, their freedom was cut off, there soon would be no free expression in this country."

DETROIT FREE PRESS: ". . .

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Argentina Cuts Tax On U. S. Pix Profits

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10 per cent of the amount exported from the country.

It was explained in New York that it had been Argentina's contention that all of the money shipped out of the country was profit, and therefore taxable. U. S. distributors asserted such a theory was not true and the amount was lowered to 50 per cent which met with further objections by the distributors. Issue went to the Supreme Court which set the 10 per cent figure.

According to the cable received from THE FILM DAILY'S staff correspondent in Buenos Aires, companies affected are Warner Bros., United Artists, First National and Vitaphone.

Daily Newspapers Rake Senate Witch Hunt

(*Continued from Page* 9)

There is plenty that is wrong with the films; but in respect of venal propaganda, born in hate and palmed off on the public with the gross ulterior motive cleverly hidden—well, the charge is so ridiculous that one question, posed by Senator MacFarland . . . would seem to answer it.

" 'Do you mean,' he asked Senator Nye, 'that we should conduct this inquiry just for publicity?' "

BUFFALO NEWS: "Isolationists are frequently claimants to the right of freedom of expression. They should bear in mind that the film industry, also, has that right in this country."

ROCK ISLAND (ILL.) ARGUS: "The movies have done a grand job of promoting the national defense, as they always do when they pitch into anything with all their talent and resources. For this they should be commended."

Republic Prod. In AMPP; M. J. Siegel a Director

West Coast Bureau of THE FILM DAILY

Hollywood — The Association of Motion Picture Producers Tuesday elected Republic Prods. to membership. M. J. Siegel of Republic was also elected to the Board of Directors. Members discussed the Senate sub-committee inquiry but no details were made public.

Short Short Story

Storm Lake, Ia.—The Vista Theater pulled the best in outdoor advertising yet seen in this territory. The marquee had the following billing in lights:

Bank Night $475
Hello Sucker

REVIEWS OF NEW FILMS

"City Limits"

with Frank Albertson, Lorna Gray, Jed Prouty
Monogram 63 Mins.

YARN WHICH HAS NEWSPAPER REPORTER AS ITS HERO IS SPOTTY PROGRAM FARE.

Another overdone version of how a flippant reporter gets his story and the daughter of a millionaire. Film is shy on action, depending mainly on the dialogue for the dramatic buildup. Script has its moments of comedy but is not strong enough to hold the show together. Jean Yarbrough's direction is standard.

Reporter who is not fazed by his city editor is Frank Albertson. His story is about a hypochondriacal railroad millionaire, Jed Prouty, who outwitted his rivals in gaining control of the line. Albertson poses as a doctor to gain entrance to the house but the daughter, Lorna Gray, recognizes him.

They plan to give Albertson the slip but he catches up with the train. Prouty falls off the private car and disappears. His rivals attempt to recoup their losses at Prouty's expense. Meanwhile Prouty is enjoying the company of two hoboes, Frank Faylen and Charles Hall, which scenes, incidentally are the comedy highlight of the film. Albertson finds Prouty in time to save him from getting routed by his adversaries.

CAST: Frank Albertson, Jed Prouty, Lorna Gray, Kathryn Sheldon, Frank Faylen, Charles Hall, John Maxwell, John Dilson, Mary Field, Paul Maxey.

CREDITS: Producer, Lindsley Parsons; Director, Jean Yarbrough; Cameraman, Mack Stengler; Screenplay, Joseph West.

DIRECTION, Adequate. PHOTOGRAPHY, Good.

☆ SHORTS ☆

"Norway in Revolt"
(MOT, Vol. VIII, No. 2)

RKO 20 mins.

Topical Two-Reeler

Indication of how the underground revolt against Hitler is spreading in the Nazi-dominated countries of Europe is capably presented by the March of Time editors who selected Norway as a sterling example. Considerable detail is given to how the young men of Norway escape in their sail boats to England where they join the British Army and Navy. Included are newsreel clips of British and Norwegian naval raids on the coast of Norway. Film concludes with a visit to the Royal Norwegian Air Force training in Canada. All in all, it graphically brings home the struggle of a free people to throw off the yoke of dictatorship.

"The Old Oaken Bucket"

20th-Fox 7 mins.

Ordinary Cartoon

This animated tale of the romance of a frog and its lady fair is a routine rehash of many of its predecessors. Cartoon is done in Technicolor and describes how the frog calls on his girl friend in the well and takes her to the amusement park.

"Two Latins From Manhattan"

with Joan Davis, Jinx Falkenburg, Joan Woodbury, Fortunio Bonanova
Columbia 65 Mins.

SO-SO MUSICAL SUFFERS FROM POOR SCRIPT AND DIRECTION.

It is rather difficult to predict with any degree of accuracy the possibilities of this picture, because while it is badly directed, and not too intelligently cast, there are other factors which some audiences will find pleasing and others possibly entertaining.

On the "error" side of the ledger are: the erroneously tagged "original" screenplay by Albert Duffy; the fake, forced comedy of the really talented Joan Davis; the over-involved situations, and the "driven" attitude of most of the cast toward each other, the director, the script, and during particularly belligerent moments toward the innocent, bystanding audience.

On the other hand there are scenes with good production values, some clever songs, and in the case of the tag song number, solid entertainment. One Fortunio Bonanova, a grad of finer schools than this, adds a lone note of authenticity with an excellent straight-comedy performance.

Joan Davis, press agent of a New York night club, substitutes her room-mates, Jinx Falkenburg and Joan Woodbury, for a pair of Cuban songsters, who for some unexplained reason are kidnapped as soon as they set foot in New York. The kids make a hit. They are uncovered as impostors. Everyone is given a watery explanation which they accept—but which the audience won't—and the film winds up with Miss Davis doing a stock prattfall.

"Latins" rates only as a filler.

CAST: Joan Davis, Jinx Falkenburg, Joan Woodbury, Fortunio Bonanova, Don Beddoe, Marquita Madero, Carmen Morales, Lloyd Bridges, Sig Arno, Boyd Davis.

CREDITS: Producer, Wallace MacDonald: Director, Charles Barton; Screenplay, Albert Duffy; Director of Photography, John Stumar; Lyrics and Music, Sammy Cahn and Saul Chaplin; Art Director, Lionel Banks; Film Editor, Arthur Seid.

DIRECTION, Fair. PHOTOGRAPHY, Fair.

Dismiss Separate Defenses In Pickwick Anti-Trust Suit

(*Continued from Page* 1)

fore Judge Carroll C. Hincks of the U. S. District Court here Tuesday.

The "separate defenses" had moved in turn that the entire action be dismissed because one of the plaintiffs, Fairfield Holding Corp., was a foreign corporation which had not qualified with the Secretary of State. Judge Hincks decided that this General Statute of Connecticut regarding foreign corporations did not apply in Federal cases and applied only in contract, rather than tort actions.

The defendants were at the same time granted subpoenas duces tecum, which will permit them to require the plaintiffs to exhibit their records.

Senate Inquiry Continues Today

(*Continued from Page* 4)

committee will know what to do with him."

Chairman Clark said he thought it "unfortunate" that Warners' "Sergeant York" had crept into the list of alleged propaganda pictures.

He made this statement in reply to an assertion by Schenck that he couldn't understand why "Flight Command" had been included. Clark said he thought several of the pictures on the so-called "John Flynn list" should not have been there.

"As a matter of fact I thought a good deal more propaganda pictures had been made than there are," Clark added.

Governor Matthew M. Neely, a former Senator and foe of blind-selling and block-booking, dropped in yesterday at the hearing "to see what was going on." Neely said he just happened to be in town.

SWG Demands Definite Date For Appearance at Inquiry

West Coast Bureau of THE FILM DAILY

Hollywood—Charging undue procrastination by the Senate Interstate Commerce sub-committee investigating charges of film war propaganda in setting appearance dates for its representatives at the Washington inquiry, the SWG has sent a letter to the clerk of the Senate protesting the committee's failure to answer its request for a copy of the resolution outlining the probe's scope.

The letter also demanded a more definite statement as to when the Guild's representatives would be scheduled for appearance.

It was announced that Mark Connelly and Ralph Block, representing Guild and Authors' League of America, will represent the traditional point of view of Guild and League and all American writers of standing; that it is, primarily, writers who initiate and create ideas, and that the wish to convey a point of view of any aspect of life is implicit in the very act of expression.

Senate Probers Turn Down M of T Screening Proposal

Washington Bureau of THE FILM DAILY

Washington—Louis De Rochemont, producer of the March of Time, yesterday requested of the Senate Interstate Commerce sub-committee in view of propaganda charges made against the M of T "permission to screen for your sub-committee the latest March of Time release entitled 'Norway in Revolt' and following this screening, present for your examination a group of members of the Royal Norwegian Air Force," who took part in the re-enactments which are used in this film.

De Rochemont said the air men would come to Washington in their own planes today.

Chairman D. Worth Clark, however, ruled the sub-committee shouldn't interrupt the procession of industry witnesses.

SEP 30 41

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 62—In Two Sections. Section 1. NEW YORK, FRIDAY, SEPTEMBER 26, 1941 TEN CENTS

CHARGES "RECKLESS, UNTRUE"—WARNER

N.J. Allied Okays Unity Plan With Reservations

Would Safeguard National Organization's Interests; Membership Meets Monday

Board of directors of New Jersey Allied, at a meeting held Wednesday, approved the action of the national board in appointing a committee to explore the desirability for a more elaborate and permanent all-industry organization. New Jersey directors also gave the green light to the national board's proposal to appoint a committee to meet with

Pittsburgh—The board of directors of the AMPTO of Western Pennsylvania at a meeting yesterday unanimously approved the unity plan proposed by national Allied's board.

(Continued on Page 8)

Four Allied Board Meetings Annually

Allied's board of directors will meet four times a year instead of once yearly, it was announced yesterday in a bulletin issued by Abram F. Myers, general counsel. Special meetings may be called by the

(Continued on Page 4)

Set Back "Hellzapoppin'" To Avoid Stage Conflict

At the request of Olsen and Johnson, Jules Levey, head of Mayfair Productions, has agreed to set back the release date of the film version

(Continued on Page 4)

Four Pix to Compose Next 20th-Fox Block

Four pictures will compose 20th-Fox's next block. Films include "Hot Spot," starring Betty Grable and Victor Mature, and "Moon Over Her Shoulders," which will be tradeshown on Oct. 16, and Jean Renoir's first directorial effort, "Swamp Water," and "Small-Town Deb," which will be screened Oct. 17.

'I STAND ON MY RECORD'—WARNER

Highlights of Harry M. Warner's testimony before the Senate Interstate Commerce sub-committee investigating alleged war film propaganda in Washington yesterday:

"I am ready to give myself and all my personal resources to aid in the defeat of the Nazi menace to the American people."

* * *

"I have always believed that every citizen has the rights to express his views. . . . I stand on my public record of the last eight years."

* * *

"I have always been in accord with President Roosevelt's foreign policy."

* * *

"I said publicly then (in September, 1939), and I say today, that the freedom which this country fought England to obtain, we have to fight with England to retain."

* * *

"I am unequivocally in favor of giving England and her allies all supplies which our country can spare."

* * *

"Frankly, I am not certain whether or not this country should enter the war in its own defense at the present time. The President knows the

HARRY M. WARNER

(Continued on Page 6)

"We're in a Yelling Biz," Bob Weitman Tells Ampa

"It is a lot wiser and sounder to satisfy the customers while business is good than to wait until business at the box-office declines before developing methods of enticing trade, Bob Weitman, managing director of the Broadway Paramount, declared yesterday at the first Ampa luncheon-meeting of the season. Weitman was the guest of honor, observing his 15th year at the theater.

"I believe," Weitman said, "that

(Continued on Page 8)

Grand Central Theater Sues 306 to Void Pact

Charging Local 306 with fraud in fixing a high bracket for wages, Grand Central Theater, Inc., filed suit yesterday in the N. Y. Supreme Court asking that the contract be ruled void and that the union be restrained from holding arbitration proceedings on the dispute. Plaintiff contends that on representation of the union that it was in the Broadway area it agreed to pay the higher wages. Later, the complaint states,

(Continued on Page 2)

Studio Locals Meet With IA

To Mull Preliminary Talks with Producers

Delegates from the 10 IA Hollywood craft locals will meet with IATSE officials this morning at the International's headquarters to mull the preliminary discussions which were just concluded with the producers, it was learned late last night.

As predicted exclusively in THE FILM DAILY, chance for separate pacts by the craft locals are slim indeed. Business delegates called

(Continued on Page 2)

Charles C. Potwin Dies; Plan Rites in Ivoryton

Charles C. Potwin, nationally-known acoustic consultant for Erpi, died yesterday of phlebitis at the Park East Hospital here following a two-week illness. He is survived by his wife, Bernice Jennings Potwin, and his parents, Mr. and Mrs. Julian

(Continued on Page 4)

WB's Prexy Reveals Nye In 1939 Indorsed "Nazi Spy," Pic He Now Attacks

Washington Bureau of THE FILM DAILY

Washington—"After measuring my words, and speaking with full sincerity, I want the record to show immediately that I deny, with all the strength I have, these reckless and unfounded charges."

Thus Harry M. Warner, president of Warner Bros., with obvious feeling spurned the allegations of war-mongering by the film industry through the medium of the screen as he testified here yesterday before the Senate Interstate Commerce sub-committee.

With equal and impressive sincer-

(Continued on Page 6)

Columbia Sets Dates For Three Regionals

Columbia yesterday announced dates for its second national sales convention for the 1941-42 season, which will be held in three regional meetings. They will take place in Chicago, Oct. 3-5; in New York, Oct.

(Continued on Page 4)

UA Will Release British Short on No-Profit Basis

United Artists will release a two-reel English subject titled "A Letter From Home," Arthur W. Kelly announced yesterday. Distribution

(Continued on Page 2)

Editorial:

Phil M. Daly Wants to Know—

If the members of the Senate Interstate Commerce war propaganda sub-committee, after hearing the testimony of Nicholas M. Schenck and Harry M. Warner, are not ready to call it a day, confess they were sold a bill of goods and return to the serious business of state?

—BAHN.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 62 First Section

Fri., Sept. 26, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Thursday, Sept. 25)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9½	9¼	9¼	— ⅛
Col. Picts. vtc. (2½%)	6⅝	6½	6½	— ½
Columbia Picts. pfd.	26⅝	26½	26½	— 1
Con. Fm. Ind.	13-16	13-16	13-16	.....
Con. Fm. Ind. pfd.	10⅛	9¾	9¾	— ⅜
East. Kodak	143½	142½	142½	— 2½
do pfd.	....	....	....	.....
Gen. Th. Eq.	14	13½	13½	— ⅜
Loew's, Inc.	37½	35¾	36⅞	— ⅛
do pfd.	109⅜	109⅜	109⅜	— ⅛
Paramount	14⅞	13⅜	14⅜	— ⅜
Para. 1st pfd.	109½	101	101	—11
Para. 2nd pfd.	12½	12⅜	12½	— 1⅛
Pathe Film	14½	14⅛	14¼	— ¼
RKO	3¼	3¼	3¼	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8⅝	8⅛	8½	— ⅜
20th Century-Fox pfd.	22	21	21	— 1
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5¼	4⅝	4⅞	— ⅜
do pfd.	....	....	....	.....
Monogram Picts.	15-16	⅞	15-16	—1-16
Radio-Keith cvs.	3-16	3-16	3-16	—1-32
Sonotone Corp.	2⅛	2⅛	2⅛	.....
Technicolor	10	9⅝	9⅝	— ½
Trans-Lux	⅞	⅞	⅞	+ ⅛
Universal Corp. vtc.	8	7½	7½	— ¾
Universal Picts.	22½	22½	22½	— 2½

N. Y. OVER-THE-COUNTER SECURITIES

Met. Playhouse, Inc. 2nd deb. '45	67¾	70¾
Roxy Thea. Bldg. 4s 1st '57	58½	62½

"Sundown" Bows In Oct. 16

West Coast Bureau of THE FILM DAILY

Los Angeles—World premiere of Walter Wanger's "Sundown" will be held at the Four Star Theater, Oct. 16. The admission for the opening will be on a $2.20 basis.

FOR RENT

Bronx motion picture theater. 1700 seats. Fully equipped. Apply Haring & Blumenthal, 254 West 54th St., New York City.

UA Will Release British Short on No-Profit Basis

(Continued from Page 1)

starts Oct. 3 on a non-profit basis, the subject to be shown simultaneously in competing theaters. Exhibitors will pay a regular rental fee and the proceeds derived from distribution will be given to the British government for disbursement among war effort organizations.

Grand Central Theater Sues 306 to Void Pact

(Continued from Page 1)

the Embassy Newsreel Theater opposite the Grand Central was awarded a contract for lower wages. The contract with the union was also attacked on claim that it was not returned to the plaintiff after it had signed it for a period of six months.

NBC to Televise Air Raid Rescue Demonstration

Another 15 hours of headline sports and variety are scheduled for the television programs over Station WNBT next week. Beginning Monday, all afternoon studio programs will begin at 3:30 p.m., instead of 2:30 p.m. as heretofore. The outdoor programs, such as racing and football, will continue to go on the air at 2:30 p.m., and the starting time for all evening programs remains at 9 p.m.

A feature of especial interest in the NBC schedule will be a demonstration of first aid as it would be given during a blackout while an air raid was under way. This will be staged by the RCA Emergency Volunteer First Aid Crew which recently gave this demonstration before a huge crowd at the RCA Victor plant at Camden, N. J. Working blindfolded, the men and women in the crew will show how rescue work is done in the dark during the program on Wednesday evening.

Racing at Belmont Park will be seen on two afternoons, and on Saturday the football game between CCNY and Buffalo will be on the air.

File Amended Complaint In 'Wagon Show' Tax Case

Wabash, Ind.—An amended complaint covering a technical point raised in the Dennis Film Bureau, Inc. action against the "Wagon Show" tax has been filed. New complaint does not alter the status of the case, hearing of which may not be held for a month. The temporary injunction is still in effect and no taxes are being levied pending the final outcome.

Peskay Funeral Today

Funeral services for Mrs. Glady Welty Peskay, wife of Ed Peskay, will be held at the Knapp Memorial Chapel in Greenwich, Conn., at 4 o'clock today.

10 Coast Studio Locals Meet With IA Today

(Continued from Page 1)

their own meeting last night and all signs point to the IATSE joining the basic studio agreement with the other A F of L Internationals.

At yesterday's meeting with the producers' representatives and Pat Casey, studio labor contact, the wardrobe and costumers local, the projectionists, the makeup men's local and the electricians local presented their demands. That concludes the opening conferences since the property men and grips have asked the International for bargaining aid while the laboratory technicians were successful in obtaining their own contract on the Coast, Studio laborers, sound technicians and cameramen presented their demands on Tuesday.

Delegates of the lab local leave for the Coast tomorrow but have retained Congressman Vito Marcantonio to represent the union and protect the contract negotiated recently in Hollywood.

Rock Hill Turns Down Sunday Pix for Soldiers

Rock Hill, S. C. — "No Sunday movies in Rock Hill—for the present at least" has been decreed by the City Council, following the proposal in connection with plans to entertain some 15,000 soldiers who will be stationed near here during the First Army maneuvers.

York, S. C.—Local theaters will be allowed to open on Sunday during the approaching army maneuvers in this area, it was decided at a meeting of the town council.

Thomasville, N. C. — Sunday movies, shown here for the past three weeks for the benefit of the local USO drive, have been discontinued.

Asheboro, N. C.—City council held a special session and adopted an ordinance banning Sunday movies.

May End Polio Ban in Nine Penn. Counties on Monday

Harrisburg, Pa. — State health authorities are studying conditions in nine counties where schools have remained closed and children banned from attending theaters to prevent the spread of infantile paralysis to determine whether the bars should be dropped on Monday.

Fifty-eight counties have reported over 475 cases with at least 33 deaths as a result of the disease.

Early "Defense Shows" In Worcester Theater

Worcester — The Loew-Poli will run two early morning "defense shows" beginning next week, opening at 9 a.m., and charging matinee prices. The Loew houses in Bridgeport, Meriden, Hartford, and Waterbury continue one-a-week, and Warner runs one-a-week at the Warner, Bridgeport.

COMING and GOING

ROBERT SCHLESS, general foreign manager for Warner Bros., arrives here from Australia Oct. 7.

A. M. BOTSFORD, 20th-Fox's advetising and publicity director, leaves tomorrow for Hollywood to clear up his personal affairs. He will return in about a week.

DARRYL F. ZANUCK is due in today from Washington to attend the opening of "A Yank in the RAF."

EDMUND GOULDING arrives over the week-end to attend the Louis-Nova fight.

BOYD CRAWFORD, who was signed by M-G-M, left yesterday for the Coast.

W. C. GEHRING, 20th-Fox's Central division manager is in Chicago.

CAROLYN LEE, Paramount seven-year-old star, will visit her home town, Martin's Ferry, O., with her mother and tutor today.

GERRIT E. ROELOF, of the Walt Disney studios, is stopping at the Warwick Hotel.

DAVE WHALEN, Gene Autry's press agent, is in town doing advance work for the rodeo opening at Madison Square Garden.

CHICK LEWIS leaves tonight for the Variety Tent induction in Los Angeles.

NATE BLUMBERG planes in from the Coast Sunday afternoon after spending the Summer supervising production.

GREGORY LaCAVA, and his wife, arrive aboard the Twentieth Century Monday morning for a belated honeymoon in New York.

WALTER BRANSON, RKO Midwestern district manager, and **RAY NOLAN**, St. Louis branch manager, are here for home office huddles.

A. A. SCHUBART, RKO manager of exchange operations, left Oklahoma City last night for Dallas.

IRVING RAPPER, Warner Bros. director, is here from the Coast.

Chances for Better British Remittance Terms 'Obscure'

Chances of U. S. distribs. for obtaining more liberal British remittance terms upon the expiration of the present agreement on Nov. 1 are still "obscure," according to a Washington dispatch to the Wall St. Journal yesterday.

The story said:

"American authorities have interposed no objection to the discussion of more generous terms. In fact, the State Department appears to be the channel through which they are being conducted.

"Some individual officials have questioned the propriety of the British making increased dollar payments to any non-defense industry at a time when the United States as a whole through the Lend-Lease program is waiving dollar demands on England for war aid. This attitude, however, has not been taken by any department as a whole."

Remittance negotiations have been in progress for some time.

Helen Morgan Under Knife

Chicago—Helen Morgan was operated on yesterday in Henrotin Hospital for a liver ailment.

A UNIVERSITY FILM PRODUCTION
'NO GREATER SIN'
"Why Keep it a Secret"
Held over SECOND WEEK
Little Theater—Newark

VARIETY HEADLINES

"'Lydia' Big $100,000."

Now Playing 2ND SMASH WEEK

RADIO CITY MUSIC HALL!

Alexander Korda presents

"LYDIA"

starring

Merle Oberon

ALAN MARSHAL • JOSEPH COTTEN • HANS YARAY • GEORGE REEVES
with JOHN HALLIDAY • SARA ALLGOOD and EDNA MAY OLIVER
Directed by JULIEN DUVIVIER Original story by Julien Duvivier and L.
Bush Fekete Screenplay and dialogue by Ben Hecht and Sam Hoffenstein.

Released thru United Artists

"Merle Oberon triumphs!" —*Hollywood Reporter*
"Miss Oberon gives an appealing performance!" —*New York Daily News*
"One of our best actresses!" —*Louella O. Parsons*

Columbia Sets Dates For Three Regionals

(Continued from Page 1)

10-12 and in San Francisco, Oct. 24-25.

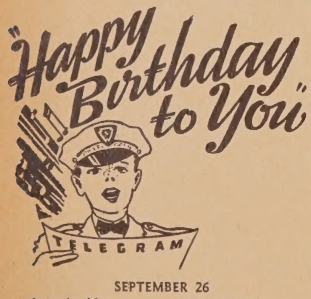
Marking a radical departure in policy, Columbia held a first national session in May for its top executives and is now following it with this group of meetings for its entire sales force.

A. Montague will preside at all three meetings and a number of home office executives will attend. Going to the Chicago meeting are Jack Cohn, vice-president; A. Schneider, treasurer; Rube Jackter, assistant sales manager; Lou Astor, circuit sales supervisor; Lou Weinberg, circuit sales supervisor; M. J. Weisfeldt, short subject sales supervisor; David Lipton, Leo Jaffe, Hank Kaufman, Bernard Zeeman, Maurice Grad, George Josephs, Seth Raisler, Vincent Borelli and Joseph Freiberg.

Chicago's meeting will attract Midwestern Division Manager Phil Dunas, Central Division Manager Carl Shalit, Southern Division Manager Sam Moscow, Branch Managers and the entire personnel from the following exchanges: Chicago, Milwaukee, Minneapolis, Omaha, Des Moines, Detroit, Indianapolis, Kansas City, St. Louis, Atlanta, Charlotte, Dallas, Memphis, New Orleans, Oklahoma City.

At the New York parley will be Mid-East Division Manager Sam Galanty and New York Division Manager Nat Cohn, Branch Managers and the entire personnel from the following exchanges: Washington, Pittsburgh, Cincinnati, Cleveland, Albany, Boston, Buffalo, New Haven, New York and Philadelphia.

Attending the San Francisco gathering will be Western Division Manager Jerome Safron, Branch Managers and the entire personnel of the following exchanges: Los Angeles, San Francisco, Seattle, Salt Lake City, Denver and Portland.



SEPTEMBER 26

Antonio Moreno — Edmund Gwenn

SEPTEMBER 27

George Raft — Gaston Wyler
Edmund Burns — William Orr

SEPTEMBER 28

Tom Terriss — Ed. Sullivan
Ernest Fegte

ALONG THE RIALTO
WITH
Phil M. Daly

▼ ▼ ▼

● ● ● **AMPA** made its bow for the new season yesterday...... and the turnout and the entertainment were beyond expectations...... In fact, the crowd was so big, two extra tables had to be put up to take care of the overflow......New Prexy Vincent Trotta brought down his gavel on a meeting which included a long list of stars in the entertainment world......and the crowd went for all of it in a big way ......Ed Sullivan, columnist for the Daily News, did a good job as emcee......He opened his remarks with a word of encouragement for a couple of youngsters who showed great promise and hoped theater owners would help them get a break......referring to those daffydills Olsen and Johnson who headlined the luncheon's fun-fest......Chic Johnson did a little emceeing of his own while Ole Olsen poured water on his head and pushed a pie into his own face......all of which wowed the customers......

▼ ▼ ▼

● ● ● *A SHOW-STOPPER were the Three Pitchmen...... who will appear in the new Olsen and Johnson show now in rehearsal......These boys can imitate any instrument in the musical field and they were given a great ovation......Customers also were amazed by the mental gymnastics of Paxton, a memory expert, who can reel off information about any town more than 15,000 population......and can memorize the serial numbers on any number of bills......Ken Murray said a few words and told a story......Others who were introduced included Lois Wilson, Judy Canova, Eddie Duchin, Carolyn Lee, Mitchell Ayres and his band, Jules Levey, Ben Grauer, Mark Hawley and "Miss Ampa" ......All in all, it was a good opener for the season's activities.*

▼ ▼ ▼

● ● ● **TONIGHT'S** the night that a swanky audience will pack the Roxy's mezzanine for the world premiere of "A Yank in the RAF" ......Gala opening which will attract distinguished U. S. and British military men among others has two distinctive complementing features ......One, a midnight military ball to be held in the Roxy's rotounda ......The second, a carnival and Mardi Gras in the parking lot adjoining....Both will be staged by the British American Ambulance Corps......Latter also benefits from the $10 mezzanine seats for the premiere......Rest of the house has the usual scale......

▼ ▼ ▼

● ● ● *CUFF NOTES: It's Brooklyn's Church of Our Lady of Loretta where wedding bells will ring out tomorrow for Eveline Yolanda Falasca of Castle Films and Robert Yosco. . . ● F. L. Harley, British managing director for 20th Century-Fox, plans to spend the Christmas holidays in the U. S. . . . ● Inquiring Reporter of the Daily News had this question the other day: "What would you do if you had all that money can buy?"......It was a good plant by RKO for its picture, "All That Money Can Buy". . . ● News item: Hank Linet did NOT go fishing two week-ends ago ......That's news if you know Hank......*

▼ ▼ ▼

● ● ● **ADDENDA:** Three major companies are reported bidding for the new stage play, "The More the Merrier"......What's interesting about it is that the play was penned by Broadway's youngest playwright, Irving Pincus, who is just 27 years old......When he was 23 he wrote "The Good" starring Frances Starr......Pincus looks like a Hollywood bet. . . ● Chick Lewis off to Hollywood to help initiate the new Variety Club tent. . . ● H. M. Richey is preparing five speeches for five exhibitor conventions......

Four Allied Board Meetings Annually

(Continued from Page 1)

counsel from time to time. Decision was reached last week at a board meeting held the day before the organization's annual convention in Philadelphia.

It was announced that except for the January sessions, usually held in Washington, and one held in conjunction with the national convention, all other meetings are to be held in Allied territories.

Allied, it was pointed out, believes that with the latest AID data to serve as a basis, the regional meetings can be turned into buying clinics for the devising of legal and effective means for resisting the dangers which many "thoughtful exhibitors see in the new selling policies and methods." Because of the possibility that the escape clause of the consent decree may become effective next June, the meetings also will permit exhibitors to decide for themselves the kind of selling system they would like, after full discussion, the bulletin declares.

Charles C. Potwin Dies; Plan Rites in Ivoryton

(Continued from Page 1)

C. Potwin of Ivoryton, where funeral services will be held.

During his professional career he was responsible for the acoustic design of the Temple of Religion and the A T & T Building at the New York World's Fair, the new Kleinhans Music Hall in Buffalo, the auditorium of the Metropolitan Museum in New York, as well as many others.

In recognition of his contributions Potwin was made a fellow of the Acoustical Society of America, serving as the Society's treasurer at the time of his death.

Set Back "Hellzapoppin" To Avoid Stage Conflict

(Continued from Page 1)

of "Hellzapoppin" so that it will not conflict with two road companies of the revue. Originally scheduled for Oct. 10, the picture will not open anywhere until the first week in November. Universal is releasing the production which stars Olsen and Johnson.

54 Studio Employes Called Up by Navy

West Coast Bur., THE FILM DAILY

Hollywood—It's active duty for the duration for 54 Hollywood studio employes, officers and men of the Photographic Unit, Naval Reserve. Orders send 17 to Washington, the others to the San Diego Naval Air Station for training prior to ship assignment.

Building
Remodeling

THE Film Equipment News DAILY

Equipment
Maintenance

VOL. 80, NO. 62—Second Section NEW YORK, FRIDAY, SEPTEMBER 26, 1941 TEN CENTS

PRIORITIES WORRY SMALL EQUIP. MFRS.

SMPE Vote Results To Await N.Y. Conclave

Body Plans To Announce In Next Few Days List Of Technical Papers

No ballots will be opened to determine the presidency and other SMPE officerships for 1941-42 until the organization's 50th Semi-Annual Convention at the Hotel Pennsylvania here, Oct. 20-23 inclusive, it was asserted yesterday by sources close to that body which also stated that the program for the conclave, as far as what papers will be delivered, will be completed in a few days.

In charge of Program and Facili-

(Continued on Page 6)

U. S. Air Announces New Installations

Minneapolis—Among recent jobs announced by U. S. Air Conditioning Corp. here is installation of Refrigerated Kooler-Aire for J. F. Drebert's Fountain Theater, Smithers, W. Va. Cooling is via the aforementioned unit, and heating for the house is via gas furnace hooked up with the unit. Job was sold by H. J. Gilbert, and installation supervision

(Continued on Page 5)

Employees' Co-op Lauded By Hines at IPC Outing

Annual outing of the employees of the International Projector Corp. held at Naragansett Inn, Lindenhurst, L. I., on September 20, was attended by over 50 0of the men in the factory, officers of the company

(Continued on Page 6)

Good To Last Coin!

Youngstown, O. — Strand here, which had been operating on a week-end policy throughout the summer, recently reverted to full-time schedule, following numerous renovations. New full-upholstered chairs were installed, lobby painted, new fluorescent lighting added. But most unusual was installation of a penny arcade in the lobby, once used as a bus depot.

PLAIN TALK

. . . about equipment

By GEORGE H. MORRIS

Equipment Editor, THE FILM DAILY

IN THESE days when America and its perpetuation is the business and hobby of us all, it is appropriate to note that National Theater Supply Co. is celebrating the 15th Anniversary of its founding. Between the nation and National there are some interesting similarities and parallels other than the relationship in name.

By a strange circumstance, National came into being (1926) an even century-and-a-half after the nation itself (1776). Currently, National is commemorating a decade-and-a-half of existence.

And there is another equally-odd circumstance which may have escaped industry notice. It is that the nation has achieved "one-ness" by bringing into concert more than 50 heterogeneous States and Territories, while National achieved "one-ness" by bringing into concert more than 50 heterogeneous equipment houses in 1926, thereby launching the company as we know it today.

—●—

BUT it is in the matter of "Credo" that the parallels twixt contemporary America and contemporary National outcrop. As a nation we have believed in democracy,—in the tenets of justice and equality,—and these twin concepts have motivated National Theater Supply since the outset. Customers of the company fear no extension of partiality, favoritism or discrimination. And no better proof of this can be found than the writer's experience in phoning an NTS executive recently when the potential supply of equipment was theoretically menaced by reports of impending priorities. Reply to the question of status came back clear and strong: "We shall continue to

(Continued on Page 2)

Many Items Entering Into Industry's Normal Operation Should Get Materials' Clearance From the Govt.; Customers Ready to Join Drive; Odlum's Support Sought

Small firms manufacturing film equipment of various types are currently eyeing the necessity of gaining for themselves a low priority rating on material essential to the commercial well-being of the trade, and are reported taking steps to present their case to official circles in Washington.

Coincident with this report on Tuesday, FILM DAILY EQUIPMENT NEWS learned that customers of a number of such manufacturers are joining the latter in an effort to alleviate a situation which, if not rapidly corrected, may see shortages in certain forms of supplies whose annual volume sales are comparatively small yet vital to motion picture industry operation.

One of several specific examples

(Continued on Page 8)

Loew's To Open Its Aldine on Thursday

Wilmington, Del.—The building inspector's offices issued a permit to the Stanley Company of America for alterations to the Aldine Theater to cost $10,500. The work includes resurfacing of the lobby and vestibule, closing over of the orchestra pit, and other alterations. W. J. Wiesand of Baltimore is the contractor.

The theater was recently exchanged by Stanley-Warner for Loew's Parkway Theater here, under a ten-year agreement with Loew's, Inc.

One of the first improvements to be made at the Aldine will be the re-seating of the entire theater. Harry Moskowitz, head of Loew's construction department, has been

(Continued on Page 4)

E. F. Heckert Advanced In York Ice Exec. Ranks

York, Pa.—Edgar F. Heckert has been appointed special assistant to the general works manager of the York Ice Machinery Corp., advancing from his previous position

(Continued on Page 5)

Sales Pace Continues On Four-Star Sound

More than a score of Simplex Four-Star Sound installations are reported to have been made by six branches of National Theater Supply Co., according to the organization's latest lists, accompanying which it is declared that the sub-

(Continued on Page 4)

Rapp & Rapp Designers Of Navy Station Theat.

Great Lakes, Ill.—This largest inland Naval Training station, west of the Atlantic Coast, will soon have a 2,000-seat theater. Rapp and Rapp,

(Continued on Page 5)

Kallet's Drive-In Unique

To Be First Such Stand In Central N. Y.

Syracuse — Central New York State will shortly get its first Drive-In Theater as a result of recent order given to Architect Michael J. DeAngelis to prepare plans for such a stand for Mike Kallet, whose circuit currently embraces some 44 up-State houses.

The new Drive-In will be located

(Continued on Page 5)

"Reverse Incline" Is Feature of New Florida

Pensacola, Fla.—The new Florida, a 569-seat house erected at a cost of $75,000, has a floor plan that offers a reverse incline. The downward drop which starts at the en-

(Continued on Page 6)

Appropriate Start

New Haven—Morris Nunes and Maurice Bailey, who recently took the Sam S. Shubert Theater, Connecticut's only regular legit stand, and opened it here this month as a movie, decided to have an auspicious debut. Approximately, the initial screen offering was "Best Foot Forward." They also expressed the same idea in deeds by intensively remodeling the house.

THE Film DAILY Equipment News
Building Remodeling
Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folk, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK
. . . about equipment

(*Continued from Page* 1)

sell in any event on a first-come-first-served basis"

In the province of equality as advocated by National, this example will bear citation: The writer once asked an officer of NTS to explain the close harmony which prevails in the organization. The reply: "That is very easy,—there is none among us who thinks himself better than the other fellow."

—●—

ON a vast scale, the nation is now organizing manpower and machinery. In each of these respects, National has done its own organizing efficiently and well, having reached out and obtained officers, directors, executives, branch managers, salesmen and office workers of unusual ability, and garnering as merchandise to sell to the exhibition field the most up-to-date and efficient products of equipment manufacturers.

Again, what the nation is doing for defense of America, National is doing for the defense of circuits and exhibitors,—large and small. This latter "defense" is directed against equipment deterioration and obsolescence; against the forces which bring physical and visual discomfort to filmgoers; yes, and against the tendency of us all,—Mister Exhibitor included,—to leave until some tomorrow corrective acts which should be done today, for, indeed, National has been the militant apostle preaching the box-office benefits which accrue through proper theater upkeep.

—●—

THAT National has had its commercial problems to solve, just as has the nation, is but natural. That they have been solved on all occasions is a tribute to the skill and resource of its president, Walter E. Green, and that president's "cabinet."

This 15th Anniversary of NTS belongs not to it alone, but to the entire industry,—and the nation.

Expansion Decision Reserved

West Haven, Conn.—Zoning Board of Appeals has reserved decision on petition of Fishman Theaters, Inc., to add 39 feet to the rear of the Rivoli which the corporation recently acquired. The extension would bring part of the house into a residential zone. Fishmans are planning to renovate and enlarge.

CHANGE TO ALTEC SERVICE
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COMING AND GOING

DR. ROY K. MARSHALL will journey to New York from Philadelphia in early October to address the meeting of SMPE's Atlantic Coast Section.

LES ABBOTT of Motiograph is planning a business trip to New York next week from Chicago.

BILL KUNZMAN, special representative for National Carbon, was in town this week.

PHIL EISENBERG and SID COHEN were in New York this week from Red Hook, N. Y., for equipment confabs with Joe Hornstein.

BILL GEDRIS of Ideal Seating is back at company's Grand Rapids, Mich., factory after a visit to New York.

E. A. WILLIFORD, of National Carbon, and L. W. CONROW, Altec's prexy, were among the large equipment delegation at recent national conclave of Allied.

E. J. VALLEN was in New York recently from his headquarters in Akron, O.

WALTER E. GREEN, ED HARTLEY, and JAMES FRANK, JR., are back in town from the Allied convention in Philadelphia where they were among the NTS representatives.

A. E. MEYER of IPC was also at the Allied meeting.

J. E. McAULEY, of J. E. McAuley Mfg. Co., Chicago, is in New York on business.

MEYER SCHINE of the Schine Circuit is in New York on theater construction business and is stopping at the Waldorf-Astoria.

JOHN EBERSON, film theater architect, returns to his New York offices today from Washington.

JOHN HARRIS, of the Alvin Theater, Pittsburgh, accompanied by SENATOR HARRIS and JAMES BALMER, was in New York this week in connection with plans for that theater's replacement.

I. J. HOFFMAN of Warner Bros. Theaters has returned to New Haven from New York, following an equipment purchasing trip.

JOSEPH QUITTNER was in New York this week on improvements and equipment for his Eastwood Theaters, East Hartford, Conn.

DREW EBERSON, of architectural firm of John and Drew Eberson, has returned to New York from Ashland and Norwalk, O.

New Ames Theater Opens Following Improvements

Ames, Ia.—The New Ames Theater re-opened Wednesday, Sept. 17, completely remodeled with a new marquee re-decorated in brighter and gayer colors. New draperies were installed and the interior repainted.

Joe V. Gerbrach, managing director of the Ames theaters, is in charge of the house.

Films for SBLC Ready

Chicago—Burton Holmes Laboratory have just completed some films for the South Bend Lathe Co., which will be distributed through the Burton Holmes library.

Freshens Projection

Cincinnati — NTS has installed Simplex high lamps and National rectifiers in Lloyd Rogers' Temple Theater at Welch, W. Va.

J. V. Guercio Retires

Chicago—J. V. Guercio has retired from the theater equipment firm of Guercio Barthel Co.

Heidt on Recovery Road

Detroit—John Heidt, manager of the Service Seating Co., is recovering from an appendectomy.

Rentals—

A FULL line of modern equipment together with a staff of trained men to handle any job large or small anytime, anywhere. Generator trucks, searchlights and floodlights, for premieres and general lighting activities.

Let Us Enlighten You on Your Lighting Problems

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Shuttered King Theater To Reopen About Oct. 1

Omaha—The King Theater at Ida Grove, Ia., is closed for a complete remodel and modernization job. Harold Mansfield is manager.

The house will reopen about October 1, says Carl White of Quality Theater Supply, Omaha. The roof is being raised to make way for a balcony. New booth equipment is being installed, chairs, carpet, drapes, lighting fixtures.

Twelve Stands Get Carpet

Sales of National Carpet by National Theater Supply branches include orders from the new Pound Theater, Pound, Va.; Rialto, Renova, Pa.; Rex, Portage, Pa.; Morgan, Morgantown, Pa.; Maryland, Blawnox, Pa.; Kiva, Greeley, Col.; Cactus, Limon, Col.; and El Cortez, Hot Springs, N. M.

Other orders were from the Loveland, Loveland, Col.; Ritz, Panama City, Fla.; the Grove, Atlanta, and the Gordon, Rome, Ga.

Motiograph for the Ritz

Farmington, Mo. — The 472-seat Ritz, operated by George H. Karsch, will soon install new Motiograph projectors purchased through the Exhibitors Supply Co. in St. Louis.

The Standard of Fine Projection

MOTIOGRAPH PROJECTORS

At Better Theatre Supply Dealers Everywhere

Chi's Art Theater Has New Equip. Installed

Chicago—The Joe Goldberg Equipment office reports the installation of Brenkert projectors, Ideal chairs, Golberg lighting fixtures and General Register box equipment for the new Art Theatre at Hobart.

Howard Bowl in Chicago has been equipped with Ideal chairs and Goldberg lighting equipment.

The Monroe Theater of the Trinz circuit has received two latest model Brenkert projectors and the Ogden Theater of the Cooney circuit has ordered Peerless lamp equipment for early installation.

M. P. Engineering Girds To Fill Current Orders

Detroit—Motion Picture Engineering Co., recently moved into a new plant at 8510 Twelfth St., has increased its capitalization from $50,000 to $200,000, and is building number of workers from 25 to 150 in a major expansion move. Company is working on national defense orders, including airplane parts, to capacity.

Major industry order now in progress is for 600 special projectors for the Jam Handy Organization, costing about $150,000.

Dr. McDaniel's Starling Now Open In Virginia

Martinsville, Va. — The Starling, this city's newest theater, is now open. F. W. Carper, operator of the Roxy and National Theaters here, is in charge of the new house, which was recently completed by Dr. E. M. McDaniel.

The theater seats 600. Martinsville now has five movie houses.

Taking Over Pastime

Detroit — Movie Theaters, Inc., with Ernie Forbes, of Forbes Theater Supply, as president, is taking over the Pastime Theater, in the suburb of Hamtramck, formerly operated by Charles Nathanson.

FOR LOW COST COMFORT COOLING WRITE..
USAIRCO
Northwestern Terminal
Minneapolis, Minn.

15 YEARS

1926 1941

This month, we at National Theatre Supply Company are celebrating a birthday. Our 15th, to be exact.

If you think we're pretty proud to be 15 years old, you're right. We are. We're proud, happy and tremendously thankful. We hope you've enjoyed doing business with National as much as we've enjoyed doing business with you.

As all of us know, this is an industry of constant shifts and changes; the currents of popularity build up swiftly and tear down with even greater speed. Glance back at the names that made news in the trade papers 15 years ago and you are struck almost immediately by the terrific mortality even among the greatest.

But through all these years National Theatre Supply Company, piloted by a shirt-sleeved personnel that understands the exhibitors' problems, held to a course that has brought it leadership in its field.

We like to believe that we have fulfilled the prophecy made editorially in the *Exhibitors Herald* of 1926 when it said that "National . . . is now in a position to render nationally a thoroughly indispensable service to theatre owners in matters of equipment, maintenance and operation."

Today, as then, National's 29 branches and 300 employees are dedicated to the proposition that "day or night, wherever you are, there's a National branch nearby to serve you better."

NATIONAL THEATRE SUPPLY COMPANY

Loew's To Open Its Aldine on Thursday

(*Continued from Page* 1)

in town the past week with his staff of engineers completing arrangements for the remodeling. The grand premiere under the Loew's management will take place on Thursday, Oct. 2.

When finished the theater will equal that of any throughout the country. Among other things it will feature the latest in sound and projection.

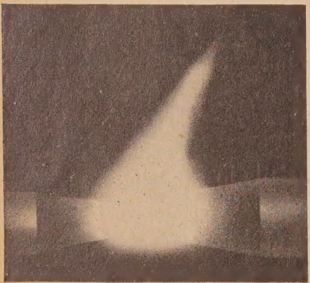
The new seats have already arrived in Wilmington. A crew of 25 men has been engaged to get to work immediately reseating the theater. Plans for remodeling and improving the theater are extensive. New wall panels, electric fixtures, display frames, mirrors, etc., will adorn the lobby. New fixtures and display frames will decorate the outside of the theater.

New sound and projection machines will be installed along with the latest wide dimension screen. All the electrical fixtures throughout the theater will be replaced with the latest in modern design.

The upright electric sign reading "Loew's" will be taken from the present theater on Delaware Avenue and placed on the front of the new theater. This will be the only fixture or furnishing taken from the old theater.

Hendrix's Monroe Gets Sound

Monroeville, Ala.—W. A. Hendrix is bringing his 650-seat Monroe Theater up to date with the installation of new RCA Photophone sound equipment.



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SUPER MCS RECTIFIERS using exclusively the P. R. Mallory magnesium-copper sulphide rectifying units. The best in dry-disc rectifications . . .

BULB-TYPE RECTIFIERS—LD60, LD40, LD30, are reliable, efficient and low cost power conversion equipment . . .

UNIVERSAL TRIM LAMPS—burn from 5 to 9mm. negative and 6 to 13mm. positive . . . thus accommodating trims for Suprex-S.H.I., 1 KW, and Low Intensity . . .

ONE KW LAMPS—cannot be matched by competition in quality, performance and progressiveness. Yet, they match competition in PRICE.

SOUND SCREENS—complete line of flameproofed, special process coated screens.

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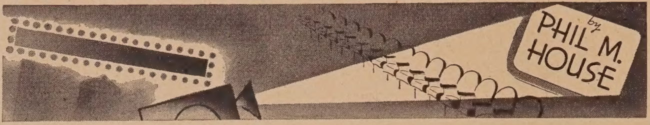

● ● ● RECENT compilation shows that Kodak has tackled more than $44,000,000 in direct Government work in addition to subcontracts undertaken by the firm for other defense manufacturers . . . ● Anent Kodak, the outfit, assured of priorities on building materials by Uncle Sam, has commenced building that $500,000 addition to its Hawk-Eye Works to take on more high-precision optical work for the Army and Navy . . . ● Muscle Shoals Theaters is putting up a new 1,200-seater in Sheffield, Ala., to be known as the Colbert . . . ● And anent new theaters, W. A. Gedris has contracted with RCA Photophone for sound to go into the soon-to-ready Malverne, Malverne, L. I. . . . ● W. L. Odlum, formerly associated with Brenkert Light Projection Co., has joined the National Service Staff of RCA Mfg. Co., where he will be engaged in handling technical and service work in connection with Brenkert products, according to W. L. Jones, RCA National Service Manager......

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● ● ● *MORE exhibs. who are looking for "pin" money: Sam Stecker and Meyer Fine, who operate one of the largest indie theater chains in the Cleveland sector, are opening a 24-alley bowling alley in Mansfield, O., and Abe Kramer of Associated circuit is opening another right next door to the Shore Theater in Cleveland . . .* ● *John E. Bickel, Jr., photographic technician for Eastman Kodak, has enlisted in the Coast Guard for three years and has been sent to the Algiers, La., training station . . .* ● *Balco Players, composed of Bausch & Lomb Optical Co. employes, will open their season Nov. 21 at the Playhouse, Rochester, with "Up Pops the Devil" (Gosh, you can see everything with B & L lenses!)......The actors who'll take part in the play are John Tuttle, Kay Glenn, Richard Mallory, Marcella Grussenmeyer, Marie Glynn, Robert Barnes, Mina Saunders, Victor Issacs, Daniel Taylor, Beatrice Hess, John Rokosz, Charles Koerner, Samuel Maltinsky, James Carey and Herbert Caparell......*

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● ● ● WITH the recent opening of the new, de luxe Central Theater in Passaic, N. J., fans thereabouts got an eyeful via the complete interior decoration by Novelty Scenic Studios, Inc., of New York...... Firm's work included all stage curtains, mechanical equipment and rigging, draperies, wall coverings and bandstand for the John and Drew Eberson-designed stand . . . ● It's reported that the Wurlitzer Co. will move their headquarters to Chicago for they have a large factory in DeKalb, Ill., which makes Chi the ideal location . . . ● From Frisco way wafts word that National Screen Service will shortly market in that section its new fluorescent lighted poster set-up which gives much the effect of a neon sign......NSS expects, 'tis said, a big demand for the "Neo-Art" glowing poster, not only in the theater realm but in fields outside show biz......

▼ ▼ ▼

● ● ● *NEXT month, Nat Bernstein expects to open his 700-seat Brandt Theater in Harvey, Ill. . . .* ● *The Kerasotoes circuit is making improvements to its Strand in Springfield, Ill. . . .* ● *And another note from that area has it that the Constan Bros. have opened the Times, 875-seater in Danville, Ill. . . .* ● *Carl S Hallauer, Bausch & Lomb's vice-prexy, and Myron J. Hayes, manager of Eastman's Hawk-Eye Works, helped arrange a fire control devices clinic in Rochester t'other day . . .* ● *Globe Furniture Co. of Waterloo, Ont., which does biz from one coast of Canada to the other, recently manufactured and shipped six carloads of theater chairs to South Africa far various theaters......*

Sales Pace Continues On Four-Star Sound

(*Continued from Page* 1)

stantial volume of such installation during recent months is being maintained.

The Cincinnati branch installed Four-Star Sound in Russell Cox's Eastland Theater, Portsmouth, O.; Buster Clark's Clark, Grayson, Ky.; and Cassam Hindy's Delbarton, Delbarton, W. Va.

Cleveland branch made installations in National Drive-In Theaters' three open-air stands in Rochester, Detroit and Chicago; Haye's Fox, LaRue, O.; the Market Square Theater, Cleveland; Newport, Boardman, O.; Ames, Jefferson, O.; and Detroit branch installations comprise United Detroit Theaters' Bloomfield, Birmingham, Mich.; Sol and Mac Krim's Krim, Detroit; Wisper & Wetsman's Dearborn, Dearborn, Mich.; Esquire Theaters' Esquire, Toledo; Herman Bird's Evart, Evart, Mich., and Shook & Thomas' Shores, St. Clair Shores, Mich.

Pittsburgh branch put Four-Star Sound into M. Battiston's Ritz, Export, Pa.; Atlanta branch into Lam Amusement Co.'s West, Cedartown, Ga.; R. E. Martin's Fine, Fitzgerald, Ga.; Palace, Bowdon, Ga.; and the Sylacauga Theater, Sylacauga, Ga.

The Charlotte branch effected installations in the Rockwell, Rockwell, N. C., and the Lyman, Lyman, S. C.

Four More Theaters In Texas Territory

Houston—Four new theaters are slated for the Tri-Cities area of Harris County, in which Houston lies. All of the theaters will lie in the Goose Creek area, and will cost in all more than $150,000.

Two of the theaters are being erected near Channelview, at which point the Army giant San Jacinto Ordnance Depot is being constructed. One of these, the Sanja, will cost $20,000. The other, nearer Houston, will be named the Grand.

Work also has begun on a $45,000 theater at Baytown, farther down the road, while work on a $60,000 theater is slated for Goose Creek this Winter.

Novelty Scenic Has VC Job

Buffalo—Film Theater Architect Michael De Angelis of New York and Buffalo has furnished the plans for the decoration of the local Variety Clubrooms here, and the job is being done by Novelty Scenic Studios of New York City.

Butterfield Remodeling Kent

Grand Rapids, Mich.—Butterfield's Kent Theater will be shuttered for six weeks to allow a remodeling job to include a new stage and 150 added seats.

Wagner Letters for Colony

Cleveland—NTS has sold Wagner sign letters to the Colony Theater at Toledo, O.

Kallet's Drive-In Is Unique In Design

(*Continued from Page* 1)

on a 29½ acre plot at West Genesee Turnpike and Casson Road in outskirts of this city. It will have space for 1,000 cars and additional parkink space for 350. Individual speakers will be provided for each car, and many innovations will be introduced in this open-air movie, such as a waterfall in front of the screen which can be frozen over in the winter and used as a skating rink. Drive-In will also have a miniature golf course for waiting patrons.

Project calls for indirect-lighted billboards 500 feet on each side of the highway approaches. Entrance will be made of porcelain metal with display signs and changeable letters, and streams of water fall into a pool which will be indirectly color-lighted.

Its location being on a corner and facing two roads, the side road will be for exit with three drives. Enclosure of the Drive-In proper will be made of Transite with baffle plates for each lane of cars. Baffles will be indirectly lighted. Enclosure will be with Transite fence and will have poplar trees at a height of some 30 feet, spaced every eight feet. Drive lane will have concrete bumpers and a black top covering the earth. Whole theme will be like an amusement park designed in extreme modern lines.

Kings Get Permit For New Alabama Theater

Mobile, Ala.—A new South Side theater for Negroes was projected when C. B. and C. H. King secured a permit at City Hall to construct a movie house at the northwest corner of Dearborn and Selma Sts. intersection.

The theater will cost $13,000, according to the permit, and its owners say it will seat 600.

Hertner For Forum

Cleveland—The Forum Theater at Akron, O., has purchased a Hertner generator from NTS here.

Theater Fires

England, Ark.—Damage estimated at $50,000 by Terry Axley, owner and operator, resulted from a fire at the recently remodeled New Theater here Sept. 21. The fire was said to have been started by a film explosion which occurred 10 minutes after the last show. All patrons had left and only employes were present in the building at the time. Raymond Tabor, projectionist, had stepped from the booth a few seconds before the explosion, escaping injury. The fire spread to several adjoining buildings and did an unestimated amount of damage before controlled by the local fire department.

All This and Cut It, Too

Walter E. Green, president of National Theater Supply Co., in the presence of a group of organization's general office staff members, cuts the birthday cake presented to him in commemoration of National's 15th Anniversary. Left to right: A. M. Cutter, W. C. Smith, R. H. Richardson, Bernard Kleid, R. N. Harder, A. F. Baldwin, C. P. O'Grady, M. B. Smith, Walter E. Green, E. M. Brown, R. G. Johnson, and F. L. Friedman.

E. F. Heckert Advanced In York Ice Exec. Ranks

(*Continued from Page* 1)

as manager of the Service Department of the company.

His new assignment will include studies in the manufacturing division, designed to increase efficiency and production output, in view of the increasing load placed upon the company by the defense program.

Heckert is a native of this city, born here in 1886. He obtained a B. S. in electrical engineering at Pennsylvania State College and was subsequently an employee of the General Electric Co., engaged in electrical testing, and the Southern Utilities Corp., as construction engineer.

In 1909 he joined the York Ice Machinery Corp. (then the York Manufacturing Co.) as a student installation engineer, and several years later became assistant manager of the Service Department. More recently he became manager of the Service Department, the position he held at the time of his appointment as special assistant to the works manager.

James Kennedy Opens His New Polk Theater

Polk City, Ia. — This community with 360 population has caught the defense boom fever located only five miles from the Government's $30,000,000 munition plant under construction at Ankeny and opened the new Polk Theater Sept. 17.

James Kennedy of West Des Moines, operator of the theater, said he planned to run four nights a week for a while and later extend the run to a full week. The city council, however, is reported as opposed to Sunday movies and the issue is expected to be settled with a special election on the question.

The Polk Theater was constructed by remodeling the old Methodist Church.

Alexander Smith for Port

Atlanta—The Port Theater, Port St. Joe, Fla., has purchased National carpet from NTS.

Rapp & Rapp Designers Of Navy Station Theat.

(*Continued from Page* 1)

well known theater architects, have completed plans for a classical-design building which can be turned into a chapel for Sunday services. The house will have a full stage for shows that may play here, in addition to films. The stage depth will be 24 feet with an opening of 100 feet.

House will have a main floor seating capacity of 1,300, and a balocny seating 700.

The most modern type of equipment will be installed and Commander Eddie Peabody, the well known banjoist, will have charge of the entertainment program.

Work on excavation is now under way and it is expected the house will be completed in five months, at a cost of approximately $350,000.

Rubber Mats for Inman

Boston—The Inman Theater, Cambridge, Mass., has purchased from NTS National rubber mats, Sealuxe lobby frames and a Walker PM screen.

U. S. Air Announces New Installations

(*Continued from Page* 1)

was by J. D. Wilson, factory engineer.

J. G. Long Circuit, Bay City, Tex., ordered nine units, Refrigerated Kooler-Aire, of 20 and 25 tins capacity, for new theaters now under construction in chain's expansion program. Units were sold for U. S. AirCo by George W. Thornton, Dallas, Tex.

A cold water air conditioning job has been provided for the New Theater being built by Marcus & Swernoff in Appleton, Wis. Cooling is with cold water, using U. S. AirCo cooling coils, and heating is with steam, using company's steam coils.

Drop Plans To Erect Detroit 2,000-Seater

Detroit—Plans for construction of the 2,000-seat Carthat Theater, which is already partly erected, were dropped by Joseph Miskinis, Ben Marshall, and Phillip Gorelick, Marshall disclosed.

The house is in the northwest section where several new theaters have ben built or planned within the past year, and fear of adding to overseating worries led to the decision. The structure will be used as a bowling alley instead, Marshall said.

Dignitaries Highlight State's Formal Debut

Houston—Newest theater to open here is the State, operated by R. Z. Glass, 5913 Washington Ave. At the inaugural event many state, federal and civic dignitaries attended.

Glass is also proprietor of the Stude Theater in Studewood.

The State is air-conditioned and beautifully decorated. It is equipped with RCA High Fidelity sound and has a brilliant full vision screen. Seating capacity is 650.

"STRAWS SHOW WHICH WAY THE WIND BLOWS"

Twenty of the large circuits have installed

KROEHLER *Push-Back* SEATS

Write today for complete data on this revolutionary
theater seat that ends standing to let others pass.

KROEHLER MFG. CO., *Public Seating Division*

1248 S. Wabash Ave., Chicago, Ill.
206 Lexington Ave., New York, N. Y.
2013 S. Vermont Ave., Los Angeles, Calif.
24 Golden Gate Ave., San Francisco, Calif.

Standard Theater Supply Corp., 78 Broadway, Boston, Mass.
Elliott Film Co., 72 Glenwood Ave., Minneapolis, Minn.
Export: Roy Chandler, 505 Fifth Ave., New York, N. Y.

SMPE Polishes Plans For N. Y. Convention

(*Continued from Page* 1)

ties are E. Huse, president; E. A. Williford, past-president; H. Griffin, executive vice-president; W. C. Kunzmann, convention vice-president; A. C. Downes, editorial vice-president; R. O. Strock, chairman, Local Arrangements; S. Harris, chairman, Papers Committee; J. Haber, chairman publicity committee; J. Frank, Jr., chairman, Membership Committee; and H. F. Heidegger, chairman, Convention Projection Committee.

SMPE members have already received hotel reservation cards and rates, and many have already mailed back to the Society's headquarters notification of their intentions to attend the gathering. The rates, European plan, are as follows: Room for one person, $3.50 to $8.00; Room for two persons, double bed, $5.00 to $8.00; Room for two persons, twin beds, $6.00 to $10.00; Parlor suites, living room, bedroom, and bath for one or two persons, $12.00, $14.00, and $15.00.

Strock's Reception and Local Arrangements Committee is composed of P. J. Larsen, F. E. Cahill, Jr., H. Rubin, E. I. Sponable, P. C. Goldmark, W. H. Offenhauser, Jr., A. S. Dickinson, W. E. Green, R. O. Walker, T. E. Shea, J. A. Hammond, O. F. Neu, V. B. Sease, H. E. White, L. W. Davee, L. A. Bonn, J. H. Spray, J. J. Finn, A. N. Goldsmith, J. A. Maurer, L. B. Isaac, E. W. Kellogg, M. Hobart, J. A. Horling, H. B. Cuthbertson, J. H. Kurlander, C. F. Horstman.

On the Registration and Information Committee with Chairman W. C. Kunzmann are E. R. Geib, P. Sleeman, J. Frank, Jr., F. Hohmeister and H. McLean. George Friedl's Hotel and Transportation Committee comprise E. S. Seeley, C. Ross, B. D. Ries, R. B. Austrian, R. F. Mitchell, P. A. McGuire, M. W. Palmer, F. C. Schmid, F. M. Hall, and J. A. Scheick.

Chairman Haber's Publicity Commitee: H. A. Gilbert, G. A. Chambers, P. Sleeman, S. Harris, C. R. Keith, W. R. Greene, and H. McLean.

Chairman Neu's Banquet Committee: D. E. Hyndman, L. A. Bonn, E. G. Hines, A. S. Dickinson, W. H. Offenhauser, Jr., R. O. Strock, J. C. Burnett, J. A. Spray, J. A. Norling, M. Hobart, P. J. Larsen, E. C. Wente, A. Goodman, M. R. Boyer, J. A. Hammond.

Mrs. R. O. Strock and Mrs. O. F. Neu are Co-Hostesses of the Ladies' Reception Committee which comprises Mrs. D. E. Hyndman, Mrs. E. I. Sponable, Mrs. E. S. Seeley, Mrs. A. S. Dickinson, Mrs. H. Griffin, Mrs. P. J. Larsen, Mrs. J. A. Hammond, Mrs. G. Friedl, Jr., Mrs. E. A. Williford, Mrs. J. Frank, Jr., Mrs. H. E. White, Mrs. F. C. Schmid.

Chairman H. F. Heidegger's Convention Projection Committee is made up of F. H. Richardson, L. B. Isaac, A. L. Raven, G. E. Edwards, J. K. Elderkin, T. H. Carpenter, P. D. Ries, J. J. Hopkins, W. W. Hennessy, L. W. Davee, J. J. Sefing, H. Rubin, F. E. Cahill, Jr., C. F. Horstman, R. O. Walker, and the officers and members of New York Projectionists Local No. 306.

New Catalogs

A booklet, "Modern Trends in Floor Finishing and Maintenance Methods"; a folder, "The Legal Aspect of Floor Wax Maintenance," and an envelope stuffer, "Wax Simile," have just been issued by The Franklin Research Co., 5134 Lancaster Ave., Philadelphia, and are available to the film trade upon application to the company. The latter folder is issued in behalf of Rubber Gloss Wax and Rubber Gloss Cleaner.

WHO'S WHO IN EQUIPMENT

CHAS. F. HORSTMAN. Supervisor of Sound, RKO. One of the quartet of key men of the technical department of four major circuits,—Isaac, Loew's; Ruben, Paramount; Cahill, Warner Bros.; Horstman, RKO. Born in Schenectady, N. Y., 1907. Graduated from high school, 1923, and same year got his first job,—laboratory assistant, General Electric, Schenectady. Young, still young, frankly admits it, but plenty of experience. Worked for two years with GE on electrical recording of phonograph records. Until 1930 in Research Department, on development of Photophone which GE and Westinghouse were manufacturing for RCA. In 1930 went to RCA Photophone as a field engineer. Transferred to RKO Theaters Corp. in 1931 as assistant supervisor of sound projection. Appointed supervisor, 1933. RKO then had over 100 theaters. In this important position, Horstman has turned in a brilliant job. Is modest and reitring, but earnest and efficient. Shows same fine cooperative spirit in filmland as his fellow members of the "Quartet." Member of SMPE and interested in any activity which leads to progress in sound and visual projection. Is married, lives in Larchmont, N. Y. He and his wife have a seven-months-old son who is their major interest in life.

"Reverse Incline" Is Feature of New Florida

(*Continued from Page* 1)

trance stops about midway and then starts on an upward incline.

Seats are so arranged that no person is directly behind another.

Temlock paneling in pastel shades is used horizontally for wall decorations, the paneling being broken by vertical hand decorated panels. Much glass brick has been used, particularly in the lobby, thus permitting beautiful lighting effects.

The marquee is offering a patriotic motif, being shaped the letter "V" for Victory, with interchangeable lettering and colored lights. A Brenkert projector combined with Western Eletcric microphone system is used.

Zimmerman Back at B & L

Rochester—Maj. August J. Zimmerman has completed a year's tour of active duty as executive assistant of Rochester Ordnance District and returned to Bausch & Lomb Optical Co. as assistant to Carl A. Hallauer, vice-president. The major was "loaned" to the Army by Bausch & Lomb Sept. 3, 1940.

Employees' Co-op Lauded By Hines at IPC Outing

(*Continued from Page* 1)

and members of the office staff.

Charles Fay, representing the factory employees, presided as toastmaster at the dinner introducing the officials of the company among whom were: Earle G. Hines, president; A. J. Palmer, executive vice-president; H. Griffin, vice-president; R. B. LaRue, secretary; E. L. Worfolk, controller and assistant treasurer; J. F. Campbell, plant manager, and H. W. Baker.

Hines, speaking briefly, expressed the pleasure he took in being present and stressed the fact that everyone present contributed to the success of the company by giving his best work. He pointed out that the large attendance was evidence of the good will existing in all the departments and was proof that the company is receiving the fullest cooperation from the employees of the IPC.

Fay then introduced Harry Marcus of Consolidated Film Industries who is president of the Motion Picture Base Ball League, and George Woodward, honorary president, who were on hand to present the IPC Team with a trophy for coming in second in the league games, Paramount having come in first.

Through the day there were many activities, but the outstanding event was the baseball game between the All Star Team from the Motion Picture League and the IPC Simplex Team. Prizes were given to the winning and losing teams, but the game being a tie, 3-3, the IPC players conceded first prize to their guests, the All Stars. The following are the players and the affiliations of the two teams: All Star Team, P. McGuire, Paramount; J. Germain, Paramount; C. Grobergia, Paramount; H. Yezer, Paramount; M. Rosenbaum, Skouras; H. Davis, M-G-M; L. Di Ganci, M-G-M; C. Reardon, Universal; S. Todd, Universal; B. Dosche, Universal; IPC Simplex Team, G. Shields, H. Plant, W. O'Neill, H. Gargiolo, H. Wathey, G. Gustafarri, P. Onorato, J. O'Toole, J. Smith, A. Tessorioro, F. Farrell, L. Spangen, M. Gedra, J. Dwyer, R. Rosdick.

Supper was served in the evening and there was a general acknowledgement that the success of the IPC outing fully justified a repetition next year.

McDonald To Build A $100,000 Theater

York, Pa.—Charles MacDonald, owner of the Southern Theater, has announced that construction of a new $100,000 motion picture theater in North York will be started soon.

The building, will be ready for its opening on Jan. 1, it is hoped. Construction will be of brick and a seating capacity for 500 will be provided. The building will be air conditioned for both winter and summer.

A definite picture policy has not yet been worked out, MacDonald said.

Marshall to Lecture At SMPE Meet Oct. 9

Season's first meeting of the Atlantic Coast Section of SMPE, to be held in the Engineering Societies Building, 29 West 39th St., at 8:00 p.m., on Oct. 9, will be addressed by Dr. Roy K. Marshall, former assistant director of the Fels Planetarium, Philadelphia, and astronomer at Cook Observatory, University of Pennsylvania.

The Marshall talk will take the form of a lecture, entitled "Astronomical Applications of Photography and Cinematography," and will cover photographic art in determination of stellar magnitude, the making of spectograms with the Schmidt camera, and will be illustrated by lantern slides and 16 mm. films.

Atlantic Coast Section calls attention of members to the fact that this meeting, and subsequent ones this season, will be held on Thursday, instead of Wednesday as has been past practice. Decision is result of recent balloting that was held on the question of meeting night.

Work On Gables Theater Is Estimated $50,000

Coral Gables, Fla.—Improvements and alterations to the Gables Theater have been approximated at $50,000, according to Leroy J. Boone, manager. Work will include an entire new front, new box-office, new seats and new equipment.

The facade will be curved, with the box-office placed at one side. Rest rooms will be modernized and refurnished. "Super comfort" seats will be installed and aisle carpets will feature a fluorescent design. New booth and screen equipment is also to be installed. The house closed Sept. 2, and it is expected the work of remodeling will take about two months to complete.

"IN THIS CORNER—"

Introducing "Heavy-Hitters" in the Equipment Arena

HOWARD MARX. Born Los Angeles, Calif., where he received early schooling. Graduated from Standard University, 1929, with A.B. degree having majored in Psychology. Spent two years at Harvard Graduate School of Business Administration, graduating with M.B.A. degree, 1931. Elected to Editorial Board of Harvard Business Review, 1931, and same year started work for National Theater Supply Co. in its accounting department. Transferred in 1932 to Charlotte Office as office manager and outside salesman. Later in year was transferred to Los Angeles Branch in same capacity. In 1936 appointed acting branch manager, Salt Lake City, and returned to Los Angeles in 1937. In April, 1940, was made branch manager of Charlotte Office. Presented a paper discussing "Commercial Aspects of Screen Illumination" to Pacific Coast Section of SMPE at their dinner meeting, March 11, 1940.

R. L. SHULTZ, JR. Born, New Haven, Conn., 1912. Graduated New Haven High School, 1930. Took year of post-graduate work there and entered Yale University, 1931, graduating in 1935 with B.S. degree, having majored in mechanical engineering. While at Yale was member of the Boxing Team, and a student officer of the American Society of Mechanical Engineers, as well as the R.O.T.C. Commissioned June, 1935 as Second Lieutenant, U.S.M.C., on active service. Resigned to join National Theater Supply Co. and accepted commission of Ensign in Naval Reserve. In summer of 1935 attended training school at NTS home office. Was then transferred to organization's San Francisco Branch for field duty. Served in capacity of salesman and engineer in this branch for six years during which time he was married. Appointed branch manager, 1941.

Simplex for Shores

Detroit — Shook & Thomas has equipped their Shores Theater at St. Clair Shores through NTS and have purchased the following equipment: Simplex Four-Star sound, Simplex projectors, Simplex high lamps, National rectifiers, Walker screen, Irwin chairs, National Crestwood carpet, B & L lenses and a National marquee.

Nova Scotia's Royal Hurdles Gov't. Ban

Truro, N. H.—Despite the Government ban on theater construction, the Royal here has been completed and opened. It is of one-story front, which is of tapestry brick, and claims the largest ticket and projection booths in the eastern provinces. There are 1,000 seats, all on one floor, which is saucer shaped, and claimed to be the first such theater floor in the eastern provinces.

Owning and operating the Royal is the F. G. Spencer Co., of St. John, N. B., which also operates the two other theaters in Truro, the Strand and Capitol, the latter built seven years ago. There is now a gross seating capacity of 2,500 in Truro, which has a population of only 8,000. However, a war boom prevails, and business at all the theaters is good, and has been so the past two years.

The construction of the Royal was permitted in spite of the dominion ban, but had to be in compliance with a new building code of the Government. It is believed that there are more theater seats to per capita population in Truro now than in any other community in Canada. The Royal is the only new theater construction in the eastern provinces in 1940 or 1941. There has even been great difficulty in getting Government permission for enlarging and remodelling theaters.

Wyo Theater Is Example Of Equipment Trend

Sheridan, Wyo.—In a campaign conducted during three weeks, theatergoers here submitted several hundred names for the new 850-seat theater opened recently by Fox-Intermountain Theaters, Inc., and name "Wyo" was elected for the new house.

Theater is outfitted with American Seating Co.'s Bodiform chairs, International projectors, Wentzel ticket register, Sheridan cooling equipment, thermostatic controlled. The walls are tapestry, acoustically treated, the newest idea in giving perfect sound effects.

Indirect lighting system, installed by the Art Neon Electrical Products Co. of Denver, is the last word in this type of equipment.

C. M. Morehead, formerly of the midwest division of the circuit, is manager of the new house and is assisted by J. Custis. John Hargis is in charge of projection of the new house.

Dearborn Well Equipped

Detroit—Wisper & Wetsman have a new theater in Dearborn, Mich., called the Dearborn Theater. NTS has supplied the equipment for this new theater and has equipped it with Simplex Four-Star sound, Simplex projectors, Hertner generators, Peerless Magnarc lamps, B & L lenses, Walker PM screen, National Crestwood carpeting and a National marquee.

No Man in the Moon?

Chicago—S. J. Gregory of Alliance Theater Circuit, says chain is experimenting with gal ushers, since shortage of boy-ushers is becoming acute. Tomorrow the circuit will open the new Moon Theater in Vincennes, Ind. Stand will seat 1,000 and be the first-run house in that city. Gal usher policy may be launched there.

CAC Gets Permit For New Honolulu House

Honolulu, T. H.—Approval for construction of a new theater in the Palama district of Honolulu was granted to the Consolidated Amusement Co. by the city planning commission.

At a previous meeting, members of the commission had objected to the proposed construction on the grounds that insufficient provisions were being made for parking facilities. Construction of the theater on Dillingham Blvd., main artery to Pearl Harbor and Schofield Barracks, would be a traffic menace, it was feared.

Esmond Parker, general manager of Consolidated, assured the commission that no traffic hazard would result, as parking facilities would be ample for the needs. It pointed out that the new Palama Theater will be in a thickly populated section where most patrons would walk to the theater.

Westinghouse Employes Reach All-Time High

Pittsburgh—Westinghouse Electric & Manufacturing Co. has increased its number of employes to 71,000, an all-time record high, it is announced here.

Of the total employment about 20,000, or one in every four, is a new employe. About 3,000 of these are women, making a total of 12,500 women employees, of which 9,000 are production workers.

Pix Has Its Debut

Whitehall, Wis.—Eskin's new Pix Theater has opened here with Walter J. Nordquist as manager and Ivan Stendahl as assistant manager and projectionist.

Lighting Equipment

AS Sole Eastern Distributors, we carry the full and complete line of equipment manufactured by:—

MOLE-RICHARDSON CO.
Hollywood, California

Incomparable Lighting Equipment
Estimates Cheerfully Given

Let Us Enlighten You on Your Lighting Problems

CHARLES ROSS Inc.
333 W. 52nd St., New York City
Telephones: Circle 6-5470-5471

Two Panama Theaters Schlanger-Designed

Panama City (By Air Mail)—A new 1,200-seat motion picture theater, tentatively named the Apolo, is being built here by Dr. Fabian Velarde. Dr. Velarde also built the local Lux Theater which is scheduled to open within a few weeks.

Ben Schlanger of New York is the consultant theater architect for both of these theaters.

In the new Apolo the seating is arranged according to a specially designed stagger system in combination with the double-bowled downward and upward type of floor slope.

St. Louis Amusement Reopens The Maffitt

St. Louis—The Maffitt Theater, on Vandeventer Ave., between Maffitt and St. Louis Aves., one of the St. Louis Amusement Co.'s chain under Fanchon & Marco management, has reopened its doors after being remodeled and refurnished at an estimated cost of about $50,000.

The theater, one of the oldest of the better type of neighborhood houses back in the days when the industry was just coming into its own on the nation's most popular entertainment vehicle, was practically torn down and rebuilt by Sol Abrahams & Son Construction Co., the general contractors.

The plans and specifications, prepared by Leo Abrams, Title Guaranty Building, left only the bare walls of the original theater building. A new modern structural glass front was installed, new lobby, ticket booth, rest rooms, and smoking room. In addition, a modern air conditioning system and fluorescent lighting have been provided.

Ideal Seats for Dream

Indianapolis—C. E. McConaughty has purchased 500 new Ideal chairs from the Indiana Theater Equipment Corp. for his Dream Theater.

For—
FLAGS—
BANNERS—
VALANCES—
IT's
LIEBERMAN
Flag and Valance Co.
71 FIFTH AVENUE, NEW YORK, N. Y.

646 N. Michigan Ave., Chicago, Illinois
8954 Gibson Street, Los Angeles, Calif.

EQUIPMENT FIELD NOTES

ON THE theory that even if fans don't like the picture they can be comfortable, many theaters in the Cleveland territory are putting in new chairs. Among the stands which recently bought American Seating chairs from Frank Boyd, company's resident representative there, are the new Stillwell Theater in Bedford; new Fairmont Theater, Shaker Heights; new Robins, Warren; new Deuber, Canton; and the Ellet, Akron.

* * *

It has been announced that Bayer Bros. have awarded a contract to G. R. Stecker Construction Co. of Hazleton, Pa., to erect a 500-seater in Lehighton, Pa. The Bayer firm operates the only other theater in town.

* * *

Mrs. Margaret A. Beck and her son, John, Jr., are rebuilding their Royal in Thayer, Mo., and hope to have the opening in early November.

* * *

N. G. Anas and T. C. Anas, operators of the Weir Cove Theaters, are bringing their State Theater, Weirton, W. Va., up to date with the installation of RCA Photophone sound.

* * *

Fishman Theaters, Inc., have been granted permission by the West Haven, Conn., Zoning Board to increase the depth of the newly-acquired Rivoli Theater by 39 feet. The extension brings the house into a zone which was formerly residential. Plans are being made for the necessary enlargement.

* * *

A new house is going up in Lompoc, Calif. Earl Calvert, veteran theater man, is putting about $30,000 into the project. It will be a 700-seater.

* * *

The Georgia Theater Service Corp. is building a 1,200-seater in Moultrie, Ga., to be known as the Colquit Theater.

* * *

Joachim Tischler, who recently bought a large interest in Edlon Amusements, Inc., operator of the Costello Theater in New York City, has contracted with RCA Photophone for new sound equipment for the 600-seat house.

* * *

Basil M. Ziegler, operator of the Embassy, Westville, N. J., a suburb of Camden, is refurbishing the stand by installing new sound and booth equipment.

* * *

The Carolina, largest theater in Spartanburg, S. C., is being remodeled and redecorated at a cost of $17,500. Robert Talbert is manager.

* * *

Manager Joe Drayback of the Palace Theater, Sheppton, Pa., announces that the house is being extensively remodeled. Lobby has been renovated and new lighting fixtures have already been installed.

* * *

The new Marion Theater, Ocala, Fla., was opened recently with a three-minute dedicatory speech by Mayor M. C. Izlar. This house is one of the finest in the Sparks chain and is managed by C. T. Chapin.

Projected Their Skill

International Projector Corp. "Simplex" Baseball Team which grabbed runner-up spot in the recently completed 1941 schedule of the Motion Picture Baseball League,—proving that "equipment" will tell.

Priorities Worry Small Orgs.

Seek Availability of Materials From Gov't.

(Continued from Page 1)

which have recently come to light is the instance of a company making 1,000 ft. and 2,000 ft. motion picture reels which are regularly purchased by many leading customer-outlets in filmland. Despite the fact that nearly all the national producers and distributors are supplying the U. S. Army and Navy, as well as other Government channels, with entertainment, the reels on which the film is wound may not soon be obtainable unless the steel required is made available via low priority rating.

Also on Tuesday, Gov. Murray D. Van Wagoner of Michigan asserted that "unless the priorities starvation now facing our small industries in Michigan is relieved, Michigan faces a welfare and economic problem far worse than the depth of the last depression." A number of the smaller film equipment makers indicated on Wednesday their approval of the Van Wagoner pronouncement inasmuch as it expressed what they themselves fear may be the result of failure to recognize on a national scale the need for the "little fellows" to receive prompt consideration on priorities.

Both because of his intimate understanding of economics as they apply to present-day business, and his interest in the motion picture field, Floyd B. Odlum is being looked-to by the small equipment manufacturers for his support, informing sources declared at mid-week. On Sept. 4, President Roosevelt, it was pointed out, named Odlum,—president of Atlas Corp.—, to direct a new Division of Contract Distribution in OPM, to break up Army and Navy orders into smaller units and institute reforms in Federal buying.

While Odlum's duties, they admit, do not embrace actual allocation of priorities, a considerable amount of film equipment is for national defense, and indirectly, equipment being manufactured for the commercial film industry should be expedited by official Washington because of its importance in sustaining civilian morale.

Southwest Chain In An Improvement Drive

Albuquerque, N. M.—Albuquerque Theaters, Inc., operators of seven houses here, are spending $15,000 on new equipment and improvements. New seats, new screens, new projection machines and the latest RCA sound equipment are being installed at the Kimo and Sunshine Theaters.

The seats allow three extra inches of knee space and are staggered so as to give patrons better vision. New false fronts of Marlite are being built for the Chief, Rio, Mesa, Lobo, Sunshine and Kimo.

Bert Leighton Opens His Renovated Grand

Lancaster, Pa.—Completely renovated and redecorated, the Grand Theater has reopened, it has been announced by Bert Leighton.

Among the improvements which will make it one of the most modern theaters in the East, Leighton said, are three lobbies, the front one completely closed, fluorescent, white mahogany wall paneling and gold brocaded silk on the walls of the theater.

Leighton said that no theater in this area will be able to match the Grand in newness, originality of decoration and comfort.

PROSCENIUM CHATTER

THREE Sparks theaters in Florida are preparing for the coming tourist season by installing new High Fidelity RCA Photophone sound equipment. Frank Rogers, president of Duval Amusements, contracted for the 1,200-seat Palace and the 800-seat Imperial at Jacksonville. Third house is the 950-seat Howell in Palatka, operated by the Publix-Saenger-Sparks Theaters.

* * *

Henry Hellriegel, contractor, has just completed installation of a new structural glass front for the Ambassador Theater, Cleveland. The house's renovation contract called also for new metal display cases and carpets supplied by National Theater Supply Co.

* * *

Following a program of modernization, Guy Long, new owner of the Vale Theater, Cashmere, Wash., is set to reopen the house late this month.

* * *

Southern Amusement Co. is erecting a new theater in Lake Charles, La., to be known as the South Street Theater. C. M. Williams is purchasing agent for the equipment.

* * *

M. L. Fensin, Morris Fensin and E. R. Fensin have organized the Fensin Seating Co. in Chicago with offices at 62 East 13th St. Firm will offer a complete theater seating service, including chairs, parts and service. They are well known to the trade in the Windy City sector.

* * *

The Isis Theater, Boulder, Col., has spent some $10,000 on its recently announced remodeling job.

* * *

Means Construction Co. has been awarded a $407,000 contract by the War Department for construction of theaters at Camp Blanding, Fla.

* * *

Dan Gregory, who owns a theater in Beulah, Mich., is installing air conditioning.

* * *

A. Sottile, head of the Sottile circuit with five theaters in Charleston, S. C., is building a sixth, to be christened the Eace Street Theater. It will be an 850-seater.

* * *

Witters Construction Co. of Miami has received the contract for remodeling the Paramount Coral Gables Theater at a cost of $25,313. Plans are by Robert E. Collins, Miami architect, and call for renovation of both the interior and exterior.

* * *

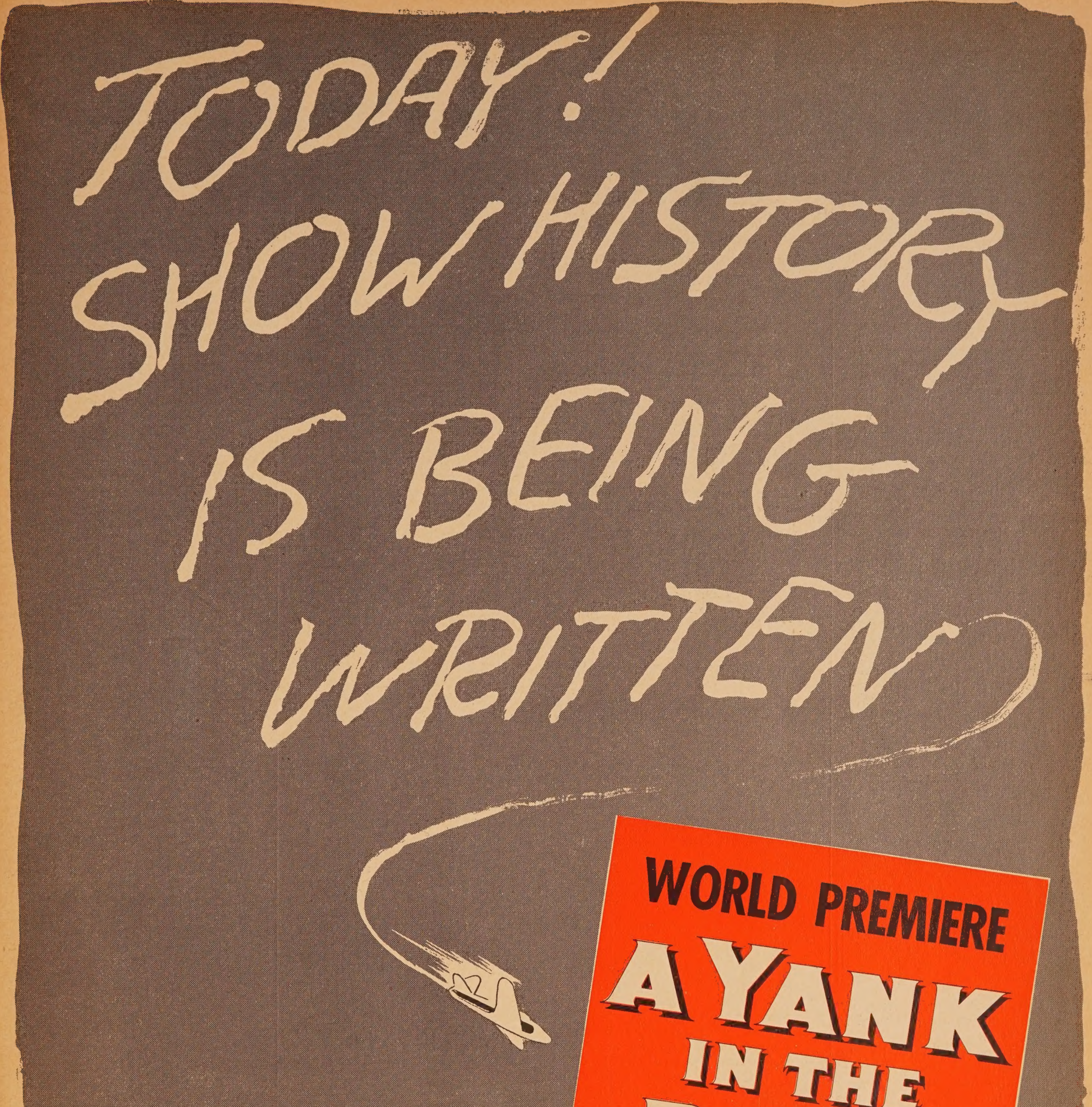
The Edison Luminator Corp. has been organized in Chicago by M. J. Schram, D. Beck and D. Klugman to deal in lighting fixtures for the theater trade.

* * *

Warner Bros. are bringing the 1,580-seat Tower Theater, Milwaukee, up to date with installation of new RCA Photophone sound and projectors.

* * *

Isem R. Murphy, prominent businessman in Huntingburg, Ind., is building a new theater there which will be christened the Victory.


TODAY!
SHOW HISTORY
IS BEING
WRITTEN

WORLD PREMIERE

A YANK IN THE R·A·F·

Roxy Theatre, New York
Grauman's Chinese, Hollywood
4-Star Theatre, Beverly Hills
Loew's State, Los Angeles

20th Century Fox

Sen. Nye Endorsed 'Nazi Spy', Warner Discloses

"May Correctly Charge Me With Being Anti-Nazi," But Not Anti-American; Warner

(*Continued from Page* 1)

ity, Warner declared that the charges made against his company and himself personally were "untrue."

"The charges are either based on a lack of information or concocted from pure fancy," declared Warner, adding: "But the gossip has been widely disseminated."

In a prepared 29-page statement, Warner dealt extensively with the charges and discussed in relation to them the company's history, its production policy, the case history of specific pictures cited before the committee as propaganda for war, the public's interest in the world situation, the company's patriotic short subjects, the British market and the right of expression.

But perhaps the crowded caucus room derived its greatest "kick" from Warners' disclosure that "Confessions of a Nazi Spy," branded as a war propaganda film by Sen. Gerald P. Nye, R., N. D., largely responsible for the inquiry, actually had been indorsed and praised by Nye after a private Washington screening May 11, 1939.

Ed. Harrison of Warners Brothers' advertising staff telegraphed him after the private showing that Nye indorsed the production, Warner declared. The telegram, introduced in the record, read:

In Boston Senator Nye said yesterday that he may have endorsed "Confessions of a Nazi Spy" "if the picture was one I recall being a very powerful message on avoiding war."

Nye said he would have to have access to his files before formally answering Warner.

"Senator Nye said quote the picture is exceedingly good. The cast is exceptionally fine. The plot may or may not be exaggerated but is one that ought to be with every patriotic American. As for myself I hope there may be more pictures of a kind dealing with propaganda emanating from all foreign lands. Anyone who truly appreciates the one great democracy upon this earth will appreciate this picture and feel a new allegiance to the democratic cause."

"I tell this committee honestly," said Warner in concluding his statement, "I care nothing for any temporary advantage or profit that may be offered to me or my company. I will not censor the dramatization of the works of reputable and well informed writers to conceal from the American people what is happening in the world.

"Freedom of speech, freedom of religion and freedom of enterprise cannot be bought at the price of other people's rights. I believe the American people have a right to know the truth.

"You may correctly charge me with being anti-Nazi. But no one can charge me with being anti-American."

During the course of his testimony, Warner said:

Charges "Reckless," "Vague"

"As I have said, reckless and unfounded charges have been made before your committee against Warner Bros. and myself. These charges are so vague that, frankly, I have great difficulty in answering them. However, they have been widely disseminated and may be believed by the uninformed. I have tried to summarize the charges. They seem to divide into four allegations, as follows:

"1. That Warner Brothers is producing a type of picture relating to world affairs and national defense for the purpose allegedly of inciting our country to war.

"This, we deny. Warner Brothers has been producing pictures on current affairs for over 20 years and our present policies are no different than before there was a Hitler menace. The pictures complained of were prepared under similar studio routine to all Warner Brothers productions.

"2. That the Warner Brothers pictures concerning world affairs and national defense are inaccurate and are twisted for ulterior purpose.

Administration Made No Suggestions to His Co., Warner Tells Inquiry

"This, we deny. The pictures complained of are accurate. They were all carefully researched. They show the world as it is.

"3. That Warner Brothers is producing pictures that the public does not wish to see and will not patronize. The proof of the pudding is in the eating. All of the productions complained of have been profitable. To the point is 'Sergeant York,' which, I believe will gross more money for our company than any other picture we have made in recent years.

"4. That, in some mysterious way, the Government orders us to make this or that type of picture.

"This, we deny. We receive no orders, no suggestions—direct or indirect—from the Administration. It is true that Warner Brothers has tried to co-operate with the national defense program. It is true that Warner Brothers, over a period of eight years, has made feature pictures concerning our Army, Navy and Air Force. It is true that we have made a series of shorts portraying the lives of American heroes. To do this, we needed no urging from the Government and we would be ashamed if the Government would have to make such requests of us. We have produced these pictures voluntarily and proudly."

Warner said that all the company's pictures against which propaganda complaints had been made, including "Confessions of a Nazi Spy" and "Underground," had been profitable, the first named grossing more than its cost in the first 11 weeks of its showing. Previous witnesses had said the alleged propaganda films lost money. In the instance of "Sergeant York," Warner said, "there is every sign that the gross receipts will be one of the largest in recent times."

7 of 140 Pix Alleged Propaganda

"I want to point out that although we have produced 140 feature pictures in the last 2½ years, only seven have been alleged to be propaganda" continued Warner.

"If Warner Brothers had produced no pictures concerning the Nazi movement, our public would have had good reason to criticize. We would have been living in a vacuum and dream world. Today 70 per cent of the non-fiction books published deal with the Nazi menace. Today 10 per cent of the fiction novels are anti-Nazi in theme. Today 10 per cent of all material submitted to us for consideration is anti-Nazi

(*Continued on Page 7*)

'I STAND ON MY RECORD'—WARNER

(*Continued from Page* 1)

world situation and our country's problems better than any other man. I would follow his recommendation concerning a declaration of war."

* * *

"I am opposed to Nazism. I abhor and detest every principle and practice of the Nazi movement. I am not alone in feeling this. I am sure that the overwhelming majority of our people and our Congress share the same views."

* * *

"While I am opposed to Nazism, I deny that the pictures produced by my company are 'propaganda,' as has been alleged."

* * *

"'Sergeant York' is a factual portrayal of the life of one of the great heroes of the last war. If that is propaganda, we plead guilty."

* * *

"'Confessions of a Nazi Spy' is a factual portrayal of a Nazi spy ring that actually operated in New York City. If that is propaganda, we plead guilty."

* * *

"In truth, the only sin of which Warner Bros. is guilty is that of accurately recording on the screen the world as it is, or as it has been."

* * *

"If the committee will permit, we will present witnesses to show that these pictures are true to life. I am certain we can easily prove to you that Warner Bros. has not duped its patrons but has, in fact kept its obligation to the movie-going public."

* * *

"Apparently our accusers desire that we change our policy of picturing accurately world affairs and the national defense program. This, Warner Bros. will never do. This, I am sure the Congress would not want us to do. This I am certain the public would not tolerate."

* * *

"We receive no orders, no suggestions—direct or indirect—from the Administration."

* * *

"When we showed our first picture, 35 years ago, we wanted to please, entertain and inform our fellow-townsmen. Today, that is the objective of our studios, on a national scale."

* * *

"I have the idea that our accusers believe that I, together with one or two others, sit down in secret conference and plot the kind of pictures which we propose to make. Nothing could be further from the fact."

* * *

"I have no apology to make to the committee for the fact that for many years Warner Bros. has been attempting to record history in the making."

* * *

"You will note that Senator Nye said of 'Confessions of a Nazi Spy': 'Anyone who truly appreciates the one great Democracy upon this earth will appreciate this picture and feel a new allegiance to the democratic cause.' On this, I agree with Senator Nye."

* * *

"I am an American citizen, and I bow to no one in my patriotism and devotion to my country."

'People Have Right to Know Truth', Warner Says

His Firm's Investment In England Small, Warner Tells Senate Sub-Com.

(*Continued from Page 6*)

in character. Today, the newspapers and radio devote a good portion of their facilities to describing Nazism. Today, there is a war involving all hemispheres except our own and touching the lives of all of us."

Finally, Warner turned to the allegation that financial considerations have influenced the industry's policy, saying:

"There is one last charge against the motion picture industry that I have not mentioned. It is repugnant to me. In essence, it is that we support Britain and oppose Naziism because we have a financial stake in Britain. Warner Bros. receives a net revenue of approximately $5,000,000 a year from Britain. If we were to stop receiving this revenue, we would continue to operate, just as we did in 1932 through 1934, when our gross revenue declined by $50,000,000. If we were able to adjust our affairs to offset this loss in revenue, then I certainly am not worried about a drop of $5,000,000. In truth, this charge challenges our business judgment and our patriotism.

Small Investment in England

"No one with any business judgment could possibly have acted on the assumption that the policy of this country towards England would be influenced by the relatively small investment of our industries in England.

"Warner Bros. has certainly not acted on the theory that our Government would pull our chestnuts out of the fire. When we saw Hitler emerge in Germany, we did not try nor did we ask our Government to appease him. We voluntarily liquidated our business in Germany. Business is based on keeping contracts, and Hitler does not keep his contracts with men, or with nations. No one can do business with Hitler's Germany, If, God forbid, a similar situation should arise in Britain, we would follow the same course as we did in Germany.

"We never ourselves or through our Government will try to save our profits at the expense of other people's lives and liberties. That would be as short-sighted a business policy as it is as a national policy."

Afternoon Devoted to Cross-Examining Warner

Washington Bureau of THE FILM DAILY

Washington—The cross-examination of Warner, which lasted all afternoon, was featured by attempts of Chairman D. Worth Clark (D., Ida.), to bring out that Warner produced propaganda pictures because he hated Hitler, and the admission by Clark that he hated Hitler, too.

"If we go far enough into this thing, I'm beginning to believe we will find out we both think just alike on this business," Warner finally said.

Clark contended there was a difference between holding opinions, and making pictures depicting Hitler in his true light because the latter might incite people to hatred.

"When you say you hate Hitler, that stirs people up just as much as a movie," Warner contended.

"But you're the responsible head of a big motion picture company—" Clark started out.

"You Are a U. S. Senator"

"And you're a United States Senator," Warner reminded him. "You're the chairman of an important committee, and people respect you for your position. When you say you hate Hitler one might say that stirs up people to hate him too, because people look upon men like you for guidance."

After a bit more palavering the two agreed that both are patriotic, that both hate Hitler, etc., but that Clark still thinks there is propaganda in movies and Warner doesn't.

There was a lot more talk again in the afternoon about Jimmie Fidler and the Los Angeles Times Advertising.

Warner assured the sub-committee that neither he nor any of the others had tried to censor either Fidler or the Times. And he made it very plain that he didn't think an awful lot of Fidler.

The hearing developed a bit of humor when Warner indicated he didn't agree with some of Nicholas M. Schenck's business methods. Schenck testified Wednesday.

Schenck said he wouldn't fire a man for using pressure to place "Land of Liberty" because he considered that the man was simply over-zealous, and had been "thinking right." It had developed that his district manager in Seattle had threatened Government force to place the picture.

"Then your method of operation in this case would be different to Mr. Schenck's?" Chairman Clark asked.

Method of Operation Differs

"My method of operation differs with Schenck's throughout," he replied.

He evoked even more laughter when he added: "I didn't inherit my business. I built mine."

On the method of operation angle, he added: "You heard Schenck testify yesterday that he takes people at any price. Well, we develop them. He takes them. And don't forget," he added, "Schenck took my son-in-law."

Warner and Clark got involved in a controversy that lasted some time over who had brought up the subject of Jimmie Fidler. Both denied heatedly that they had brought him up, and at length they both agreed to drop him with no regrets.

Wants to Preserve Freedom

Warner told the sub-commtitee he is very interested in preserving this country because he feels he is the first generation of his family who has had the opportunity to enjoy real freedom, and that he wants to preserve that freedom for his children. But he denied that his feeling led him to produce pictures designed to stir up hatred of anyone.

He pointed out that "Underground" presents a sympathetic picture of the German people who are trying to preserve liberty. "Just the things you and I are desirous of preserving in this country," he told Senator Clark.

When Senator Clark asked him if the industry really wasn't thinking hatred, Warner invited him and the other committee members to see "One Foot in Heaven" which opens here Oct. 2. "That will show you what the industry is really thinking," he said.

So far as conspiring was concerned, he pointed out that he hardly ever

Darryl F. Zanuck to Be Heard Today and Possibly Barney Balaban

saw, for instance, Nicholas Schenck, who had been mentioned previously.

"I've seen him more right here in this room, than I have in the last three years," he said.

Then Warner added: "His policy is so different, we don't consider him a competitor of ours."

Zanuck on Stand Today

The hearing continues today with Darryl F. Zanuck on the stand, and possibly Barney Balaban.

Senator C. Wayland Brooks who so far has been mum throughout the inquiry, broke through and put in a strong plug for "Sergeant York," which incidentally, is getting tremendous publicity out of the hearing, and to place himself somewhat on the side of the industry.

"I saw 'Sergeant York' and I considered it a great story of American life. There is no propaganda in it at all unless for patriotism and the glory of a great and free people. It was well done, and if none of the others are any worse than this one, you can call me as a witness in your favor, and the industry will through these hearings have cleaned itself of the charges against it."

Whatever else the sub-committee gets out of the hearing, its members are going to get in on some free pictures. In addition to the alleged propaganda pictures which they are to view, and the invitation to see "One Foot in Heaven," they were invited yesterday, along with all members of the Senate, to see "Land of Liberty" about which so much has been said at the hearings.

"I consider this a truly great and patriotic picture, and I think it will do the members good to see it," Senator Sheridan Downey, D., Calif., said in extending the invitation.

During the afternoon session, the hearing digressed into discussions of whether Wendell L. Willkie's election speeches were campaign oratory and whether it is proper for movie studios to use U. S. Army equipment in the making of films.

Use Army Equipment for Films

Senator Tobey said information had reached him over the signature of Aubrey Blair, whom he described as an officer of the Junior Screen Actors Guild, that Warner Bros. had made a film starring the late Douglas Fairbanks and Leslie Howard, in which much Army equipment at March Field had been used. He said the picture was called "Escape." Harry Warner, who was under cross-examination, said he recalled no such film but offered to check on it.

Senator Tobey said he also had heard that M-G-M made a picture called "West Point of the Air" in which six Army planes were wreck-

(*Continued on Page 8*)

FILM HABITS OF SENATE PROBERS

The UP yesterday interviewed four of the five members of the Senate Interstate Commerce sub-committee investigating war film propaganda charges on their film-going habits with these results:

CHAIRMAN D. WORTH CLARK (D., IDA.)—"I've seen only two or three films during the past five or six years. It is quite likely that this is good, rather than bad, because the mind isn't cluttered up with a lot of set predilections and ideas."

SEN. CHARLES W. TOBEY (R., N.H.)—"I am a confirmed movie fan. Sometimes I see three of them a week, and I like all of them—excluding the propaganda pictures."

SEN. ERNEST W. McFARLAND (D., ARIZ.)—"I usually go when my family tells me of a real good picture or when I'm tired and want a little relaxation. I like comical pictures—pictures that have some fun in them. I also like films with historical values. . . I've seen a few of the 'propaganda' pictures—maybe four or five. Those I saw weren't harmful, as far as I could see."

SEN. C. WAYLAND BROOKS (R., ILL.)—"Unfortunately, I have not been to many movies in the last year. . .I saw 'Sergeant York' and it was one of the finest pictures I have ever seen. I consider it in no way to be propaganda."

Fifth member, Sen. Homer T. Bone, D., Wash., was unavailable.

War Pix Propaganda Charge False–Warner

(Continued from Page 7)

ed. J. Robert Rubin, M-G-M counsel, admitted making the picture, but denied that any planes had been wrecked.

The discussion over Willkie's campaign speeches finally brought an outburst from the industry counsel who contended that Clark was misinterpreting his speeches without giving him the right to reply.

"You go right ahead as long as you give me an opportunity too," he shouted.

The fact that he has been denied the right to talk out at the investigation has continually rankled Willkie, and he finally broke down under the persistent reference to his campaign speeches and shouted into the microphone.

Meet Monday to Consider Films Probe Expenditures

Washington Bureau of THE FILM DAILY

Washington — Senator Scott W. Lucas, D., Ill., chairman of the Audit and Control Committee which holds the purse-strings on Senate investigations, announced yesterday his group will meet Monday to consider expenditures by the war propaganda sub-committee.

Lucas has indicated he thought the hearings an outlaw proceeding since it was not authorized by the Senate and that he will approve very little expenditure for it. Although a number of witnesses have paid their own expenses, it is believed the committee already has exceeded the limit set by Lucas.

300 Organizations Invited To Join in Inquiry Protest

City-wide conference of civic, trade union and civil rights leaders, called to demand the discontinuance of the Senate sub-committee now investigating the motion picture industry, will be held on Monday at the Martin Beck Theater. Three hundred organizations have been invited to send representatives.

The call to the conference was signed by Frank Gillmore, president of the AAAA; Thomas J. Lyons, president of the N. Y. State Federation of Labor, Elmer Rice, president of the Dramatists Guild and Thomas Murtha, president of the Central Trades and Labor Council of Greater New York.

James F. Reilly, executive secretary of the League of New York Theaters, yesterday sent this wire to League members:

"The Governors of the League of New York Theaters have been requested by the Actors and Artistes of America, parent body of Equity and other actors' organizations to join in a protest against the film investigation in Washington being held by the Nye-Wheeler-Clark sub-committee. Our interest is that it constitutes a form of censorship that could eventually reach the legitimate theater."

"We're in a Yelling Biz," Bob Weitman Tells Ampa

(Continued from Page 1)

we all should face the showmanship facts of life. We are in a yelling business. Let's keep yelling in an entertaining way. There are many ways of yelling without being boring. Let's realize that if advertising and ballyhoo are the backbone of show business, let's not let up on it."

In discussing the success of the Paramount, Weitman said, "We have always felt that the entertainment starts with the footman and the doorman out in front of the theater."

Weitman said that "we all should realize that we are not experts on what is good at the box-office. We are only experts at what we think is good at the theater, so let's know how to sell after we get them in, as well as before we get them in."

Actors Equity to Weigh Contract Changes Today

Proposed changes and a two-year extension of the contract with the stage producers will be the main topic of discussion at the quarterly meeting of Actors Equity this afternoon at the Hotel Astor.

Mrs. Wm. Graham Dead

Detroit — Mrs. William Graham, wife of the president of the Palmer Park Theater Co., died suddenly following a stroke. Survived by her husband and five children, including Mrs. Raymond (Marcella) Schreiber, wife of the head of the Midwest Circuit, and Buddy Graham, formerly with Midwest.

Nashville Manager Denies Withdrawing Metro Ads

Nashville, Tenn.—In a statement given to the local press yesterday, William Crull, manager of Loew's Theater, denied that he was personally responsible for the withdrawal of advertising from the Nashville Banner on a local showing of "Marie Antoinette" after James G. Stahlman, publisher of the paper, now a lieutenant commander in the United States Navy, located in Washington, D. C., refused to drop Jimmie Fidler's column from the Banner.

Crull said in part: "Mr. Stahlman took the attitude that I was asking him to kill the column, which wasn't true. All I asked was if they couldn't edit it and be more careful in the future. I never made any threats. I couldn't any more pull ads than I could raise my salary.

"I told him I couldn't see any reason for advertising in one column how good a picture was, while in the next Fidler was saying how lousy it was. Its' not the policy of M-G-M to withdraw advertising at any time, and the proof of that is the fact that the ads are still running in the local papers."

De Carrera Elected Cuban Exhib. Head

Havana (By Air Mail)—The National Union of Exhibitors has elected these officers: Edelberto de Carrera, of the Circuit Carrera, president; Jose Valcarse, of the Circuit Valcarse, vice-president; Enrique Vazquez, treasurer; Celestino Diaz, vice-treasurer; Vocales: Francisco Solis, Oscar de Freizas, Faustino Rodriguez, Manuel Lopez Oca, A. Guanche, Manuel Trillo, Ernesto P. Smith and Santiago Rodriguez.

20th-Fox Tenders Gala Cocktail Party for Stars

Twentieth Century-Fox late yesterday afternoon tendered a gala, all-star cocktail party in the Crystal Room of the Hotel Ritz-Carlton at which the honored guests were a number of its stars, Betty Grable, Carmen Miranda, Carole Landis, Jack Benny, Ida Lupino and Sonja Henie.

Among those attending were George Raft, Hermann Place, Herman Wobber, W. C. Michel, Sidney Towell, Earl Wingart, Bill Sussman, A. M. Botsford, Clarence Hill, William Clark, Irving Maas, Les Whelan and a large representation of the trade press, the metropolitan dailies, the fan and national magazines and radio.

Betty Grable is appearing in the company's "A Yank in the RAF," Carmen Miranda in "Week-End in Havana," Carole Landis in "Hot Spot" and "Cadet Girl" and Ida Lupino in "Moon Tide."

Music was furnished by Miss Miranda and the Banda da Lua which also plays in her film, "Week-End in Havana."

Orders Bargaining Election By Warner H.O. Employes

Washington Bureau of THE FILM DAILY

Washington — An election by employes of the West 44th Street offices of Warner Bros., Vitagraph, Inc., and subsidiaries, to determine whether they desire to be represented by Warner Bros. Associated Office Employes of Greater New York for purposes of collective bargaining was ordered yesterday by the National Labor Relations Board.

The election will be held within 30 days, and will include those in the legal, trust, tax, sound, construction and maintenance departments, foreign title, scenario, and censorship departments, Artists Bureau, Inc., Continental Theaters Accessories, Inc., legitimate theater, purchasing, and foreign publicity department, exchange traveling auditors, traveling auditors and checkers, translators, and Paul Schechter and Ernest Ullberg.

New War Charities Film Title

West Coast Bureau of THE FILM DAILY

Hollywood — That British war charities pic which RKO is to release has been retitled "Forever and a Day"; it was announced as "This Changing World."

N. J. Allied Okays Unity Proposal

(Continued from Page 1)

other branches of the industry for the purpose of setting up a conference group which would seek to "promote a common interest and foster co-operation" among the industry branches.

Approval for these actions, however, was given with certain reservations, designed to safeguard Allied's interests. The reservations provide:

1. That such committee shall report back to the national board any action, proposed by the general group, for approval or disapproval before it can become binding on Allied.

2. That all action taken by the general committee and reported out as an act of such group must be by unanimous vote of all groups represented, pre-supposing that each group will be entitled to one vote on every question. This is for the purpose of assuring Allied that it will not be out-voted at meetings of the industry group.

3. That adequate safeguards be set up to protect Allied from receiving adverse publicity through all actions taken by the committee or permanent organization.

The New Jersey unit has scheduled a general membership meeting for Monday in New York.

Illinois Allied Expresses Renewed Faith in Officers

Chicago—At a meeting here Wednesday of Allied Theaters of Illinois motion was made that its members are in favor of the plan for the creation of a national joint committee as expressed in the resolution adopted by directors of Allied States Association of Motion Picture Exhibitors on Sept. 15, 1941 and urges that the national Allied organization proceed along the lines contemplated.

"Moreover, we reaffirm our confidence in the officers and directors of national Allied and place implicit faith in the committee which was appointed by Allied to carry out the duties assigned to it."

Chicago Times Handling John Truesdell's Service

Chicago—Representation of John Truesdell's Hollywood feature service, currently serviced to a list of key city newspapers, has been taken over by Chicago Times Syndicate, Russ Stewart, vice-president and general manager of the syndicate, announces.

Gracie Allen as "Mrs. North"

West Coast Bureau of THE FILM DAILY

Hollywood—Gracie Allen returns to the screen in Metro's "Mr. and Mrs. North."

OCT 3 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 63 NEW YORK, MONDAY, SEPTEMBER 29, 1941 TEN CENTS

PROBE HEADING FOR CURTAIN

Plebiscite on Unity Resolution Illegal—Yamins

Yamins Urges Framing Of New Resolution at Special Allied Board Meet

Ordering of a plebiscite by Allied's board of directors to vote on the adoption of the unity resolution is illegal in the opinion of Nathan Yamins, former national Allied president. Yamins spoke against the resolution's adoption at the recent Phiadelphia convention, resulting in the proposal being killed by vote and the declaration by the board that it would not accept the vote as a test of exhibitor sentiment.

Calling of a special session of the

(Continued on Page 6)

Expect N. E. Allied To Nix Unity Plan

Boston—Board of directors of New England's Allied unit is reported to have turned thumbs down on the unity resolution presented to the national convention in Philadelphia. While no official action was taken at a meeting last week, it is understood that the directors agreed with Nathan Yamins that the resolution as written was "dangerous."

A general membership meeting

(Continued on Page 5)

IATSE to Aid 9 Coast Locals In Pact Talks

IATSE representatives will lend their aid in contract negotiations which will be resumed today between the producers and nine IA Hollywood craft locals, it was disclosed over the week-end.

Following preliminary huddles be-

(Continued on Page 6)

Western N. Y. Exhibs. To Mull Tax, Prices

Buffalo—Western New York exhibitors will meet here today at the call of President A. Charles Hayman of the MPTO for an open discussion on the new Federal admission tax and box-office prices.

ZANUCK, BALABAN BEFORE INQUIRY

20th-Fox Studio Head Assails Probe—Committee Finds It Lacks Question for Para. Prexy

Washington Bureau of THE FILM DAILY

Washington — Denying Hollywood the right to treat the current world upheaval as screen material would subject the film industry to "an impossible censorship" and "would leave the American motion picture as worthless and sterile as those made in Germany and Italy", Darryl F. Zanuck, 20th-Fox production head, told the

(Continued on Page 12)

DARRYL F. ZANUCK

Washington Bureau of THE FILM DAILY

Washington — Virtual assurance that the Senate Interstate Commerce sub-committee will, perhaps after a few more face-saving gestures, throw up the sponge in its war propaganda inquiry insofar as the film industry is concerned came Friday as Barney Balaban, Paramount prexy, was on the stand.

Sen. D. Worth Clark, D., Idaho, the committee's chairman, made

(Continued on Page 12)

BARNEY BALABAN

Linden, Baltimore, Files For Clearance Reduction

Eighth demand for arbitration to be filed in the Washington tribunal has been docketed by Harry Silver, owner of the Linden Theater, Baltimore. Naming Warner Bros., RKO and Paramount, Silver contends that the 14 days clearance over the Linden granted to the Rialto, Metropolitan and Fulton Theaters is unfair.

Silver has retained James Hayes

(Continued on Page 5)

Celler in Radio Blast At Propaganda Probe

The Senate sub-committee's film inquiry was denounced as a form of isolationist propaganda threatening the freedom of speech, Rep. Emanuel Celler, of Brooklyn, charged in a radio speech over Station WMCA Friday night. The Congressman spoke at the invitation of the station, the first to offer time to a member of the Congress for the purpose of

(Continued on Page 11)

Poll Gets Stellar Probe Role

Zanuck Reads Critics' Vote; Clark Blushes

Washington Bureau of THE FILM DAILY

Washington — THE FILM DAILY played a stellar role at the Senate Interstate Commerce sub-committee's industry probe here Friday afternoon when Darryl F. Zanuck, 20th-Fox studio chief, one of the day's major witnesses, called attention to its poll of film critics on four questions suggested by the inquiry.

In the poll, results of which were

(Continued on Page 13)

100 Detroit Theaters Agree on Price Boost

Detroit—Representatives of over 100 Detroit theaters including Co-operative Theaters of Michigan and many independents met Friday and informally approved a price boost for practically all local houses, effective Wednesday. Move is based

(Continued on Page 6)

Serious Doubt That There Will Ever Be Another Formal Session of Committee

By **OSCAR HUME**

Washington Bureau of THE FILM DAILY

Washington—With the Senate Interstate Commerce sub-committee investigating alleged film war propaganda adjourned for a week, during which its members presumably will view as many as 15 or 16 features, there were increasing signs at the week-end that the inquiry, already occupying approximately a fortnight, may blow up before next Monday, the scheduled date for resuming sessions, is

(Continued on Page 13)

Kuykendall Names 3 For Distrib. Parleys

Ed Kuykendall, MPTOA president, has appointed a committee of three to meet with distributor interests and make an effort to straighten out differences that are building up sentiments for law suits.

Kuykendall, in a week-end state-

(Continued on Page 5)

Lou Jackson Here to Close Deals for 16 British Films

Lou Jackson, of Anglo-American Films, has arrived from England to close deals for 16 films made by British producers.

Among the films which Jackson

(Continued on Page 5)

20th-Fox's "Valley" In N. Y. Rivoli Nov. 1

Rivoli has snared 20th-Fox's "How Green Was My Valley," directed by John Ford, for showing starting Nov. 1. House appears set until the Christmas holidays since film is expected to run well into December. October bookings for the theater include two Universal features, "This Woman is Mine," to follow, "Unfinished Business," and possibly the W. C. Fields film, "The Great Man."

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FINANCIAL

(*September 26*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6¼	6⅛	6¼	— ¼
Columbia Picts. pfd.	26	26	26	— ½
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10	9¾	9¾	.....
East. Kodak	142½	142½	142½	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	....	....	....	.....
Loew's, Inc.	36¾	36⅝	36⅝	— ¼
do pfd.	....	....	....	.....
Paramount	14⅜	14	14¼	— ⅛
Para. 1st pfd.	106¾	105	106¾	+ 5¾
Para. 2nd pfd.	13	12⅜	13	+ ½
Pathe Film	14½	14¼	14½	+ ¼
RKO	3¼	3¼	3¼	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¾	8½	8½	.....
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	148	147	147	— 5
Warnr Bros.	5⅛	4⅞	5⅛	+ ¼
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46.	104	104	104	— ⅛
Par. B'way 3s55	60	60	60	.....
Par. Picts. cv.3¼s47.	99¼	99¼	99¼	.....
Warner Bros. dbs. 6s48	96½	96⅜	96½	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	1	15-16	1	+ 1-16
Radio-Keith cvs.	3-16	3-16	3-16	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9½	9½	9½	— ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	7¾	7¾	7¾	+ ¼
Universal Picts.	....	....	....	.....

Warners Dip Prices 5c In Two Milwaukee Spots

Milwaukee—Warners have dipped prices at their Granada and Milwaukee Theaters a nickel. Former house on city's south side, is now playing matinees at 15 cents to compete with Fox's Modjeska, former Warner-Saxe house which has a policy of 30-cent matinees. On the city's north side, Fox has inaugurated 20-cent matinees at its recently acquired Garfield, former Warner-Saxe house, while Warner Bros. has dipped its early bird admission at its Milwaukee from 20 to 15 cents.

The Broadway Parade

Picture and Distributor	Theater
Sergeant York (Warner Bros.-Jesse L. Lasky)—13th week	Hollywood
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—7th week	Astor
Unfinished Business (Universal Pictures)—5th week	Rivoli
Lady Be Good (Metro-Goldwyn-Mayer Pictures)—2nd week	Capitol
Lydia (United Artists-Alexander Korda)—2nd week	Music Hall
Our Wife (Columbia Pictures)—2nd week	Paramount
Navy Blues (Warner Bros. Pictures)—2nd week	Strand
A Yank in the RAF (Twentieth Century-Fox)	Roxy
Ice-Capades (Republic Pictures)	Criterion
KuKan (Adventure Epics, Inc.)—15th week	World
Pittsburgh Kid (Republic Pictures)	Rialto
The Smiling Ghost (Warner Bros. Pictures)	Globe
The Story of the Vatican (The March of Time)—2nd week	Belmont
Hold That Ghost (Universal Pictures) (a-b)	Palace
Unexpected Uncle (RKO Radio Pictures) (a)	Palace
City Limits (Monogram Pictures) (a)	New York
Arizona Bound (Monogram Pictures) (a)	New York
Country Fair (Republic Pictures) (a)	Central
Gangs of Sonora (Republic Pictures) (a)	Central

◆ TWO-A-DAY RUNS ◆

Fantasia (Walt Disney Productions)—46th week	Broadway

◆ FOREIGN LAUGUAGE FEATURES ◆

Gneral Suvorov (Artkino Pictures)—2nd week	Stanley
Pepe le Moko (Mayer & Burstyn)—2nd week	5th Ave. Playhouse
Min Van Klock-Johan (Scandia Films)—3rd Week	48th St. Theater

◆ FUTURE OPENINGS . ◆

Hold Back the Dawn (Paramount Pictures)—Oct. 1	Paramount
The Maltese Falcon (Warner Bros. Pictures)—Oct. 3	Strand
Honky Tonk (Metro-Goldwyn-Mayer Pictures)—Oct. 2	Capitol
It Started With Eve (Universal Pictures) (c)	Music Hall
This Woman is Mine (Universal Pictures)—Oct. 4	Rivoli
The Man Who Seeks the Truth (Dome Films, Inc.)—Oct. 6	World
Bowery Blitzkrieg (Monogram Pictures)—Sept. 30	Rialto
Burma Convoy (Universal Pictures)—Oct. 7	Rialto
Harmon of Michigan (Columbia Pictures)—Oct. 1	Criterion
Dive Bomber (Warner Bros. Pictures)—Oct. 2 (a-b)	Palace
Sun Valley Serenade (Twentieth Century-Fox)—Oct. 2 (a-b)	Palace
Desperate Cargo (Producers Releasing Corp.)—Sept. 30 (a)	New York
The Last of the Duanes (Twentieth Century-Fox)—Sept. 30 (a)	New York
The Man of the Forest (Scandia Films)—Oct. 4	48th St. Theater

(a) Dual bill. (b) Subsequent-run. (c) Follows current bill.

New Suburban Circuit Formed In Northern Calif.

San Francisco—Several months of dickering has wound up in the creation of a new suburban theater chain in North California. Al Blanco has sold five theaters, The Campbell, Sunnyvale, and Los Gatos in the towns of those names, and the Cinema and Mountain View in Mountainview to J. Leslie Jacobs, W. B. David, and Bruno Vecchiarelli. Vecchiarelli will operate while Jacobs, a theater broker, will scout for additional locations.

New chain, to be known as Sunnymont Theaters, Inc., is already set to build a sixth house in Los Altos. Five houses taken over get a complete renovations with new seats, projection and sound equipment, carpets, and redecorating in order wherever needed.

Circuit headquarters will probably be in San Francisco.

McConville Sails Today For Argentine Conclave

J. A. McConville, Columbia's foreign manager, sails today for the Argentine where he will conduct the company's South American convention in Buenos Aires on Oct. 25.

Warner Club Elects Oct. 11

Warner Club, Inc., will hold its annual election of board of governors and officers in New York Oct. 11. Election of local delegates will take place tomorrow.

Straus Again Heads "Night of Stars" Workers

Nathan Straus, for the third consecutive year, will head the "Night of Stars," huge theatrical show for refugee relief and Palestine resettlement to be held Nov. 26 at Madison Square Garden. Marvin Schenck, chairman of the producing committee, will be assisted by William Morris and Louis K. Sidney, co-chairman, and Sidney Piermont, associate chairman.

Initial step in the "Night of Stars" campaign will be a luncheon tendered by Straus to several hundred workers and community leaders at the Hotel Astor today Plans will be discussed and reports from the producers' committee received. Among scheduled speakers are: Nathan Straus, chairman; Mrs. Leo Spitz, chairman of the Women's Division and Sidney Piermont, associate chairman of the producers' committee. The proceeds of "Night of Stars" will go to the United Jewish Appeal.

New Lee Firm to Handle American Pix in England

Arthur A. Lee, former Gaumont British head here, has formed a company for the distribution of American pictures in England. Company is known as the Independent Pictures Export Corp. and was recently chartered in New York State with an authorized capital stock of $10,000.

COMING and GOING

HARRY M. WARNER and **MRS. WARNER** arrived in New York from Washington at the week-end, accompanied by **MR.** and **MRS. HERBERT PRESTON.**

WENDELL L. WILLKIE, industry counsel at the war film propaganda hearing, returned to New York from Washington at the week-end accompanied by **HAROLD G. GALLAGHER** and **JAMES E. CARROLL** of his office.

DARRYL F. ZANUCK, BARNEY BALABAN, AUSTIN KEOUGH, JOSEPH HAZEN and **J. ROBERT RUBIN** returned at the week-end from the Senate committee's industry probe in Washington.

PHIL REISMAN, RKO foreign manager, has sailed from Buenos Aires aboard the Argentina bound for home.

J. A. McCONVILLE, Columbia's foreign manager, sails for the Argentine today.

F. J. A. McCARTHY, Universal's Canadian and southern sales manager, leaves for Dallas today.

JUDITH ANDERSON is stopping at the Hotel Gotham.

"Doc" **PEMBERTON** of the Miami, Columbus, O., and "Handy" **JOHNSON** of the Sterling, Pataskala, O., are touring the Southern route to Miami.

LOU JACKSON, of Anglo-American Films, is stopping at the Hotel Pierre.

NATHAM YAMINS, New England Allied leader, was in town on Friday.

"Kane" Breaks 6-Month Record in RKO Houses

"Citizen Kane" rolled up the biggest gross in six months in its seven days over the New York division of the RKO circuit, comprising 24 theaters, it was reported at the week-end. Same pace was reported in its first two days over the Brooklyn section of 15 houses. This showing follows two-week runs at the Palace and Albee where the season's records were broken. Last Summer "Kane" ran nine weeks at the Palace at road-show prices.

In Louisville, the picture has been held for a second week, making the 30th spot in which it has been held over since its release at popular prices on Labor Day.

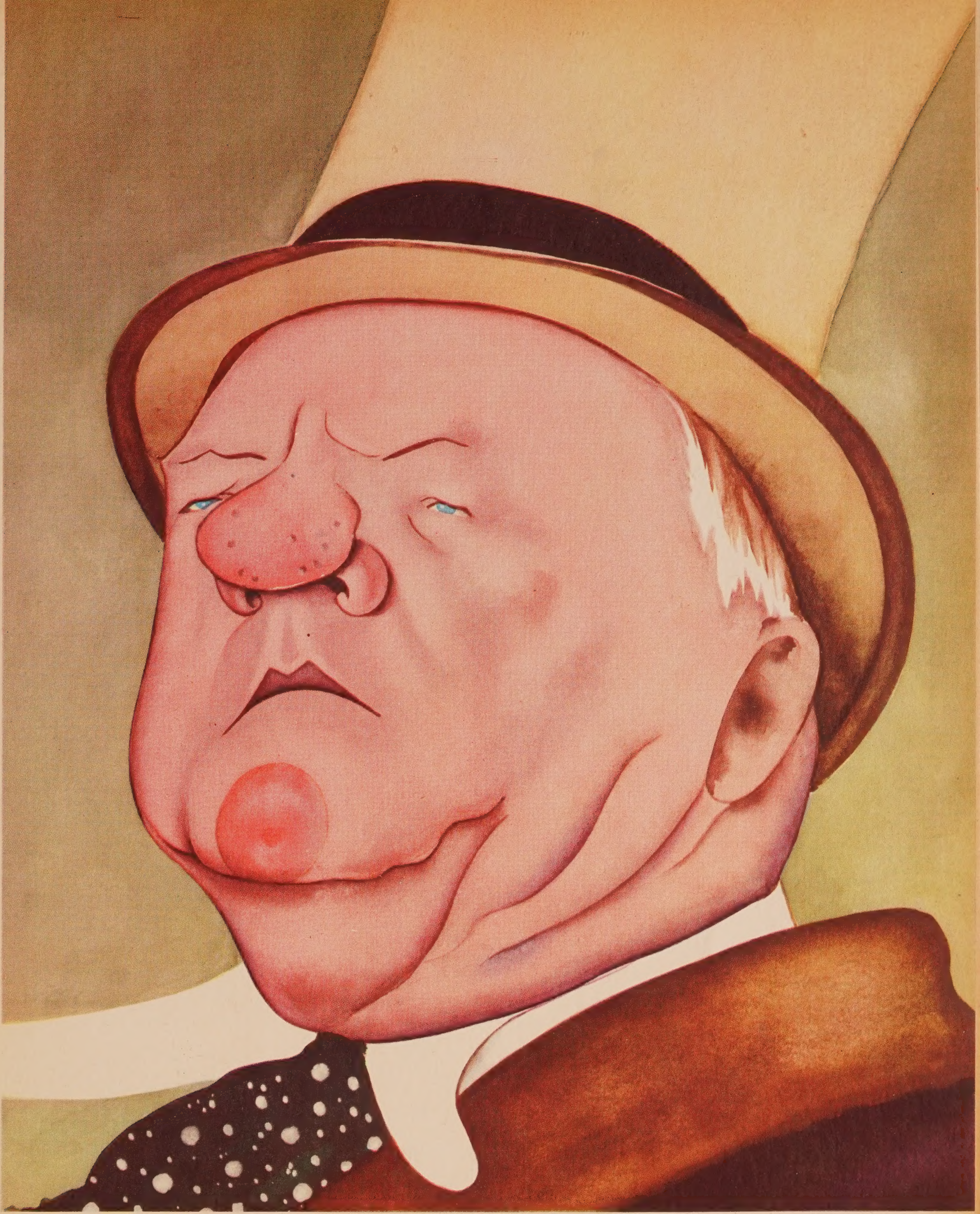
169 Saenger Theaters Take First RKO Block

Deal for RKO's first block of five has been closed with the Saenger circuit, comprised of Paramount Richards, Theater Service and United Theaters. Circuit includes 169 theaters in Louisiana, Mississippi and Florida.

FOR RENT

Bronx motion picture theatre. Modern, fuly equipped, 1700 seats. Full stage. Located on main thoroughfare. Opportunity for experienced, responsible, aggressive management. Apply

HARING & BLUMENTHAL
254 West 54th Street,
New York City



"So you want boxoffice—eh, brother?"

Well, here it is!

A FIENDISHLY FUNNY "FIELDS-IAN" FILM!

Behold, America! The Lord High Elocutioner, His Nibs, the Prince of Ad Libs, comes to you in all his bold, old-time, pre-sold greatness!

Yes, Boys, this title will crowd your marquee— also your theatre!

W. C. FIELDS

in

"NEVER GIVE A SUCKER AN EVEN BREAK"

with

GLORIA JEAN

LEON ERROL · Butch & Buddy
Susan Miller · Franklin Pangborn
Charles Lang · Margaret Dumont

Screen Play
John T. Neville and Prescott Chaplin
Original Story, Otis Criblecoblis
Directed by EDWARD CLINE

NATIONAL RELEASE OCT. 10

A UNIVERSAL PICTURE

Kuykendall Names 3 For Distrib. Parleys

(Continued from Page 1)

ment, said that he found it necessary to make the appointment because the organization had been receiving many bitter complaints from exhibitors in widely scattered territories regarding prevailing sales policies and "especially concerning the unfair trade practice of holding out pictures that have been bought in good faith and re-allocating them at increased rentals."

The committee is headed by Lewen Pizor, Philadelphia, and includes Max A. Cohen, New York, and Herman Levy, New Haven.

"Surely we can work out our differences among ourselves," Kuykendall said. "There never was a time when we needed industry unity more than the present. Now when we hear so much about industry co-ordination, and all-industry committees for the common good, why don't we play a little give-and-take and demonstrate sincerity of purpose by a spirit of fairness. Storm warnings are out; will the industry heed them?"

Kuykendall said the committee was serving in the hope of avoiding the courts and promoting a better relationship between exhibitor and distributor.

Lou Jackson Here to Close Deals for 16 British Films

(Continued from Page 1)

will negotiate deals for are "Pimpernel Smith," starring Leslie Howard, "Love on the Dole," "Penn of Pennsylvania," and "A Day in Soviet Russia," a documentary, with the commentary by Quentin Reynolds.

Although there is 50 per cent less production going on now in England, according to Jackson, all studios are making pictures. British film producers are hardest hit by the shortage of technical help, he said.

Jackson said he plans to return on the Clipper Oct. 28.

Bromfield, UA Negotiating

West Coast Bureau of THE FILM DAILY

Hollywood—Louis Bromfield, novelist, is negotiating with United Artists on a three-picture deal. He would both write and produce the stories.

"Happy Birthday to You"
TELEGRAM

Greer Garson
Virginia Bruce
Billy Bevan
Michael G. Kletz

ALONG THE RIALTO
WITH
Phil M. Daly

● ● ● UNIQUE in the annals of jaded Broadway and the industry at large were the goin's-on in and about the local Roxy Theater on Friday night......We mean that glittering world premiere of 20th-Fox's "A Yank in the RAF", which will be "A Pull in the Theater" of every exhib......Technically, the world premiere was a four-ply affair in that Grauman's Chinese, Hollywood, 4-Star Theater, Beverly Hills; and Loew's State, Los Angeles, also unleashed it......Sure, the Coast has the stars, but here in the East we have the sun, which puts the Coasters hours back of us in point of time......So the world premiere was first in New York......

▼ ▼ ▼

● ● ● *IT seemed to Phil M. that the bow here eclipsed in aura all predecessor premieres......It wasn't the outpouring of socialites, civic leaders, Army and Navy and Air Corps bigwigs; nor the rousing feature attraction; nor the fact that Gov. Herbert H. Lehman, Mayor LaGuardia, and Under Secretary of the Navy James V. Forrestal were official sponsors of the event; nor that a sidelight was the one and only Outdoor Carnival that the Great White Way has seen in two decades; nor that a Military Ball was held in the Roxy rotunda; nor that great Army anti-aircraft searchlights bathed the facade and skies above the city......It was the combination of them all......It was of such things that showmen's dreams are made of......*

▼ ▼ ▼

● ● ● FIRST came the picture premiere at something after 9:30 ......Then in the environs of midnight as the gigantic 5,886-seater spilled, those with the $10 pasteboards (proceeds from which go to the RAF via the British American Ambulance Corps), repaired to the rotunda where the Midnight Military Ball got under way in a veritable sea of soup-and-fishes, glamorous gowns, and gold braid......The catering for this strictly formal affair was by Sherry of the snooty Park Avenue Sherries.....But despite the "spirit"-ual name of said caterer, there were no spirits served,—the stimulating practice of the Smart Set being to trek to nearby "21," the Stork Club, and similar high-tone oases......

▼ ▼ ▼

● ● ● *BUT don't get the idea this premiere program was just a Swank Show......Inded there was a plethora of Pop Appeal for Ole Jawn Q. Public and his wife and kids......That's where the carnival (held in great open spaces,—parking lot to you, —astern the Roxy) came in......And that was where John Q. came in, and how!......For the pop price of 25 cents, which ain't much more than the price of pop, the boys and gals from the highways and byways of New York Town mingled with celebs, social registerites and the glitter-names of stage, screen and radio ......Some 30 booths flecked the Carnival, some sports kicking in big greenbacks for little knick-knacks to aid the RAF to get ambulances......All evening long and far into the night throngs milled about the theater taking in the premiere pageantry while mounted cops inched around, lenses clicked floodlamps flashed, television cameras whirred, and microphones carried the Gargantuan gaiety over the night air......*

▼ ▼ ▼

● ● ● OH, Yes! Here was a premiere with a marvelous promotional build-up which reached vast crescendo,—one of the neatest example of co-ordinated showman effort we have ever lamped.....with Mister Botsford's 20th-Fox staff, the British American Ambulance Corps, and Irving Lesser's Roxy staff dovetailing their efforts with the Hal Horne Organization in charge of the bally.....Perhaps the best idea of how attention-riveting the premiere was can be gained via this fact:—not once did we hear anybody mention the Dodgers!

Expect N. E. Allied To Nix Unity Plan

(Continued from Page 1)

has been called for Thursday when the proposal will be put to an official vote. Indications are that is will not be approved.

If the New England unit rejects the national organization's unity proposal, it will be the first Allied group to take a stand opposite from that of several other units which already have approved the plan.

Linden, Baltimore, Files For Clearance Reduction

(Continued from Page 1)

and Robert Sher, atorneys, formerly of the Department of Justice. Hayes and Sher were active in the preparation of the consent decree.

Three File Interventions In Graeper's Complaint

Portland, Ore.—Three declarations of intervention have been filed with J. P. Nelson, clerk of the arbitration tribunal here. They ask that the demand filed recently by Graeper's Egyptian Theater for reduction from 91 to 45 days clearance following showing of first-run pictures, be dismissed.

Declarations of intervention were filed by the Rainier Theaters Corp., operating the Hollywood and Oriental Theaters; the Paraport Theater Leasing Corp., operating the Paramount Theater, and the Multnomah Theaters Corp., operating the Orpheum and Liberty Theaters.

Definite date of the hearing has not as yet been named but it is believed it will be about Oct. 7.

UDT and Co.-op of Mich. Intervene in Parkside Case

Detroit—United Detroit Theaters and Co-operative Theaters of Michigan have both filed interventions in the Parkside arbitration case, making it the most far-reaching case filed in Michigan in interests affected. Indications are for real battle over the complex situation created by the new Eastside house.

WEDDING BELLS

Sheboygan, Wis.—Jean Wangerin, cashier for the Warner Bros. theaters here, was married to Francis C. Goodson.

Detroit — William Szyzpulski, owner of the Conant Theater, and Cecilia Manteuffell, daughter of the late Max Manteuffell who owned the Martha Washington Theater, are to be married soon.

West Coast Bureau of THE FILM DAILY

Hollywood—Engagement is announced of Cobina Wright, Jr., to Corp. Palmer Beaudette of Pontiac, Mich.

Plebiscite Illegal, Says Nathan Yamins

(*Continued from Page* 1)

directors after the adjournment of the convention to discuss a subject as important as a plebiscite violates Allied's constitution, Yamins said in New York, Friday. The constitution requires that a special board meeting can be held only after the directors have been given 10 days notice in advance by letter or telegraph, Yamins said. This was not the case when the board ordered the individual units to poll their members, he added.

Favors Special Board Meeting

Yamins said he was in favor of a special board meeting being called, at which a resolution could be framed that would satisfy everybody and without it being rushed through without proper discussion and consideration. Such a proposal, he declared, would get 100 per cent support.

Yamins denied reports that he had accused Allied leaders of selling out to the distributors. The New England leader quoted himself as saying on the convention floor that adoption of the plan "would have the effect of selling out Allied principles."

The highest respect for Abram F. Myers, general counsel, and all Allied directors and members was expressed by Yamins, who said that his so-called "blast" on the convention floor was meant only to bring on a discussion of the plan on its merits without any intent of going into personalities. The interests of the independent exhibitor were uppermost in his mind, he said.

He indicated that the action of the board in rejecting the vote of the delegates endangered all exhibitor conventions. If the delegates' votes on the other resolutions held water, why should the vote on the resolution be kicked out? he asked. Another directors' meeting to re-consider all angles might be the savior of all future conventions, he implied.

Defines His Unity Stand

As to his own stand on the unity question, Yamins said he was in favor of any plan that wold not hurt the independent exhibitor. To some extent, he said, there is unity in most of Europe today. But, he continued, it's a unity controlled by dictatorship and nobody wants that kind. As Yamins sees the proposed resolution, the independent exhibitor could be compared to Belgium, Norway and other conquored countries. "That kind of unity I don't want," Yamins said, adding that he was suspicious of the resolution because he could foresee MPTOA-Hays organization domination.

Even without the third paragraph of the plan, calling for the consideration of an all-industry organization, the proposal has suspicious angles, Yamins said, because in time that third paragraph would be utilized and the independents would be drawn into a web comparable to the MPTOA convention in Toronto where the affiliated theaters were admitted to the organization.

Yamins insisted that there can be unity without the adoption of the resolution and that Allied has the machinery to act without appointing committees.

When asked what his stand would be if most of the Allied units approved the plan, Yamins said he would go along with the New England unit on whatever platform it adopted.

TO THE COLORS!

The first acknowledgment of an M-G-M Honor Roll Button to come from an Army camp is that by Pvt. Francis Gillon, formerly manager of the Le Claire, Moline, Ill., and now stationed at Fort Bragg, N. C.

Rochester—Pvt. Freddie Lovejoy, formerly with Eastman Kodak, is in charge of photography work at Camp Stewart, Ga.

Chicago—Eric Brenton of the Midwest Films, nephew of Arthur Benjamin, has joined the Army. Irving Van Gelder, has also joined the Army.

IA to Aid Locals in Pact Talks

Expect 3 Reps. to Act for International

(*Continued from Page* 1)

tween the locals and Pat Casey, studio labor contact, at which no International representative was present, business delegates held a meeting at the International headquarters on Friday to mull over the situation.

Delegates present, it was said, agreed as provided in the union's constitution, officially to request assistance from the parent body in negotiating pacts with the producers. Louis Krouse, IATSE's general secretary, Dick Walsh, Carl Cooper, the IATSE's representative on the Coast, and Steve Newman, former IATSE's Coast representative, met with the delegates.

It is expected that Krouse, Cooper and Newman may act for the International. Local 44 Property Men and Local 80 Grips are the two unions which meet with Casey and the producers today.

IATSE Takes Jurisdiction Over Detroit Soundies

Detroit—IATSE has taken jurisdiction over servicing on Panoram soundies machines, with three men placed on the work here. Similar jurisdiction has been taken by most upstate IATSE locals.

Galston to Head Coast V. C. Membership Drive

West Coast Bureau of THE FILM DAILY

Hollywood—First committee chairman appointed by the board of directors of the Variety Club of Southern California of which Charles P. Skouras is chief barker, is Al Galston of the Hawaii Theater, Hollywood.

Galston, who will head the membership campaign, announced appointment of two aides—John Leroy Johnston of Walter Wanger Productions and Charles Feldman, Universal Film Exchange manager—and stated that a third aide would be selected from exhibitor ranks within a few days.

Induction dinner takes place tonight with national officers in attendance.

100 Detroit Theaters Agree on Price Boost

(*Continued from Page* 1)

on the tax boost, and all exhibitors agree on adding rather than absorbing the tax here. The boost, however, is dependent on action taken by first- and second-runs, as Friday's meeting covered only keys and subsequents. Big houses meet today. Subsequents ask that the present 10-cent spread between second- and key-runs be upped to 15, with the present split price 44-cent second-run admissions—the key to the situation. Sentiment is strongly in favor of five cent steps with no odd cents admission.

IATSE and representatives of Co-operative and independent houses reached an agreement on a scale for cashiers of $15 minimum over 1,000 seats, $13 over 500 and $12 under 500. Week is fixed at 35 hours, with time and half for overtime. Discussions are still on over a six-day week for cashiers, with adjustment to be made for some houses. Even wives of owners acting as cashiers have joined the union although not required to.

Blue Mouse, Portland, Joins Newsreel Ranks

Portland, Ore.—Blue Mouse Theater on Saturday will become a newsreel house. It's an Evergreen circuit situation.

Benjamin J. Miller Dead

Milwaukee—Death here claimed Benjamin J. Miller, 44, secretary of the old Film Board of Trade and secretary of the local Variety tent for a number of years. Miller, a practising attorney, represented theater companies in various legal actions.

Clifford Grey, Lyricist, Dies

London (By Cable)—Clifford Grey, 54, lyricist, died Thursday at Ipswich. His lyrics have been heard in Broadway stage productions as well as in London and Hollywood has used them, too.

THE WEEK IN REVIEW

Execs. Deny Charges

By L. H. MITCHELL

PROPAGANDA PROBE: Opposition to the Senate-unauthorized probe of alleged war-mongering on the part of films was reported rising in both Senate and House. FILM DAILY survey of film critics of the country showed overwhelming majority denying industry was making war propaganda pictures. At mid-week inquiry was seen nearing the blow-up stage. Senator Sheridan Downey, D., Calif., appeared before the Committee at his own request and ripped the war propaganda charge to shreds. Nicholas M. Schenck, Loew's prexy, first industry exec. to be heard, denied all the charges of the isolationist-probers as did Harry M. Warner, prexy of Warner Bros., who followed Schenck on the stand. Charges are "reckless and untrue," Warner said. Daily newspapers of the country continued to rake the committee's "witch hunt."

* * *

UNITY PLAN: With four Allied units early in the week pledging their support to the national Board's proposal for an industry unity committee, leaders of national Allied stated that the plan, defeated at the Philly convention, was not dead. Later N. J. Allied okayed the unity plan with reservations as did Allied of Illinois . . . Allied board decided to hold four meetings annually instead of one.

* * *

STUDIO UNIONS: Seven Coast studio crafts won a 10 per cent wage increase covering a five-year period. While it was reported that 10 IATSE studio unions might walk out on the basic pact and negotiate separate contracts with the producers (with three unions holding one meeting in New York), the plan quickly flopped and the unions went into a huddle with IATSE officials in New York.

* * *

THIS AND THAT: Government, in connection with the trials of George E. Brown, IATSE prexy, and his West Coast rep., Willie Bioff, will probe IA's finances. Browne was ordered to produce the IA books and records for presentation to Federal grand jurors. . . . ITOA sought an injunction against Ascap, voiding payment of future music royalties. . . . Castle Films of New York was awarded contract for Government films by the Office of Education. . . . Gabriel Pascal signed two-year pact with RKO to produce six pix, first being G. B. Shaw's "Arms and the Man." . . . Premium service charges seen now in vogue. . . . RKO theater execs see better vaudeville as its theaters turn to "flesh" with pix.

George Hill Rites Held

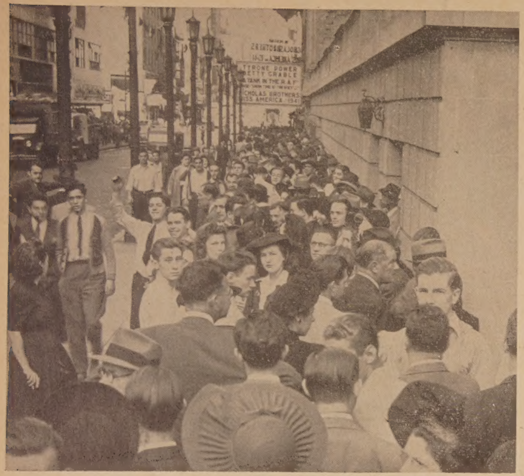
Cincinnati—Funeral rites were held Saturday for George L. Hill, 62, president of the Ernst Realty Co., operating the Liberty, Wilson and Hippodrome, Covington, Ky., who died after a lingering illness.

TRIUMPH!
the 4-theatre
2-City
World Premiere of
"A YANK IN THE R·A·F·"!
STREET
ROXY THEATRE
PROCEEDS TO THE BRITISH
NICHOL BROTHERS
ROXY
NE POWER
K IN THE R.A.F
TTY GRABLE
ER-BETTY GRABLE
SHOW TIME AT THE ROXY
ARCHIE ROBBINS - MISS AME
TYRONE POWER BETTY GRABLE
YANK IN THE R.A.F.

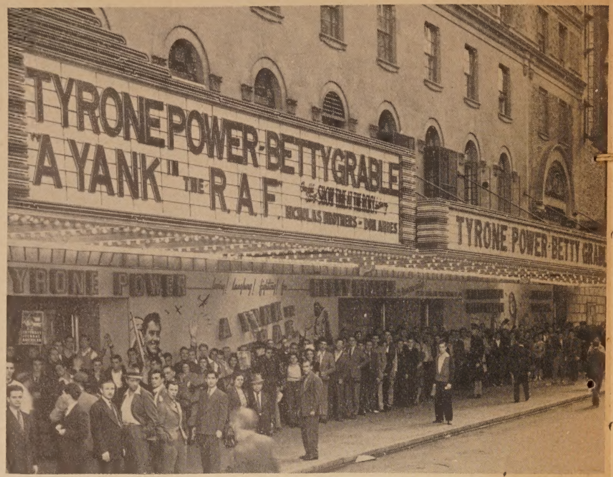
A battery of lights in front of Broadway's Roxy Theatre form a V symbolizing the boxoffice victory scored by 20th's "A Yank In The R. A. F." in its super-spectacular New York and Los Angeles openings!

Turn the page for more pictures.

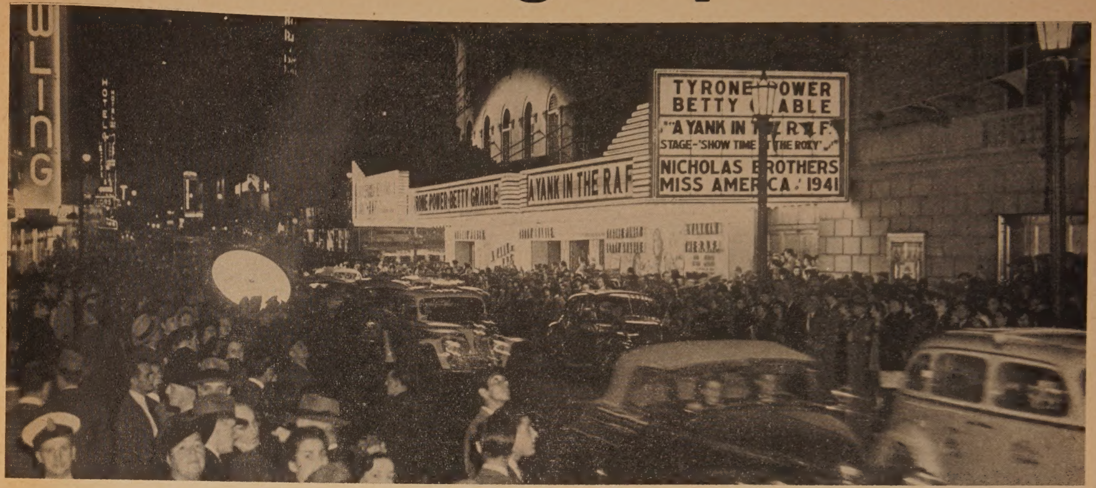
Hail "A Yank in the R.A.F."! New York Will Never Forget Opening Day!



MORNING! Tremendous turnout, unprecedented in Roxy history, greeted World Premiere of "A Yank in the R.A.F." Lines started forming at dawn Friday, waited hours for doors to open at 10 a.m.!

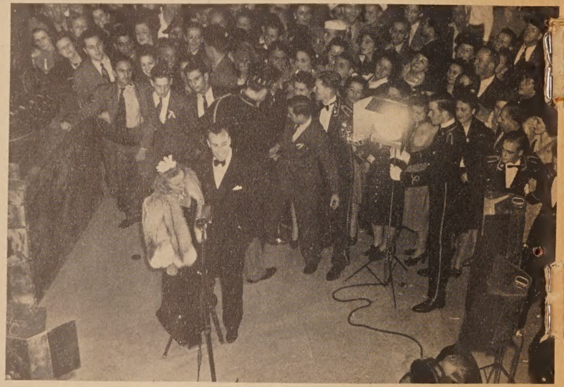

TYRONE POWER · BETTY GRABLE
"A YANK" IN THE R.A.F.
NICHOLAS BROTHERS
TYRONE POWER · BETTY GRABLE

AFTERNOON! Through the day, never-ending lines taxed augmented house-staff, jammed sidewalks, shattered attendance records. Great advance campaign had city's millions at fever pitch.


TYRONE POWER
BETTY GRABLE
"A YANK IN THE R.A.F."
NICHOLAS BROTHERS
MISS AMERICA 1941
A YANK IN THE R.A.F.

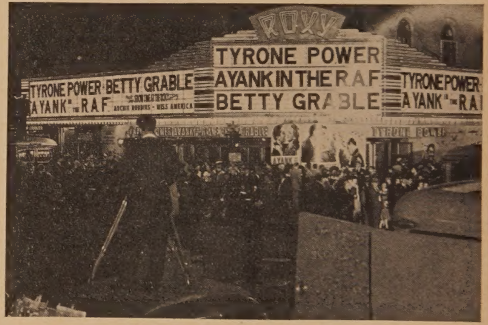
AND WHAT A NIGHT! In all its sensational highlights, Roxy opening was a terrific showmanship and boxoffice triumph! New York had never seen anything like the great show that went on outside as well as inside the theater!

BOXOFFICES HUM! Roxy's six boxoffices hummed as the eager and excited crowds stormed in, hour after hour, without let-up.



CELEBRITIES! Glamour and importance of occasion drew many famous folk to premiere. Betty Grable, Sonja Henie, George Raft, Sonny Whitney, Peter Lehman, Elsa Maxwell, and many others were interviewed. Thrilled throng listens in.

RADIO FANFARE! Program after program went on air coast-to-coast over every network. Above, "Vox Pop" broadcasting "Yank" premiere from lobby.


ROXY
TYRONE POWER
A YANK IN THE R.A.F.
BETTY GRABLE
TYRONE POWER · BETTY GRABLE
A YANK IN THE R.A.F.

NEWSREEL COVERAGE! Alert to dramatic interest of Roxy's World Premiere, newsreel cameramen grabbed footage.

CARNIVAL! First to be held on Broadway in a quarter-century, the "Yank in the R.A.F." carnival and street-dance in giant midway adjoining Roxy was smash triumph!

A YANK IN THE R.A.F.
STREET CARNIVAL
ROXY

COLORFUL! Another view of the Carnival which, together with the Midnight Ball that followed, were under the auspices and for the benefit of British-American Ambulance Corps.

HOTEL TAFT
Soda
AIR COOLED
RCA
NBC

TELEVISED! Unique tribute to news value of "A Yank in the R.A.F." premiere was presence of RCA television trucks.

$10 SHOW-DANCE CLIMAX! Topping a day and night of never-ceasing excitement, was the brilliant "Yank in the R.A.F." ball in Roxy rotunda at midnight.

TURN→

...AND ON THE COAST!

"A YANK IN THE R.A.F." SMASHES ALL RECORDS AND PRECEDENT WITH A SIMULTANEOUS WORLD PREMIERE AT GRAUMAN'S CHINESE, HOLLYWOOD...LOEW'S STATE, LOS ANGELES...AND 4-STAR THEATRE, BEVERLY HILLS!

20th CENTURY FOX

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Twilight on the Trail"

with Bill Boyd, Brad King, Andy Clyde
Paramount 58 Mins.

WELL-PRODUCED, SWIFTLY-PACED OUTDOOR DRAMA TYPICAL OF THE HIGH QUALITY OF THE "HOPALONG" SERIES.

The Harry Sherman touch,—which is to say the imparting of 24 karat production skill and resulting quality—, is present in "Twilight on the Trail." Film has, in addition to exciting situations, hard-riding, et al, some good melodies of the prairie type instrumentally rendered and crooned by the Jim Wakely Trio.

In keeping with other Sherman-concocted drama of the great open spaces, the direction by Howard Bretherton is smooth and the photography, often magnificent scenically by virtue of the selected backgrounds, is standout. Screenplay by J. Benton Cheney, Ellen Corby and Cecile Kramer, tells of a rancher whose cattle mysteriously disappear without as much as a trace.

He sends for Bill Boyd (Hopalong Cassidy) and the latter, aided by Brad King and Andy Clyde, set out to solve the puzzle. Boyd and Clyde, the latter in his amusing assignment as "California," locate the rustlers' hideout,—a streamside cabin so arranged that their horses and the stolen stock can be driven into a secret valley.

When the two sleuthing heroes are captured and bound in the cabin, matters look bleak for their safety, but Boyd manages to cause a bottle to break, cuts his bonds, and then with Clyde also free and Brad King arriving as reinforcements, the rustlers are mopped-up. Cactus-drama enthusiasts will get plenty of thrills and action in this one, which, with its companion films of the "Hopalong Cassidy" series, assure exhibitors and their customers of tingling spines in 1941-42 season.

CAST: Bill Boyd, Brad King, Andy Clyde, Jack Rockwell, Wanda McKay, Norma Willis, Robert Kent, Tom London, Frank Austin, Clem Fuller, Johnny Powers, and Jim Wakely Trio.

CREDITS: Producer, Harry Sherman; Director, Howard Bretherton; Sound, Chas. Althouse; Associate Producer, Lewis J. Rachmil; Photography, Russell Harlan; Assistant Director, Glenn Cook; Film Editor, Fred Feitshans; Screenplay, J. Benton Cheney, Ellen Corby, Cecile Kramer.

DIRECTION, Firm. PHOTOGRAPHY, Fine.

Himber to Appear in "U" Short

West Coast Bureau of THE FILM DAILY

Hollywood—Band Leader Richard Himber has been signed for a Universal short subject. He opens at Edgewater Beach Hotel, Chicago, Nov. 1.

James G. Morton, Actor, Dies

James G. Morton, 84, retired actor, died Thursday in the Kings County Hospital. Funeral was held Saturday noon under auspices of the Actors' Fund of America.

Buys Daphne du Maurier Novel

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount has bought the rights to Daphne du Maurier's "Frenchman's Creek" for which five other studios were also bidding.

"Secrets of the Wastelands"

with Bill Boyd, Brad King, Andy Clyde
Paramount 66 Mins.

FRESH STORY WHOSE PLOT AND ACTION SET IT CLEARLY ABOVE RUN-OF-MINE CACTUS DRAMAS.

Getting a sagebrush script with some modicum of originality has long been a problem to the producer of westerns.

But "Secrets of the Wastelands" does get away from the cut-and-dried type of story in recounting Hopalong Cassidy's arrival in a small town on the edge of a desert to accompany a party of archeologists on an expedition, the aim of which is to explore the remains of an ancient walled city which stands stark and silent in the sea of sand. There are two factions which attempt to break up the enterprise,—one a group of crooks who suspect that hidden riches lurk in the ruins, and a clique of Chinese, whose "agents" succeed in impeding the argosy of "Hoppy" and the archeologists.

The motives of the two factions are diametrically opposite, the former seeking loot while the other only privacy, for the Chinese have set up a Utopian settlement in a hidden, fertile valley beyond the ruins. Bill Boyd, as "Hoppy," has to contend with the actions of both groups, the Chinese kidnapping the daughter of the chief archeologist as well as mysteriously ridding the expedition of its essential drinking water. At the finale, Boyd, aided by King, Clyde, and eventually the Chinese, unmask the evil designs of the villain faction which wants to file a claim on the hidden valley. Needless to record, Boyd sees that the Chinese get their land title.

There is swift action and a heavy aura of mystery throughout the proceedings. Derwin Abrahams does a good job of direction, and Russell Harlan of the photography. All in all it is a neat and exciting film.

CAST: Bill Bovd, Brad King, Andy Clyde, Barbara Britton, Douglas Fowley, Keith Richards, Soo Young, Gordon Hart, Hal Price, Lee Tung Foo, Earl Gunn, Ian McDonald, John Rawlings, Richard Loo, Roland Got, Jack Rockwell.

CREDITS: Producer, Harry Sherman; Director, Derwin Abrahams; Sound, Chas. Althouse; Associate Producer, Lewis J. Rachmil; Photography, Russell Harlan; Assistant Director, John Sherwood; Film Editor, Fred Feitshans, Jr.; Screenplay, Gerald Geraghty.

DIRECTION, Good. PHOTOGRAPHY, Ditto.

Richard Bennett in Comeback?

West Coast Bureau of THE FILM DAILY

Hollywood — It is believed that Richard Bennett will be signed by Orson Welles to play the role of Major Amberson in Booth Tarkington's, "Magnificent Ambersons," which he will produce for RKO.

'Honky Tonk' at 214% of Normal

World premiere of "Honky Tonk" at Loew's State, St. Louis, returned the year's biggest week-day opening at the house and one of the largest grosses in the history of the theatre. M-G-M reported over the week-end. The box-office recorded 214 per cent of normal business for the day.

"Stick to Your Guns"

with Bill Boyd, Brad King, Andy Clyde
Paramount 63 Mins.

SWIFT-MOVING WESTERN WHICH PACKS ELEMENTS ESSENTIAL TO ENTERTAIN THE OUTDOOR FANS.

Bark of six-shooters, bad blood among the members of a cattle-thieving gang, and the heroics of Bill Boyd in stamping out the rustlers in their hideaway in the Black Buttes stud this chapter of the Hopalong Cassidy adventures. Boyd and his pal, Andy Clyde, essay to act as one wing of a pincer movement to bag the mob, while Brad King and the boys of Bar-20 Ranch handle the other flank.

Bill and Andy get to their objective first and join the villains, Boyd posing as a notorious outlaw to work his way into the confidence of the rustlers. By boring from within, and awaiting the reinforcements headed by King, the Boyd-Clyde duo succeeds in sowing dissension among their prospective quarry, and also sowing the seeds of suspicions as to their identity. But after a smoke signal is wafted skyward by Boyd, the Bar-20 contingent gets on the track and wipes out the cattle thieves, but not until after the rescuing party is subjected to attack from ambush.

Jacqueline Holt is cast as the niece of an aged trail boss, and is the heart interest. Cast plays with keen realism. As is characteristic of all Harry Sherman-produced sagebrush sagas, "Stick to Your Guns" has headlong momentum and fine scenic background. Outdoor pic devotees will like this one. Lesley Selander handles the direction neatly, and Russell Harlan's photography is deft and well-conceived.

CAST: William Boyd, Brad King, Andy Clyde, Jacqueline Holt, Henry Hall, Joe Whitehead, Bob Card, Jimmy Wakely, Johnny Bond, Dick Rinehart, Jack Smith, Jack Trent, Homer Holcomb, Tom London, Mickey Eissa.

CREDITS: Producer, Harry Sherman; Director, Lesley Selander; Sound, Chas. Althouse; Associate Producer, Lewis J. Rachmil; Photography, Russell Harlan; Assistant Director, Glenn Cook; Film Editor, Earl Moser; Screenplay, J. Benton Cheney.

DIRECTION, Solid. PHOTOGRAPHY, Deft.

Arliss Fined for Failure To Register U. S. Stocks

London (By Cable)—George Arliss, as a result of neglecting to register U. S. and Canadian securities with the Bank of England, was fined £4,500 (approximately $18,000) plus 10 guineas ($42) court costs, after having pleaded guilty, "subject to mitigating circumstances."

Securities which he failed to record amounted in value to about $52,000 in U. S. currency. He told the Court he had left most of his financial matters in the hands of a New York agent because "I had what I call my own business to attend to."

Eugene Walter, Dramatist, Dies

West Coast Bureau of THE FILM DAILY

Hollywood — Eugene Walter, 67, noted playwright and scenarist, died here Friday after an illness of one year.

"3 Sons O'Guns"

with Wayne Morris, Irene Rich,
Marjorie Rambeau
Warner Bros. 65 Mins.

DAFFY COMEDY ABOUT KIND-HEARTED WIDOW WITH THREE SLAP-HAPPY SONS THAT NEVER JELLS.

Comedy yarn about efforts of Irene Rich to run a home for her slap-happy sons is pretty feeble stuff. Conducted along the harum-scarum lines of the carefree family made famous in "You Can't Take It With You," the film rarely flashes any real humor.

The boys are played Wayne Morris, who prefers his cornet to a job; Tom Brown, who enjoys the role of a fight manager; and William T. Orr, who imagines he is an actor. Meanwhile, a wealthy man, Moroni Olsen, would like to marry Miss Rich, who is always worried about her boys.

Situation unravels for a happy solution when the lads get called by the draft. Best performances are given by Miss Rich and Marjorie Rambeau as the aunt with the acid tongue. Director Ben Stoloff had a weak script to work with and it is reflected in his direction.

CAST: Wayne Morris, Marjorie Rambeau, Irene Rich, Tom Brown, William T. Orr, Susan Peters, Moroni Olsen, Barbara Pepper, John Kelly, Fritz Feld, Charles D. Waldron, Charles Halton, Florence Shirley, William Davidson, Frank M. Thomas.

CREDITS: Director, Ben Stoloff; Screenplay, Fred Niblo, Jr.; Cameraman, Arthur Todd; Film Editor, Terry Morse.

DIRECTION, Adequate. PHOTOGRAPHY, Good.

Celler in Radio Blast At Propaganda Probe

(*Continued from Page* 1)

discussing the industry investigation.

Celler charged that while investigation of American-made films is being made, no member of the Committee has objected to the Nazi propaganda films now being shown in the United States.

The Brooklyn Congressman declared that approximately 50 Nazi newsreels and 120 movie shorts are released each year by the Universal Film Aktiengesellschaft, an American subsidiary of the Germany film monopoly which was not affected by the Presidential order closing Nazi consulates and propaganda agencies.

"There are at least eight Nazi picture houses in New York City," he said. "Other cities where the Third Reich is constantly glorified are Chicago, St. Paul, Milwaukee, San Francisco, and Boston. Yet not a peep out of the film inquisitors. American films are completely banned in the Reich. That did not get a rise out of the backers of the inquiry nor did it even induce any of them to ask for retaliation and embargo against Nazi film propaganda."

Thomas Hyland Stricken

Ludlow, Mass.—Thomas J. Hyland, 47, who for many years operated the Lyric Theater here, died suddenly of a heart attack.

Zanuck Defends Industry's Portrayal of Nazis

"Duty of Every American To Support the President And Congress,"—Zanuck

(Continued from Page 1)

Senate Interstate Commerce subcommitte here Friday.

Zanuck, a lieutenant colonel in the Signal Corps Reserve, tore into charges that the industry is guilty of war-mongering and told the subcommittee, further, that there was evidence to establish "the unfairness of the methods used in this hearing."

Zanuck began his testimony by citing his origin in the small town of Wahoo, Neb., and the fact that all his grandparents were born in the United States and were life-long members of the Methodist church. He pointed out that he enlisted as a private in the first World War, and drew a tremendous hand from the audience when he told how he rose to the "Rank of Private First Class".

"Senator Nye, I am sure will find no cause for suspicion of alarm in that background," the 20th-Fox exec. said, hitting back at Nye's recitation of industry members of foreign extraction.

And Zanuck minced no words in telling the committee of his position on the International situation, declaring:

"In respect to my personal opinion regarding the entry of the United States into the war at the present time: I want to say, first, that no man who was in France during the last war can look upon war with anything but the deepest abhorrence.

"I wish our country would never have to fight another war. I want this country to go to war only if it is an absolute necessity, either to defend ourselves now or to prevent a future attack.

"In this time of acute national peril, I feel it is the duty of every American to give his complete co-operation and support to our President and our Congress. To do everything to defeat Hitler and to preserve America. If this course of necessity leads to war, I want to follow my President along that course."

In reply to charges that the Government had asked producers to make propaganda pictures designed to arouse a war spirit, Zanuck declared flatly, "That is not so."

He said the industry has been asked to make training pictures for the Army, and had done so without cost as a matter of patriotic duty.

"I am happy to state the Chief of Staff, General Marshall, has told me that these films have done an immeasurable amount of good in saving man-power, material and time in organizing the defense of America". he added.

In reply to Senator Nye's charges that 20th Century-Fox has made propaganda films, Zanuck said he supposed Nye referred to "Man Hunt" and "The Man I Married", pointing out that the former first appeared in book form and later in serial form in the Atlantic Monthly, and that the latter had appeared both in book form and in Liberty magazine before it was put on the screen.

"To condemn the motion picture industry for dealing with subjects as timely, as vital and as important as the current upheaval in the world is to subject the industry to an impossible censorship," he said. "It would deny us access to the same vital developments which today fill our newspapers, magazines, books, the radio, and the stage. It would prevent us from giving to the people of America subjects that fill their newspapers, their books and their minds. It would leave the American motion picture as worthless and sterile as those made in Germany and Italy.

"The daily newspaper has always furnished me and my associates ideas for motion pictures. I made the first gangster pictures which helped uncover the rottenness of the underworld in our various cities. Perhaps some of you saw 'Public Enemy No. 1' which was the first expose on the screen of the underworld. We received many protests against that film. I suppose the underworld thought this was unfair propaganda against the gangster, just as some now feel our was pictures are unfair propaganda against Hitler.

"Hollywood didn't create the underworld, nor did it create Hitler and the Nazis. We have portrayed them no differently than they are pictured daily in newspapers, magazines books and all other mediums of expression. In fact we have merely portrayed them as they are."

Zanuck pointed out that the pictures in question are only a small fraction of the Hollywood output, and that nothing has been said about the large number of patriotic and religious films the industry has been turning out each year.

The production exec. cited the charged by Senators Nye and Bennett C. Clark that 20th Century-Fox had sabotaged "The Great Commandment" and pointed out that far from being sabotaged, the picture has been released and is now being shown.

"The fact that both Senators Nye and Clark have taken pains to put this charge into the record without the slightest attempt to secure facts, easily available to them which utterly refutes their charge, indicates the unfairness of the methods being used in this hearing," Zanuck asserted.

He said experience with "Brigham Young" taught the studio the public was not in the mood to patronize a religious picture. He said an elaborate world premiere was staged at the Uptown Theater in Kansas City, and despite the build up, "the box office result of this showing was the most pitiful in the history of the Uptown Theater."

Zanuck declared his company has an investment of $200,000 in "The Great Commandment" and despite unusual effects has received back less than $33,000 from American showings.

Zanuck called attention to Sen. Bennett Clark's testimony "that our industry was determined to wreak vengeance on Hitler by plunging this nation into war on behalf of another ferocious beast, referring to Stalin", and replied pointedly:

"Undoubtedly, Senator Clark has overlooked the fact that Stalin and Hitler were pals, joined in a non-aggression pact at the very time all of the pictures belaboring the totalitarian ideology were being made."

In a stirring extemporaneous tribute to the industry, which brought tears to the eyes of some of the "old timers" present, Zanuck closed in a blaze of glory.

During his oration one could have heard a pin drop in the immense hearing room, and at its conclusion, Chairman Clark said, "Mr. Zanuck, you are not only a great creative artist, but also a very beautiful speaker and cultural force."

In the speech, Zanuck explained how he had first been resentful at the hearing and then his anger cooled, because it gave him this opportunity to explain how proud he was to be a part of the industry.

He reviewed the history of the industry from the old nickelodeon through the "Birth of a Nation," to "The Covered Wagon" and "The Big Parade," to the "Jazz Singer" and on down through "Gone With the Wind" and "The Grapes of Wrath."

"And I look back and recall picture after picture so strong and powerful they sold the American way of life to the entire world," Zanuck said.

"And I am sure that when the whole celluloid record is put before the world you are going to agree with the people of America. We have grown only because the people have let us."

The hearing developed a lighter vein when Sen. Clark, trying to cross-examine Zanuck, quoted Harrison's Reports on "Four Sons" and revealed that he thought that Eugenie Leontovich, the star of the picture, was the name of the family in the picture.

Later on, Zanuck disagreed with something Harrison's Reports said, and Clark took exception to his disagreement. The audience rocked with laughter when Zanuck replied:

"But you're reading what he said about it. I'm telling you what was in the picture."

Clark was reading from the Reports in an effort to prove the picture contained propaganda.

It was at this point that Zanuck commended to Clark's attention the telegraph poll by THE FILM DAILY which showed that the critics thought the pictures listed contained no propaganda.

"THE FILM DAILY has been a leading trade publication for 22 years, and I commend their poll to your attention," Zanuck said, and continued to read the poll results, as published last Tuesday.

In reply to previous contentions independent producers could not obtain stars unless the major studios would loan them, Zanuck placed in the record a list of more than 300 stars who could be obtained by anyone.

Senate Probers to View Seven or Eight Pictures to be Chosen by the Industry

Washington Bureau of THE FILM DAILY

Washington—The industry scored a point Friday when, at the request of Darryl F. Zanuck, 20th-Fox production head, the Senate Interstate Commerce sub-committee agreed to view seven or eight pictures to be selected by the industry in addition to as many others which the committee will choose from the list of those features charged to contain war propaganda.

Zanuck told Chairman D. Worth Clark that the request was made that the committee might get "a proper perspective" of what the industry is doing, and Clark promptly agreed this was an "excellent" idea.

Wendell L. Willkie, industry counsel, said the selected pictures would be made public without delay.

Few Questions Asked Of Balaban at Probe

(Continued from Page 1)

a few feeble efforts to interrogate Balaban, but finally explained that he had secured from other witnesses all the information he needed.

In reply to one question by Clark why Paramount hadn't made any of the pictures of the type complained of, Balaban explained it was simply because his studio hadn't the manpower to produce pictures of this type, and that they had decided to continue making the lighter type.

With that, Clark apologized that the Paramount exec. had been kept so long and then called upon to testify so briefly.

After Balaban, the hearing deteriorated still further into a discussion as to whether the British Purchasing Agency is employing racial prejudice in hiring its employes. Sen. Ernest W. McFarland finally left in disgust, explaining he had to catch a train.

Showdown on Probe May Go to Full Senate

Poll Gets Stellar Probe Role

Zanuck Reads Critics' Vote; Clark Blushes

(*Continued from Page* 1)

published last Tuesday, the critics overwhelmingly voted that there was no war-mongering by the industry.

Zanuck read the questions and the answers of the critics, and, concluding, paused for a reply, but Chairman D. Worth Clark merely blushed and quickly changed the subject.

THE FILM DAILY again figured in the hearing when Sen. C. Wayland Brooks, R., Ill., who had been reading a copy of the paper during the hearing, called Barney Balaban's attention to an item stating that attendance at showings of Warners' "Underground" had spurted as result of the hearings and asked Balaban if he didn't have some picture for which he wanted to get some publicity.

Balaban mentioned Bob Hope's "Nothing But the Truth" and said he thought this would be one of the best of year.

In line with the humorous situation which presented itself when it developed the Committee was straining to keep Balaban on the stand long enough to justify having called him, Austin Keough, Paramount counsel, laughingly told the Committee:

"We are disappointed that we are getting last billing like this." It was then Brooks made his reference to THE FILM DAILY item and asked Balaban if he had a picture he wanted to plug.

Audit & Control Com'tee Charts Its Course Today As to Probe's Expenses

(*Continued from Page* 1)

reached. There is serious doubt there ever will be another formal session.

If any further tip-off was needed that the inquiry was heading for the final curtain it came Friday when the sub-committee's chairman, Sen. D. Worth Clark, D., Idaho, tacitly admitted that he didn't know of any further line of attack while Prexy Barney Balaban of Paramount was on the stand. Balaban was excused in a hurry.

Continuation of the probe faces a dual threat, first, from Senate Audit and Control Committee, which will meet today to chart its course on the inquiry's expenses, and secondly, from Sen. Ernest W. McFarland, D., Ariz., who on Friday threw the hearing into an uproar by accusing the sub-committee of trying to sabotage the President's foreign policy under guise of the investigation.

Asks Submission To Senate

McFarland, in a heated exchange Friday with Chairman Clark, challenged the latter to submit to the entire Senate the question of continuing the inquiry and told Clark that he was confident at best only 18 members of the upper chamber would vote to continue it.

"The Commiteee will engage in debate with you on the floor of the Senate and not before", the chairman replied.

Thus, apparently, the way was paved for a possible show-down in the Senate itself, despite the fact that an array of other witneses await the committee's call—among them Will H. Hays, MPPDA prexy.

McFarland, whose ire particularly had been aroused by questions by Sen. Charles W. Tobey, R., N. H., involving charges of racial bias on the part of the British Purchasing Mission here, tossed a second verbal hand grenade at his fellow committeemen with the threat to have the House Dies Committee investigating un-American activities probe certain charges laid before the Senate group. Asserting the charges only could have the result of arousing race prejudice, McFarland also demanded:

"Who gave Senator (Gerald P.) Nye information the Government has tried to dictate the making of propaganda films?"

Hot tilts between Tobey and Clark on one hand, and McFarland on the other, on the question of race prejudice, featured the morning session Friday.

McFarland Takes Tobey to Task

The quarrel was started when McFarland read a letter from the British Embassy denying charges that the British mission had refused to hire Americans of German, Irish, or Jewish origin.

McFarland, Pix's Friend At Inquiry, in Hot Tilts With Both Clark and Tobey

McFarland took Tobey to task for the statement, adding:

"Such statements create race prejudice along the lines of the speech of Lindbergh, and I want to say here and now, that America is composed of all races, but above all we are all Americans, and we don't believe in racial prejudice. There is more harm in that in anything you can do."

Tobey said he concurred with McFarland in not wanting racial prejudice. "If the charges are true, it is these people who are fomenting the prejudice" he said, adding that he would produce witnesses later.

Here McFarland broke in to ask Tobey if he concurred in the racial prejudice implications of Senator Nye's testimony.

Chairman Clark cut in at this point, saving Tobey the trouble of answering. He said he resented implications that Nye had appealed to race prejudice.

"And Senator Nye will answer you on the floor," he added.

"I'll be mightly glad to meet you there" McFarland declared, "because I won't be by myself."

Stahlman on the Stand

The first witness of the day was publisher James G. Stahlman of the Nashville Banner, former president of the American Publishers Association who was called in to testify on charges by Jimmie Fidler, and subsequent denial by Howard Dietz, that M-G-M had tried to censor Fidler's column.

Stahlman testified that after the appearance of the Fidler attack on "Marie Antoinette" and the admitted threat by the local Nashville Theater manager, advertising was withdrawn from the Banner. He disclosed a letter he wrote to Will H. Hays in protest, but admitted that the advertising was restored before the letter reached the Hays office.

Stahlman, now on Navy duty here, also revealed a letter from the McNaught syndicate to the effect M-G-M had asked for a list of all papers carrying Fidler's column, and indicating strong belief that the organization felt M-G-M was trying to censor Fidler at that time. The letter said the syndicate, however, had received no cancellation.

Such Trouble Not Unusual

Under cross-examination by Sen. McFarland, Stahlman admitted it is not unusual to have trouble with advertisers.

"We have trouble every day," he conceded, "every publisher does."

In reply to the examination of Stahlman, Dietz issued a statement in which he said:

"It's a tempest in a teapot, a mountain out of a molehill or choose your own cliche. I never wrote to the Banner, M-G-M never withdrew advertising. The postscript in Mr. Stahlman's letter to Will Hays, explaining the controversy had been straightened out, bears out what I say. His complaint died a-borning before his letter was even mailed. M-G-M stands shoulder to shoulder with Mr. Stahlman fighting for the freedom of the press. And let's have freedom of the screen also."

Inquiry Attempts to Tell U. S. What to See and Read—Willkie

Washington Bureau of THE FILM DAILY

Washington—Wendell L. Willkie, industry counsel, in a statement Friday charged that the Senate subcommitte's inquiry into alleged film war propaganda "is one of the first attempts in America to suggest to the American people what they should read or see."

Willkie commented that out of 40 American "best sellers" during the past two years 36 might be termed anti-Nazi or pro-British, while only four—Hitler's "Mein Kampf", Anne Lindbergh's "Wave of the Future", Gottfried Leske's "I Was a Nazi Flier" and Rene de Chambrun's "I Saw France Fall"—"could be said to be sympathetic towards Hitler, Nazism or Fascism".

"Unless the day comes in this country, as in Germany, when the public is denied the force of its own opinion and is compelled to witness praise for all that is contrary to its fundamental concepts of freedom and justice, the 'other side' of Nazism will never be accepted literature and will never be produced for exhibition by American motion picture companies," said Willkie.

Now Wheeler Would Probe Willkie's Business Ties

An investigation into the business connections of Wendell L. Willkie, industry counsel, was urged by Sen. Burton K. Wheeler, D., Mont., chairman of the Senate Interstate Commerce Committee, speaking at an Oakland, Calif., America First rally. Said Wheeler:

"I make no accusation about Willkie's patriotism, but the record should be examined."

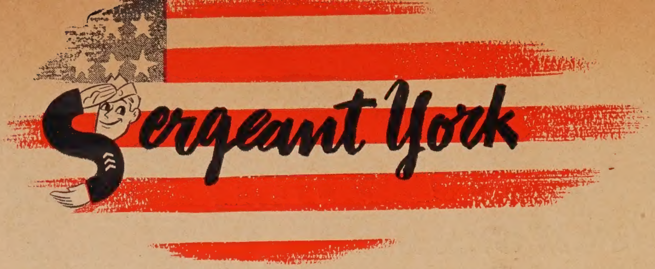
ACLU Warns Clark of Danger Of Investigating Motives

The American Civil Liberties Union, in a further exchange of correspondence with Sen. D. Worth Clark, D., Idaho, chairman of the Senate Interstate Commerce subcommittee's war prapaganda inquiry, warned against the danger of investigating motives.

Sen. Clark had written that "motives are often indeterminate things and can easily obscure issues"; but since "motion pictures are supposedly made to entertain, and since many of them are obviously not ententainment but propaganda, it is difficult to separate motives from the end results in this case." If pictures are propaganda pictures, the Senator added, "then we are immediately confronted with the question as to why they are propaganda, and the motives behind them become extremely pertinent to the issue."

The Union, through its board chairman, The Rev. Dr. John Haynes Holmes, in the latest letter pointed out that a large part of the political influence of the films is attributable to newsreels, and that while the motion picture industry is primarily engaged in film entertainment, it also deals with themes reflecting political, economic or social philosophies. Any form of serious entertainment, the Union said, almost inevitably reflects some point of view, and a charge of deliberate propaganda can be brought only where one tendency is evident in the selection and handling of themes.

The Union emphasized the danger of confusing motives with facts, saying "the facts ought to speak for themselves without invading such debatable territory" as motives. The Clark investigating committee, the Union pointed out, is itself not above criticism in some quarters as to motives in making the film inquiry, apart from its justification on the face of the resolution.



GARY COOPER in "SERGEANT YORK"
Walter Brennan • Joan Leslie
George Tobias • Stanley Ridges
A Howard Hawks Production

Original Screen Play by Abem Finkel & Harry Chandlee
and Howard Koch & John Huston
Based Upon the Diary of Sergeant York
Produced by JESSE L. LASKY and HAL B. WALLIS
Music by Max Steiner • A Warner Bros.-First Nat'l Picture

IN NASHVILLE, TENN., "SERGEANT YORK" IN ITS FIRST WEEK GROSSED 82% MORE THAN "THE FIGHTING 69TH"!

OCT 4 '41

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 64 NEW YORK, TUESDAY, SEPTEMBER 30, 1941 TEN CENTS

40 GROUPS ORGANIZE TO FIGHT FILM PROBE

U.S. Indicts Two More IA Leaders for Extortion

New True Bill Names Nick Dean and Louis Kaufman; Further Action is Hinted

An indictment which boosted the computed extortion total of $550,000 to "upwards of $1,000,000," was voted yesterday by a Federal Grand Jury against Nick Dean, also known as Nick Circello, and Louis Kaufman. The jurors' report was termed "partial," hinting at further action.

The indictment accused George E. Browne, IATSE prexy, and William Bioff as co-conspirators in charges

(*Continued on Page* 10)

Intermediary Price Subject to Top Tax

Cleveland—Exhibitors here learned yesterday at the CMPEA meeting that for Federal tax purposes, an intermediary price is interpreted as a reduced price and therefore subject to top adult admission tax, by ruling given by the Internal Revenue Bureau in Washington and concurred in by local revenue officials.

At a previous meeting of the association Friday argument arose

(*Continued on Page* 8)

Sargoy Copyright Report Ready for Bar Association

Indianapolis—A number of issues affecting the motion picture industry will be included in a report to be presented by Edward A. Sargoy, general counsel of the Copyright Protection Bureau, at the annual

(*Continued on Page* 10)

'Yank' Smashes Roxy Record for Week-end

Week-end records established over a period of 14 years at the Roxy were shattered by "A Yank in RAF," according to 20th-Fox officials. Three-day attendance was 103,532 with a gross of $42,013. Previous record for same period was held by "Alexander's Ragtime Band," which grossed $41,669 and drew 98,393 persons.

SWG Calls All-Industry Hollywood Meeting To Combat Senate Inquiry's Misinformation

West Coast Bureau of THE FILM DAILY

Hollywood—The Screen Writers' Guild has called for a mass meeting this week of representatives of the Screen Actor's Guild, Screen Directors' Guild and executive and artist groups from every branch of the motion picture industry for the purpose of taking immediate action on the Wheeler-Nye Senate film probe in Washington.

Sheridan Gibney, SWG president, in his call stressed that there was a growing feeling among Hollywood people that the motion picture industry should take affirmative steps to counteract the unfavorable publicity it is receiving as the result of misinformation emanating from the Senate committee's investigation. Plans call for a forum with speakers from each branch of production.

Gibney said that both Wendell Willkie and Mendel Silberberg, attorney, speaking for the film producers, had expressed their enthusiastic approval of the mass meeting.

RKO Mexican Office Closed by Strikers

Strike against the distributors in Mexico by the Motion Picture Workers Union continued unabated as the union added RKO to the list of companies already shut down. M-G-M, Columbia and Warner Bros. have been closed by the union in the impasse over the new contract.

All companies have served notice

(*Continued on Page* 4)

Penn. Theater Polio Ban Stays at Least a Week

Harrisburg, Pa.—While the State Health Department lifted the quarantine for infantile paralysis to permit children in the counties affected to return to school yesterday

(*Continued on Page* 10)

Philly Allied Okays Amended Resolution

Philadelphia — Allied's Eastern Pennsylvania unit yesterday unanimously approved the national organization's unity resolution, eliminating, however, the third paragraph which provided for the consideration of an all-industry organization.

The membership also gave a unan-

(*Continued on Page* 4)

Broad Theater Arbitration Hearing Starts in Philly

Philadelphia—Hearing on the arbitration case filed by the Broad Theater against Paramount, RKO and Warner Bros. started yesterday. Named as intervenors are the Stan-

(*Continued on Page* 11)

Gross Tax Urged in St. Louis

Aldermanic Measure Provides for 1% Levy

St. Louis—A bill to tax gross receipts of all theaters one per cent has been presented to the Board of Aldermen by Alderman Edward L. Duke. Apprehensive of the measure which would levy an additional one per cent on tickets, on top of the increased Federal and State taxes, the bill is being fought by

(*Continued on Page* 4)

306-Harris Arbitration Restrained by Court

N. Y. Supreme Court Justice Peter Schmuck yesterday blocked an attempt of Local 306, Operators, to arbitrate an increase in wages for projectionists employed by the Harris

(*Continued on Page* 10)

Stop Film Censorship Com. Formed to Operate On Nation-Wide Scale

A national drive against the operations of the Nye-Wheeler-Clark committee's war propaganda probe was launched yesterday by representatives of more than 40 organizations at a meeting in the Martin Beck Theater. A resolution condemning the Senate sub-committee was passed unanimously and a permanent organization to be known as the Stop Film Censorship Committee was set up.

Frank Gillmore, president of the Associated Actors and Artistes of

(*Continued on Page* 10)

Senate Audit Com. Probe Curb Fades

By OSCAR HUME

Washington Bureau of THE FILM DAILY

Washington—With reports of behind-the-scenes maneuvering rife, the Senate Audit and Control Committee not only failed to meet as anticipted yesterday to consider possible limitation of expenditures by the Interstate Commerce sub-committee investigating film war propaganda charges, but from the office of

(*Continued on Page* 11)

Unions—Producer Talks Resume Under IA Auspices

Primary negotiations between producers and the Hollywood IA craft locals resumed yesterday at Pat Casey's office with two IATSE

(*Continued on Page* 10)

Calif. Labor Blasts Senate Film Probe

San Francisco—State labor convention passed a resolution condemning the Senate sub-committee movie investigation, terming it: "A blow at culture . . . breeding of racial discontent . . . and a threat to liberty, free thought, and free speech."

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. 1. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, Sept. 29)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅝	9⅝	9⅝	+ ⅜
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	142¾	142¼	142¾	+ ½
do pfd.	....	....	....	.....
Gen. Th. Eq.	13⅜	13⅜	13⅜	— ⅛
Loew's, Inc.	37	36⅞	36⅞	+ ¼
do pfd.	....	....	....	.....
Paramount	14⅝	14⅜	14⅝	+ ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	....	....	....	.....
Pathe Film	14⅜	14⅜	14⅜	.....
RKO	3¼	3¼	3¼	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¾	8½	8¾	+ ¼
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	148	147¾	147¾	— ¼
Warner Bros.	5⅛	5⅛	5⅛	.....
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Keith B. F. ref. 6s46	....	....	....	.....
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	99¾	99½	99¾	+ ¼
Warner Bros.' dbs. 6s43	96½	96½	96½	.....
NEW YORK CURB MARKET				
Monogram Picts.	1	1	1	— ⅛
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	9½	9½	9½	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	68	71
Roxy Thea. Bldg. 4s 1st '57	59	63

Para. "Dawn" Going Strong

Paramount's "Hold Back the Dawn" is topping receipts of all Paramount hits with the possible exception of "Caught in the Draft" in its early key city engagements, the home office reported yesterday.

WB Tradeshowing Three

Warners will tradeshow "One Foot in Heaven," "The Maltese Falcon" and "The Prime Minister" throughout the U. S. Oct. 6-7. Screening on the 7th will be restricted to Charlotte, N. C.

Pathe Film Stockholders To Okay Stock Exchange

Pathe Film Corp. stockholders, meeting tomorrow, will okay the company's plan to exchange its holdings of E. I. du Pont Film Manufacturing Corp. common for shares of E. I. du Pont de Nemours & Co. common and to dissolve Pathe Film. Under the proposal, Pathe will transfer 3,500 shares of du Pont Film to E. I. du Pont, receiving in return 56,750 shares of E. I. du Pont common stock.

In the dissolution of Pathe, holders of 7,469 shares of preferred stock will receive from current cash resources payment of $100 per share plus accrued dividend. Holders of each share of Pathe common will receive one share of E. I. du Pont common for approximately each 10.3 shares of Pathe held.

The share of du Pont Film and cash constitute virtually the entire assets of Pathe. Upon conclusion of the exchange, E. I. du Pont de Nemours & Co. will have 100 per cent of the du Pont Film stock.

Warner Circuit Publicists Huddle at the Home Office

Warner circuit publicity men attended a meeting yesterday at the home office where they were addressed by Joseph Bernhard, circuit chief, on plans for the forthcoming year. Special campaign for "One Foot in Heaven" was outlined by Charles Einfeld and Mort Blumenstock.

Publicity men on hand were: Joe Feldman, Pittsburgh; Everett C. Callow, Philadelphia; Don Finn, New Haven; Robert Baskow, Newark; Charles Smakwitz, Albany; Larry Stein, Chicago; and Marcel Brazee, Milwaukee. The publicists returned to their respective posts following the meeting.

Halpern at Parris Island To Direct Pix for Marines

Parris Island, S. C.—Lieut. William A. Halpern, USMC, is on temporary duty with the 2nd Defense Battalion here to make a training film for the Marine Corps on the "Organization of a Base Defense Battalion" and to shoot introductory scenes for a new Marine Corps two-reeler, "Semper Fidelis." Former is intended primarily for Marine Corps officers, the latter for public exhibition.

"York" Breaks 13-Year Record

West Coast Bureau of THE FILM DAILY

Hollywood — "Sergeant York" smashed a 13-year business figure at the Warner Hollywood and Downtown Theater in Los Angeles when it wound up its first week's run at the two theaters with a combined gross of $53,508.

"My Gal Sal" Deferred

West Coast Bureau of THE FILM DAILY

Hollywod—With Alice Faye heading for maternity and a year's absence from the screen, 20th-Fox has deferred "My Gal Sal."

SMPAD Committees Named By President Wiard Ihmen

West Coast Bureau of THE FILM DAILY

Hollywood—Wiard B. Ihmen, President of the Society of Motion Picture Art Directors has appointed the following committees:

MEMBERSHIP: Robert Usher, Para.; Robert Haas, Warners; (Jack Holden, Alt.), Warners; Perry Ferguson, Goldwyn; Robert Peterson, Columbia.

CO-ORDINATING: Stan Rogers, Metro; Maurice Ransford, 20th-Fox; Charles D. Hall, Roach; Perry Smith, Columbia.

BY-LAWS: Hugh Reticker, Warners; Rudolph Sternad, Columbia; McClure Capps, Goldwyn.

GRIEVANCE: Stan Rogers, Metro; Max Parker, Warners; Jack Okey, Korda-Gen. Ser.

PUBLICITY: Leo Kuter, Warners; Richard Riedel, Universal; Alfred Herman, RKO; Lewis Creber, 20th-Fox.

The following have been appointed as stewards:

Robert Usher, Para.; Carl J. Weyl, Warners; Maurice Ransford, 20th-Fox; Alfred Herman, RKO; Robert Peterson, Columbia; Harold MacArthur, Universal; Stan Rogers, Metro; (Bill Farrari, Assist), Metro; McClure Capps, Goldwyn; Charles D. Hall, Roach.

Legion of Decency Film Reviewers at Votive Mass

A special Votive Mass in honor of the Holy Ghost was attended by members of the Motion Picture Dept. of the International Federation of Catholic Alumnae, the Legion of Decency reviewing group, at The Lady Chapel, St. Patrick's Cathedral, Saturday. Rev. John J. McClafferty, executive secretary of the Legion offered the mass. Among those in attendance were Mrs. James F. Looram, chairman of the Motion Picture Dept.; Mrs. George H. Bradford, president of the IFCA; Mary Sheridan of the executive committee; Mrs. Thomas J. Bannin, chairman of the Film Reviewers sub-committee, and Mrs. Richard Auspitzer of the executive committee.

WB, Loew-Poli and M & P Close Union Contracts

New Haven — Warner, Loew-Poli and M & P offices here have concluded contracts with union projectionists and stage employes for theaters in Worcester and Springfield, with projectionists only for New Haven, and with stagehands for Hartford. Contracts expired on Labor Day and negotiations have been almost constant since, and will continue until all theaters governed by local offices are covered. Following, nabes will begin signing new contracts.

"Blues" to Bow in Memphis

Paramount will open "Birth of the Blues" in Memphis on Oct. 31, giving the Tennessee city rather than New Orleans the nod as the birthplace of jazz.

Kyser in Harold Lloyd Film

West Coast Bureau of THE FILM DAILY

Hollywood—Kay Kyser will star in "My Favorite Spy," which Harold Lloyd will produce for RKO, starting Nov. 1.

COMING and GOING

DARRYL F. ZANUCK returns to Washington today after attending the Louis-Nova fight last night.

W. C. GEHRING, 20th-Fox Central division manager, who left for Detroit last night, returns Wednesday.

FRED DOLLE, of Monarch Theaters, Indianapolis, is making the rounds of the sales departments with Harry Katz, circuit head.

SUSAN HAYWARD arrives in Nashville Thursday where she will assume the mantle of Queen of the Chattanooga Cotton Ball which will be held in Chattanooga the following night.

FRANK N. PHELPS, director of labor relations for the Warner circuit, left last night for a trip though the Ohio territory.

ROBERT SCHLESS, Warner general foreign manager, has arrived in San Francisco from New Zealand and will remain on the Coast for studio conferences for the remainder of the week.

JEAN BENOIT-LEVY, French film director, has arrived here from Europe and will be guest of honor this afternoon at an informal reception at the Museum of Modern Art.

HENRY KOSTER, Universal director, arrives from the Coast tomorrow.

GROUCHO MARX is here from the Coast and stopping at the Hotel Warwick.

Z. YACONELLI, 20th-Fox dialogue coach for Carmen Miranda, left for Rio de Janeiro over the week-end where he will conduct a speaking tour on motion pictures.

JESSIE MATTHEWS arrives from Hollywood to begin rehearsals in the stage play, "Lady Comes Across."

NORMAN H. MORAY, Warner Bros. short subject sales manager now visiting exchanges is expected out on the Coast next Sunday where he will remain 10 days for studio conferences.

MARTHA SCOTT, co-star of "One Foot In Heaven," arrives in Washington today for the premiere.

E. J. BOHAN, manager of the Film Audit Service, has returned to Chicago from a Wisconsin vacation.

JOE BURKE, 20th-Fox traveling auditor, is in New Haven for a few weeks.

ABE VAN DEUSEN, RKO booker in Albany, has returned from a booking trip at the Kallet Circuit, Oneida, N. Y.

MIKE and SID KALLET, Oneida, of the circuit bearing their name, in New York for the Louis-Nova fight, are remaining over for the World Series.

"King Tarz" Tour to Start

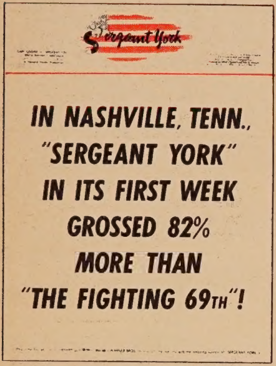
M-G-M's "King Tarz" national jungle tour starts tomorrow in Wilmington, Del., where it will be a highlight of the opening of Loew's Aldine Theater. Caravan includes a lion, a 16-foot truck and especially constructed cage and stage on which the animal will perform during his tour for the pre-selling of "Tarzan's Secret Treasure."

FOR FASTER, FRIENDLIER SERVICE AT LOWER COST — 'PHONE
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Sergeant York

GARY COOPER in "SERGEANT YORK"
Walter Brennan • Joan Leslie
George Tobias • Stanley Ridges
A Howard Hawks Production

Original Screen Play by Abem Finkel & Harry Chandlee
and Howard Koch & John Huston
Based Upon the Diary of Sergeant York
Produced by JESSE L. LASKY and HAL B. WALLIS
Music by Max Steiner • A Warner Bros.-First Nat'l Picture



Sergeant York

IN NASHVILLE, TENN.,
"SERGEANT YORK"
IN ITS FIRST WEEK
GROSSED 82%
MORE THAN
"THE FIGHTING 69TH"!

FOR EVERY DOLLAR "THE FIGHTING 69TH" GROSSED IN ST. LOUIS, "SERGEANT YORK" HAS GROSSED $1.56!

(Ask Harry Arthur.
He'll tell you--gladly!)

NEW SEASON! WARNER BROS. NEW BOXOFFICE HIGHS!

(This is the second of a series of advertisements designed by WARNER BROS. to acquaint the industry with the amazing success of "SERGEANT YORK")

Propose Tax on Gross Receipts in St. Louis

(Continued from Page 1)

the MPTO of St. Louis and other exhibitors.

Tax is estimated to raise $57,200 annually and the principal source would be the 90 odd St. Louis motion picture houses, already paying annual license fees.

Alderman Duke, who said he did not know how much his bill would raise because he had no data on gross receipts, apparently did not discuss the measure with the City Comptroller, nominal consultant on tax-raising measures.

St. Louis Annual Tax of $2 On Cigaret Machines Upheld

Jefferson City—A St. Louis city ordinance imposing a license tax of $2 a year on cigaret vending machines has been upheld by the Missouri Supreme Court. Ruling was on an injunction brought by four restaurant owners to prevent enforcement of the ordinance. The court placed responsibility for the tax on the owners of the places in which the machines are installed. Many are in theaters.

RKO Mexican Office Closed by Strikers

(Continued from Page 1)

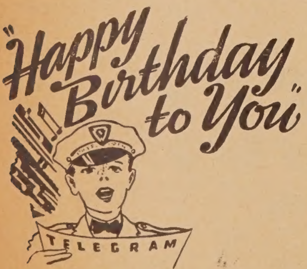
to their customers that they will cease to service any contracts after Oct. 2 because of conditions resulting from the union's "arbitrary" demands.

Illness Cancels Canadian Tour of Gracie Fields

Victoria, B. C.—The Canadian tour af Gracie Fields, scheduled to commence in October, has been cancelled on advice of her physician, the Victoria Branch of the Navy League of Canada has been advised by headquarters in Toronto. The tour was to have been in aid of the Navy League.

Mrs. Ira Becksted Dead

Cleveland—Mrs. Ira Becksted, wife of the projectionist at the Jennings theater for the past 21 years, died Friday.



George Bancroft
Ralph Forbes
Herman Starr
Phillip Forn
Irwin D. Rathstone

ALONG THE
RIALTO
WITH
Phil M. Daly

● ● ● **WORD flips out of Frisco that Larry Allen, a booking agent there, is fed-up with Hollywood......Seems the Portland International Live Stock Show hired Allen to dig up topline screen personalities to head their show......So he flew to Hollywood and signed Martha Raye ......Shortly after, she fell and shattered her leg......Philosophical Mister Allen shrugged his manly shoulders and lined-up Marlene Dietrich......Less than an hour after the deal was set, Marlene broke her ankle......Still philosophical, Allen wired Joe E. Brown only to be informed by return telegram that the actor had been in an auto crash and broke his leg......Undaunted, Allen put in a phone call for Joan Blondell and Dick Powell......For a change in pace, Powell said Joan had just gone to the hospital with a throat infection, and he was en route to join her......With a by-now-wild gleam in his eye, Allen called the unsuspecting comedy team of Laurel and Hardy......They would play the date......An hour later a wire came......Oliver Hardy had just cracked a knee cap......Straws in his hair, Allen barged into the cold night air......A few minutes later he slipped down a flight of stone steps,—and broke his arm......From his hospital cot, Allen offers to haunt Hollywood for a reasonable fee, but, Alas!, the Senate sub-committee has the inside track......**

▼ ▼ ▼

● ● ● *CHATTER AND CLATTER:.....Emerson Yorke Studio has completed location production "in a defense plant somewhere in the East" on the first three of five films on essential machine shop practice recently awarded that studio by the Treasury Dept.......Crew consisted of Ed Hyland, cinematographer; Tom Browne, assistant; Larry O'Loughlin, lights; Sam Browning, stills; Russell Spaulding, scripts; Sam A. Datlowe, editor; Julius Potter, mechanical operator; and Albert Miller, technical advisor......Yorke directed the films which are for use by U. S. Office of Education in its nation-wide program on visual training of defense workers. . . . ● That ter-rific contest Joe (Fabian) Lee and his cohorts ran at the Brooklyn Fox and Paramount Theaters climaxed on Friday night with personal appearances of Dolph Camilli and Dixie Walker on the stages.....Dolph was voted "most colorful" Dodger and Dixie the "most popular"......Terrific crowds were on hand. . . . ● W. Ward Marsh, m.p. editor of the Cleveland Plain Dealer was guest speaker yes'day at the Lions Club meetin' in that city, and spoke on "The Movies and Hollywood"......*

▼ ▼ ▼

● ● ● **CUTTINGS:......Exhibitions of Walt Disney originals from his forthcoming RKO Radio release, "Dumbo," go on public view coincident with local playdates in 20 cities o'er the country, with Harlow, Keppel & Co. and Kennedy Galleries getting the New York City showings, and about 30 cities following the major key city exhibits. . . . ● Lionel Toll of The Independent and Frank Rosenberg, assistant exploitation director of Columbia, have sold an original to Universal, titled "No Murder to Guide Her".**

▼ ▼ ▼

● ● ● *MORE CUTTINGS:......Gov. Lehman and Mayor LaGuardia will be honorary chairmen of a committee of civic and theatrical leaders supporting the 8th Annual "Night of Stars" in Madison Sq. Garden on the night of Nov. 26. . . . ● Billy Leyser, formerly associated with several of the larger Coast studios as publicity-ad director and more recently public relations director for Erpi on the West Coast, has been appointed business manager and public relations director for the Society of Motion Picture Art Directors in Hollywood. . . ● Museum of Modern Art holds informal reception this afternoon to welcome M. and Mme. Jean Benoit-Levy on their arrival from Europe......*

Philly Allied Okays Amended Resolution

(Continued from Page 1)

imous vote of confidence to the national officers, the board of directors and particularly to Abram F. Myers, general counsel.

It was indicated at yesterday's meeting that the new Federal admission tax would not be absorbed but be passed on to the public.

The paragraph of the unity resolution which was rejected by the local unit read as follows:

"Resolved, further, that it is the sense of the board that such national joint committee, when organized shall in addition study the possibility and desirability of bringing the several branches and groups into a more elaborate and enduring form of industry organization, shall report their findings and recommendations to all branches and representative groups for adoption, revision or rejection."

Expect the ITO of Ohio Will Okay Unity Thursday

Columbus, Ohio—The board of directors of the ITO of Ohio meets Thursday to take action on the proposal of the national Allied board that a committee be named to consider the need for a permanent and more closely co-operative organization of the entire industry. Indications are that the Ohio unit's Board will approve the unity plan and condemn refusal of the convention to accept the national directors' recommendation.

Bob Preston as Gehrig?

West Coast Bureau of THE FILM DAILY

Hollywood—Samuel Goldwyn, by arrangement with Paramount, will test Robert Preston during the coming week for the role of Lou Gehrig in the forthcoming saga of the Yankee slugger. Preston himself is understood to have sought the role and initiated arrangements with Paramount to make the test.

"Honky Tonk" Starts With Bang

"Honky Tonk" got off to a big start in all seven of its week-end premieres, M-G-M reported yesterday. Business ran as high as 271 per cent of normal at the Miller, Wichita, Kan., and 268 per cent in Cleveland.

La Cava on Monopoly

Gregory La Cava, Universal producer, arrived from the Coast yesterday disclaiming all charges of monopoly against the industry. La Cava, who was accompanied by his wife, said that he had never been monopolized and never was able to monopolize anything, himself. In fact, he said, the game Monopoly died a quick death when it hit Hollywood.

EXTRA! EXTRA!

EXCLUSIVE PICTURES

of the

JOE LOUIS

LOU NOVA

WORLD'S CHAMPIONSHIP FIGHT AT THE POLO GROUNDS LAST NIGHT!

Every Electric Thrill of The Big Fight Caught In The Screen's Most Sensational Blow-By-Blow Record of Smashing Ring Action!

CONTACT YOUR RKO EXCHANGE IMMEDIATELY!

'A YANK IN THE R.A.F.' IS THE GREATEST GROSSER IN 20TH'S HISTORY!

WORLD PREMIERE RUN AT NEW YORK'S ROXY SMASHES "ALEXANDER'S RAGTIME BAND" RECORD TO SMITHEREENS IN FIRST THREE DAYS! AND IN LOS ANGELES, ... "ALEXANDER'S RAGTIME BAND" RECORD BLASTED BY WEEK-END GROSS OF THE OTHER THREE WORLD PREMIERE RUNS! TORONTO OPENING TOPS "ALEXANDER'S RAGTIME BAND" WITH A COLOSSAL SATURDAY'S BUSINESS!

20th CENTURY FOX

Intermediary Price Subject to Top Tax

(Continued from Page 1)

over that portion of the tax law governing "established" and "reduced" admission prices, question being raised whether an intermediary price between the lowest (children) and highest (adults) was to be regarded as an "established" or a "reduced" price. If a 15 cent intermediary price had been classified as "established," it would have called for a 2 cent Federal tax. But classified as "reduced," it calls for a 3 cent Federal tax.

Members agreed not to absorb the Federal tax and discussed the possibility of a general price boost, irrespective of tax. No official action taken on this, leaving it to individual theaters to adjust price problems within each zone. Still to be determined is disposition of ticket stubs where choppers are used. Ruling will be asked.

Iowa Exhibs. Will Jump Prices to Even Figures

Des Moines—Iowa theater exhibitors in most cases will jump prices to even figures in meeting the new Federal defense tax and will be able to eliminate the tax on 10-cent children's tickets by charging only .098 cents.

On account of the two per cent state sales tax, exhibitors will charge .098 admission and .002 sales tax to get around charging children under 12 for the defense tax.

Generally it was agreed to jump 16-cent prices to 20, 20 to 25, and 26 to 30, although some exhibitors probably will increase 16-cent prices to only 18 cents.

Attorneys for Tri-States Theaters, Inc., who had worked on price scales with state and Federal attorneys, led the discussion at a meeting attended by 150 exhibitors and distributors.

A joint committee of exhibitors and distributors was set up to investigate and look towards control of portable circuits and 16 mm "unfair" competition. The committee will render its report at the next meeting. Named to the group were: Forest Judd of Monogram, chairman; Warner Grossman of Nevada, Bill Eddy of Indianola, A. B. Pettit of Winterset, Mrs. C. F. Hoffman of Knoxville, E. J. Tilton of Warner and Joe Manfre of Paramount.

Exhibitors reported little interest in tradeshowings, claiming they prefer to rely on trade paper reviews because of press of their business duties.

Buffalo Exhibs. To Add New Tax Only to Price

Buffalo—More than 100 exhibitors representing about 200 theaters in the Buffalo area yesterday met in MPTO headquarters, 505 Pearl Street, and agreed to raise admission prices only the approximate amount of the new Federal amusement ticket tax which becomes effective tomorrow.

☆ REVIEWS OF THE NEW FILMS ☆

"It Started With Eve"

with Deanna Durbin, Charles Laughton and Robert Cummings

(HOLLYWOOD PREVIEW)

Universal 90 Mins.

SWELL ENTERTAINMENT BLENDING COMEDY, ROMANCE AND BEAUTY WILL DELIGHT FANS AND CLICK SOLIDLY AT B. O.

Keeping step with its predecessors, the newest Durbin-Koster-Pasternak film, this time with Charles Laughton, will delight fans and followers of this magic trio equally as much as their previous films. It has much that is new in story, and the effervescent dialogue is highly laugh-provoking. Koster's skillful direction neatly blends comedy, romance and beauty. Pasternak's chore is well done with lavish production by top designer Jack Otterson a standout. The screenplay by Norman Krasna and Leo Townsend, from an original by Hans Kraly, has been well fashioned and makes for very entertaining screen fare.

Deanna Durbin is her usual charming self. She sings "Clavelitos," "Going Home," and "Waltz From The Sleeping Beauty Ballet" exquisitely—and in rare voice. Laughton gives a great performance as Cummings' elderly father. That subtle, Laughton handling of comedy lines is so very refreshing. Robert Cummings, (this is his third trip with Durbin) does nice work in the romantic lead. Others in the cast who are outstanding, are Guy Kibbee, Walter Catlett, Margaret Tallichet, Charles Coleman, Catherine Doucet and Dorothea Kent.

Charles Laughton on his deathbed, makes one last request; to meet his son's fiancee. Cummings is informed by the family physician, Walter Catlett, that it is only a matter of minutes before death will come. Unable to locate Gloria (Margaret Tallichet, to whom he is engaged), he offers Deanna Durbin, a hatcheck girl, $50 if she will pose as his sweetheart. Deanna accepts and when Laughton meets her he takes to her immediately and from that point on begins to improve in health. Complications arise when Cummings' real fiancee, and her mother, (Catherine Doucet) want to be introduced to his father. Deanna and Cummings decide to tell Laughton that their engagement is off, but when Deanna, who is ambitious to become a singer, learns that Stokowski will be at a party that Laughton is giving to announce their engagement, she changes her mind and stages a fake reconciliation with Cummings. Meanwhile Laughton has learned that Deanna is not really Cummings' sweetheart. Deanna does not appear at the party as per a promise made to Cummings. Laughton takes her to a night club and at the club learns that Deanna really loves Cummings. He tells the cameraman that the girl with him is his son's fiancee. When Margaret and her mother see the photograph in the paper the next morning they bow out of Cummings' life forever. As a result of Laughton's ruse, Deanna and Cummings discover that they love one another.

CAST: Deanna Durbin, Charles Laughton, Robert Cummings, Guy Kibbee, Margaret Tallichet, Catherine Doucet, Walter Catlett, Charles Coleman, Leonard Elliott, Irving Bacon, Gus Schilling, Wade Boteler, Dorothea Kent.

CREDITS: Producer, Joe Pasternak; Director, Henry Koster; Author, Hans Kraly; Screenplay, Norman Krasna and Leo Townsend; Cameraman, Rudolph Mate, ASC; Art Director, Jack Otterson; Associate, Martin Obzina; Editor, Bernard W. Burton; Musical director, Charles Previn; Music score, H. P. Salter.

DIRECTION, Excellent. PHOTOGRAPHY, Fine.

"The Maltese Falcon"

with Humphrey Bogart, Mary Astor

Warners 100 Mins.

FINELY MADE AND EXCITEMENT-STUDDED ATTRACTION WHICH STANDS HEAD AND SHOULDERS ABOVE THE AVERAGE MYSTERY PIC.

Most mystery pix wheel out of Hollywood with producer, distributor and exhibitor alike reasonably expecting them to be, at best, good-and-busy "B's" droning around the country and pleasing a certain type of film audience. Outlets will be making a great mistake in thinking that "The Maltese Falcon" is just an ordinary attraction of this sort. Actually it is ace entertainment which will undoubtedly go down in the 1941-42 season's annals as a gilt-edge property for the exhibitor and his customers interested in thrill yarns.

It is beautifully made, excellently cast and acted, while John Huston's direction of his own screenplay is as brilliant as any of the jewels which are alleged to encrust the figure of the falcon whose possession is the crux of the story,—a statuette whose lead replica is all that comes to light at the finale, yet is the instrumentality whereby the evil Sidney Greenstreet and his henchmen, who seek the original even at the cost of wholesale murder, are brought to justice. Humphrey Bogart, when his partner in a private detective agency is slain at the outset, seeks to avenge his death.

Slender clues branch into clear avenues for solution, but so ingeniously is the script fashioned that not until a whole series of hair-raising episodes and sharp twists of plot is Bogart in a position to draw the net around his dangerous quarry. "The Maltese Falcon," while an imaginative yarn, is studded with realism, particularly when the sleuth is drugged by the desperate Greenstreet and later sends Mary Astor, whom he loves but is deserving of punnishment, to pay the piper behind prison bars.

That Warners made this story a decade ago and the present film is a remake takes nothing whatever away from the latter. It shows how second shots can blast the target at the very core. Showmen who have sharp vision will do well to sharpen their pencils and underscore "The Maltese Falcon" on the list of available product, and not let it get away in the belief that it is another of those programmers.

CAST: Humphrey Bogart, Mary Astor, Gladys George, Peter Lorre, Barton MacLane, Lee Patrick, Sidney Greenstreet, Ward Bond, Jerome Cowan, Elisha Cook, Jr., James Burke, Murray Alper, James Hamilton.

CREDITS: Executive Producer, Hal B. Wallis; Associate Producer, Henry Blanke; Director, John Huston; Screenplay, John Huston; Author, Dashiell Hammett; Dialogue Director, Robert Foulk; Sound, Oliver S. Garretson; Assistant Director, Jack Sullivan; Director of Photography, Arthur Edeson; Film Editor, Thomas Richards.

DIRECTION, Excellent. PHOTOGRAPHY, Ditto.

"One Foot in Heaven"

with Fredric March, Martha Scott

Warners 108 Mins.

TOP-NOTCH ATTRACTION, WITH STRONG HUMAN INTEREST, IS TAGGED TO BULLS-EYE IN ALL SECTIONS.

Grandly entertaining, a credit to filmland, and one of the standout productions likely to come out of Coast lots this season describes "One Foot in Heaven."

Its quality and appeal spring from an inspiring screenplay; the shining performances of a Grade A cast headed by Fredric March and Martha Scott; direction of transcending worth by Irving Rapper; and the added fact that the film is as American as the Iowan scene itself, where March, a scintillating medical student who has become a Methodist minister,—shifting from the saving of bodies to the saving of souls,—repairs with his young wife to take over his first parish.

As shepherd of successive flocks, initially in a small community and later in Fort Dodge and Sioux City, he is beset with the difficulties and rigors of his vocation, raises a family, and takes over a parish in Denver.

It is in the latter city that the full dramatic sweep of the picture is unleashed,—drama interlaced with vibrant human interest; his battle to build a new church; the tremendous barriers he must surmount as a result of congregational "politics"; and the blackening of his innocent son's name by a group of parishioners who cause the boy's expulsion from school via the spreading of idle gossip that he was responsible for a certain family having to flee the city as a result of the lad's illicit relationship with the daughter. In the end, truth triumphs and the minister builds his new church.

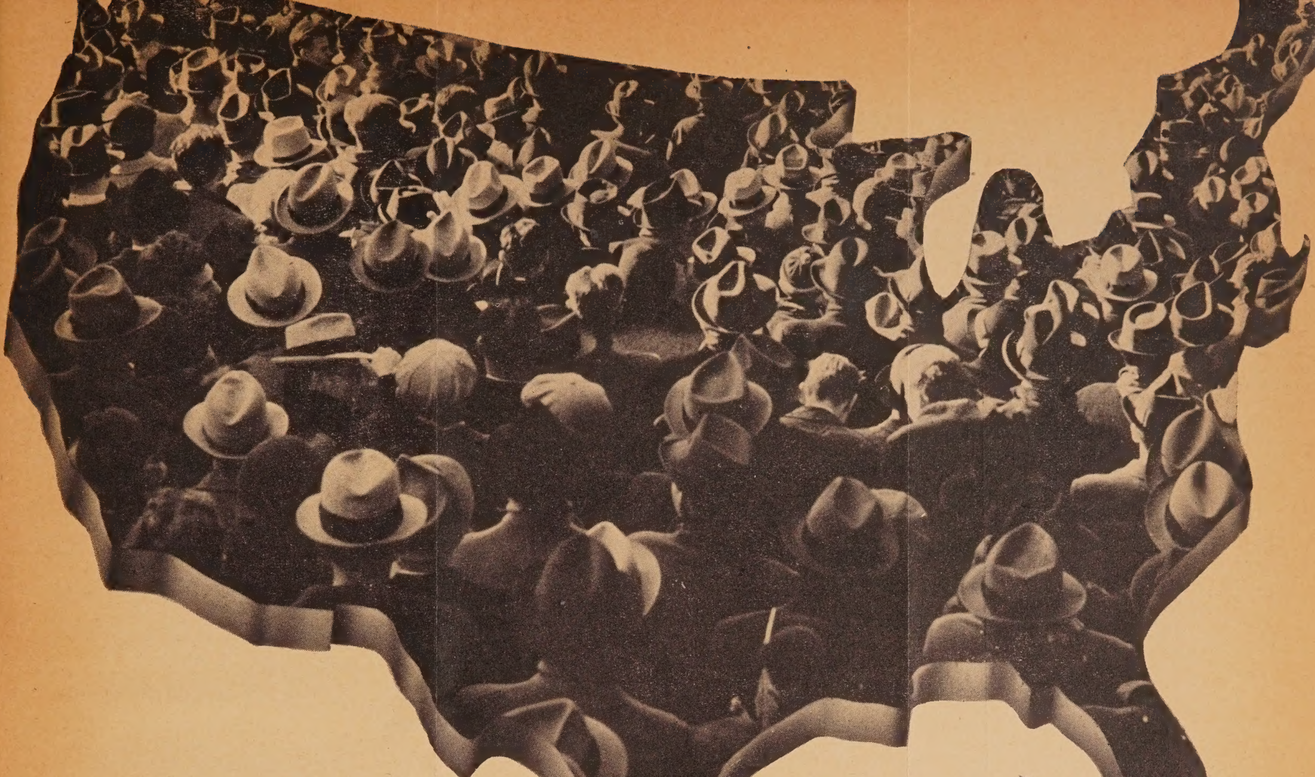
The finale scene belongs among the fine sequences in recent film annals. Outlets from the biggest keys to the smallest of stands will find this a powerful, bound-to-please picture. Among its virtues is that it's splendid Americana, and will long be remembered by theatergoers. March and Miss Scott are great in their roles, and the supporting players top-notch. Photographically the footage is splendid.

On all counts "One Foot in Heaven" is a "must" for theaters.

CAST: Fredric March, Martha Scott, Beulah Bondi, Gene Lockhart, Elisabeth Fraser, Harry Davenport, Laura Hope Crews, Grant Mitchell, Moroni Olsen, Ernest Cossart, Jerome Cowan, Hobart Bosworth, Frankie Thomas, Nana Bryant, Carlotta Jelm, Peter Caldwell, Casey Johnson, Virginia Brissac, Olin Howland, Roscoe Ates, Clara Blandick, Paula Trueman, Harlan Briggs, Ruth Robinson, Cathy Lipps.

CREDITS: Vice-president in charge of production, Jack L. Warner; Executive Producer, Hal B. Wallis; Associate Producer, Robert Lord; Director, Irving Rapper; Screenplay by Casey Robinson; From the novel by Hartzell Spence; Dialogue director, Hugh MacMullan; In charge of sound, Francis J. Scheid; Assistant Director, Jesse Hibbs; Cameraman, Charles Rosher, ASC; Editor, Warren Low; Technical adviser, Rev. Dr. Norman Vincent Peale.

DIRECTION, Class A. PHOTOGRAPHY, Splendid.



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- Brag about your pictures . . . shout about your pictures . . . cheer for your pictures . . . throw out your chest.
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TRAILERS

40 Groups Organize To Fight Film Probe

(Continued from Page 1)

America, was elected honorary chairman; Bert Lytell, president of Actors' Equity Association, was named chairman; Elmer Rice, president of the Dramatists Guild, treasurer, and Joseph Gould, head of the Screen Publicists Guild, administrative secretary.

Censorship of "Free Expression"

The resolution charges that the purpose of the inquiry was to block the production of anti-Nazi pictures and "is, in effect, a censorship of the free expression of American culture." It asserted that it was indicated that the inquiry was designed to breed religious and racial discord, "thereby to destroy the unity of the vast majority of American people who support the foreign policy of the nation." It condemned the actions as an immediate threat to free thought, free speech and to the "very fundamentals of liberty upon which our great nation was founded and strongly recommend that the inquiry be stopped."

The Stop Film Censorship Committee agreed to proceed on a national scale and to bring in thousands of organizations and individuals into the scope of its activities.

Name Administrative Committee

An administrative committee was appointed and includes the following: Frank Gillmore, Bert Lytell, Thomas Lyons, Thomas Murtha, Elmer Rice, Dr. George Counts, Hendrik Van Loon, Thomas Brennan, Mady Christians, James Reilly, Gustave Strebel, Jacob Rosenberg, Richard Maney, Lillian Hellman, Alice Duer Miller, Herbert Bayard Swope, Lawrence Tibbett, Joseph Gould, Margaret Webster, William Morris, Jr., Jonas Rosenfield, Jr., and Walter White.

Approximately 65 persons were present and among those who talked were Bert Lytell, Mady Christians, Stanley Isaacs, borough president, and the Reverend Van Keuren, representing Bishop Manning.

Sponsors of the campaign were Gillmore, Lyons, Murtha and Rice.

Folks Back Home Suggest Clark See "Sun Valley"

Washington Bureau of THE FILM DAILY

Washington — Sun Valley, Idaho, Chamber of Commerce has suggested that Sen. D. Worth Clark, D., Idaho, chairman of the Interstate Commerce sub-committee investigating film war propaganda charges, take a look at "Sun Valley Serenade," which opens at the Palace here Thursday. C of C explains that it considers the 20th-Fox production "the type you could recommend and encourage motion picture producers to continue making."

WEDDING BELLS

Chicago—Betty Coston, daughter of James Coston, Warner district manager, will be married soon, to Eugene Ling.

Cleveland—Jim Harris, local Loew publicity director, and an official U. S. flying instructor, has taken a flier of his own. He was married last week, to Betty Hart, formerly of the stage.

One of Jimmie Fidler's Newspaper Bosses Sets Down a Few Choice Words of Advice

Montgomery, Ala.—Jimmie Fidler, syndicated columnist, was soundly "spanked" in a three-paragraph editorial in the Montgomery Advertiser following the night club tangle with Errol Flynn on the Coast.

Headed "Advice to One of Our Employes," the editorial, after quoting Fidler's statement about not having a chance against Flynn because of physical proportions and age, says: "Of course, in the public prints and on the radio Flynn is the one who doesn't have a chance. The gossip columnist can take nasty cracks at the actor at will, and without fear of retaliation.

"As one of Mr. Fidler's employers, The Advertiser would advise him to confine his snears to men of less frail physique in future. Flynn might choose to hit with his fist instead of the palm of his hand next time."

306 Harris Arbitration Restrained by Court

(Continued from Page 1)

circuit in a decision which restrained the arbitration proceedings.

Harry A. Harris, circuit head, had filed suit in behalf of nine companies, claiming that the arbitration ncitce served on Aug. 13 was invalid. He attacked the legality of arbitration on the grounds that the notice was issued too late; that it asked for retroactive increases; and that increases could only be obtained under the contract in the months of August of even numbered years.

The court stated that "a persual of the contract of March 23, 1938, which sought to establish a 10-year relationship failed to disclose any right in the petitioners to demand the arbitration." Additionally the court said some of the companies were no longer operating and that arbitration for these would be useless.

Calif. Clubwomen Condemn Senate's Industry Inquiry

San Francisco — Motion Picture Council of the California State Federation of Women's Clubs cracked down hard on Senate sub-committee's movie quiz.

Mrs. A. S. Musate, read a resolution, stating the Council "condemns strongly unwarranted and indiscriminate attacks on the motion picture industry under the guise of some political 'ism' that is attempting to serve its own interests by such attacks . . . and the Council is convinced political interests are attempting to use such an investigation to discredit the Administration's foreign policy."

The resolution was unanimously adopted. Council's move was interesting as the group often lines up against various film industry policies.

Penn. Theater Polio Ban Stays at Least a Week

(Continued from Page 1)

after delaying the opening for four weeks, the ban on children attending theaters will be continued at least another week.

The state quarantine was lifted in Dauphin, Lebanon, Cumberland, York, Montgomery, Schuylkill, Somerset and parts of Northumberland, Lancaster and Cambria Counties.

Dr. J. Moore Campbell, director of the health canservation bureau, said the incidence of the disease is declining.

Opelousas, La., Theaters Closed by Polio Outbreak

Opelousas, La.—Health authorities yesterday ordered all theaters here closed because of an outbreak in infantile paralysis. Unless the scare becomes an epidemic, houses are expected to reopen within a few days.

Sargoy Copyright Report Ready for Bar Association

(Continued from Page 1)

convention of the American Bar Association this week.

As chairman of the committee on copyrights, Sargoy's report will deal not only with proposals for the United States to join the International Copyright Union but with 10 bills pending in the present Congress pertaining to copyright properties.

Among the proposals disapproved by the committee is the adherence at this time to the International Copyright Union, but it recommends approval of the Kramer-Bone bill which would permit the President to extend the time during which native and foreign authors may file renewals of copyright or applications for ad interim copyright.

Unions—Producer Talks Resume Under IA Auspices

(Continued from Page 1)

officials, Carl Cooper and Steve Newman, in attendance for the first time.

Heretofore the craft locals met without representatives from the parent body assisting. The International, however, has signified its intention of aiding the craft unions in negotiating separate pacts.

U. S. Indicts Two More IA Leaders

(Continued from Page 1)

of violating anti-racketeering statutes but did not name them as defendants.

Subsequently in Newark, Kaufman allegedly missing since Sept. 18, surrendered and then was released on $15,000 bail. U. S. Attorney Mathias F. Correa stated that the second indictment would not delay the trial of Browne and Bioff scheduled for Oct. 6. Federal Judge John C. Knox is slated to sit at the trial.

Dean, Browne's Chicago representative, has been missing since July 3 when a warrant for his arrest was issued. The second indictment is the work of the Grand Jury which has been inquiring into the financial affairs of the IATSE.

The victims of the alleged extortion are the same: Warner Brothers Pictures, Inc.; Loew's, Inc.; Twentieth Century-Fox Film Corporation, and Paramount Pictures, Inc. The profits from the alleged extortion, according to both indictments, was personal to the defendants and was obtained by threatening to call a nation-wide strike of the union's 125,000 motion picture and stage employes.

Calif. Labor Federation Soft-Pedals Browne-Bioff

San Francisco — The anticipated fireworks over Willie Bioff at the California State Labor Convention here, sputtered out. Sop was tossed to Los Angeles delegation by giving them six vice-presidents to their present three. Practically all present officers were re-elected.

One group at convention had intended to bring up resolution expressing confidence in George E. Browne, IATSE prexy, and Bioff—another group had intended a campaign to kick them out. Big boys in the back room sat on both factions hard, if quietly, and no skeletons walked on the convention floor. General opinion was that by the time Government is finished, Browne and Bioff will be out. Battle for control of IATSE, in that case, looks like a free for all, with no outstanding favorite, according to union politicians on the inside.

TO THE COLORS!

New Haven — Herbert Hillman, student assistant of the College, was tendered a sendoff dinner at Kaysey's Restaurant last night. Hillman will be inducted into the Army Oct. 10. Bob Portle, manager, and Bob Munzer, assistant, were in charge of the dinner, at which Hillman was presented with a gift of money.

Chicago — Richard Hagstrom, of Warners' Oakland Square theater, is now at Camp Callan, San Diego, Cal.

Senate Audit Com. Probe Curb Fades

(Continued from Page 1)

the committee chairman, Sen. Scott Lucas, D., Ill., came a vigorous denial that any such meeting was scheduled for yesterday or, for that matter, for any other time.

Considerable importance had attached to the committee's supposedly scheduled meeting, as it had been indicated that the committee might "clamp down" on the sub-committee's expenditures. Senator Lucas on several occasions has expressed the conviction that the sub-committee's expenditures should be strictly limited.

An announcement, presumably from Senator Lucas' office, that the committee would meet yesterday was posted for the greater part of last week in the Senate press gallery. Stories based upon it had brought no denial until yesterday from Lucas' office. There was no explanation as to how the announcement found its way to the bulletin board.

Tobey on Lucas Committee

Incidentally, Sen. Tobey, R., N. H., who as a member of the sub-committee has been tearing into the industry, is also a member of the Lucas committee. Tobey is in New Hampshire this week on a speaking tour. The other two members of the audit committee are Senators Carl Hayden, D., Ariz., and Millard E. Tydings, D., Md.

Chairman D. Worth Clark, D., Idaho, also was out of town yesterday as was Sen. Gerald P. Nye, R., N. D., who indicated, however, in a press statement that he will carry the fight for a fuller probe of the industry to the floor of the Senate. Nye will be out of town practically all this week, his office said. Clark is expected to return within a day or so.

In the meantime, Senator Ernest McFarland, D., Ariz., said he understood the sub-committee intended to do nothing at all this week. He pointed out that the World Series will consume quite a bit of newspaper space this week. Chairman Clark had indicated that the group might finally get around this week to seeing some of the pictures but apparently that is out.

Charlie Chaplin, Anatole Litvak and Publisher W. R. Wilkerson of the Hollywood Reporter are under subpoena to appear next week. Chairman Clark has indicated he is willing to call a halt to the hearings after a while, but has indicated also that he would like to hear these and Will H. Hays, together with a representative of the March of Time, and some radio people before folding.

Nye Ready for Floor Fight

In the meantime, Senator Nye declared he thinks results of the probe to date warrant a much fuller investigation, and that he is prepared to go on the floor of the Senate with such a request.

Nye asserted that the preliminary investigation "has established that the industry has exerted pressure to try to control the channels of information." He said he thought the hearings "amply justified."

Defense Short on Gas Conservation

West Coast Bur., THE FILM DAILY

Hollywood—"The Reluctant Mr. Benchley," a short subject on gasoline conservation, has just been completed at Paramount studios under the direction of Joseph C. Youngerman. Pic, made under the auspices of the Motion Picture Committee Co-operating for National Defense, stresses conservation of gasoline by motorists during the present Eastern Seaboard shortage. In Benchley's support are Nana Bryant and Carl (Alfalfa) Switzer. Norman Blackburn supervised for the J. Walter Thompson Co., which represented the Oil Industry.

Broad Theater Arbitration Hearing Starts in Philly

(Continued from Page 1)

ley-Warner Logan, Bromley and Grange Theaters and Hunt's Rockland. Plaintiff is asking a cut in clearance so the Broad can play seven days after the Bromley and Grange, the run it now has from 20th Century-Fox.

Attorneys at the hearing yesterday were Harry Pimstein, RKO; Herbert Lazarus, Paramount; Stuart Aarons, Warners, and Albert M. Cohen for the plaintiff.

Dipson Arbitration Hearing Resumes In Buffalo Oct. 8

Buffalo—After a day of testimony, Arbitrator Michael Catalano on Friday adjourned until Oct. 8 the arbitration hearing on the complaint of Dipson Theaters, Inc., against Paramount, Loew's, Vitagraph, RKO-Radio Pictures and 20th Century-Fox. Buffalo Theaters, Inc., Shea chain operating company, is an intervenor in the proceeding.

Dipson seeks restoration of previous films availability to its Bailey Theater, nabe house. Dipson contends availability has been changed in favor of the Shea-operated Kensington Theater.

Before Dipson took over the Bailey in 1939, the Shea chain operated it under lease.

Defer Portage Park Hearing; Settlement Moves Said Made

Chicago—The Portage Park arbitration case hearing scheduled for yesterday has been postponed to Oct. 27. It is reported here that attempts to settle the case before the hearing are being made.

Cinema Lodge Journal Receives Wide Support

The Souvenir Journal, being published in connection with the second annual banquet and ball of Cinema Lodge, B'nai B'rith, to be held on Oct. 18, at the Hotel Astor, is receiving the wholehearted support of major film companies, theater organizations, music companies and leading business men affiliated with the industry, Arthur Israel, Jr., president of the lodge, announced yesterday.

SAILORS ON LEAVE
A REPUBLIC PICTURE

CHUCK: Relax, Mike, I got a great gal for you. Her name is Cobina. She'll be over as soon as she gets her hair on — up, I mean.

THOMPSON: That's all, brother. You can get a divorce tomorrow. But tonight you get married. You don't even have to propose. The boys have proposed for you. All you do is nod.

SWIFTY: How do you like that guy. A battleship costs fifty-eight million dollars—and he won't loan a dime on it!

William LUNDIGAN ★ Shirley ROSS

CHICK CHANDLER • RUTH DONNELLY • MAE CLARKE
CLIFF NAZARRO • TOM KENNEDY • MARY AINSLEE
BILL SHIRLEY • JANE KEAN • DIRECTED BY ALBERT S. ROGELL

Screen play by ART ARTHUR and MALCOLM STUART BOYLAN • Original story by HERBERT DALMAS

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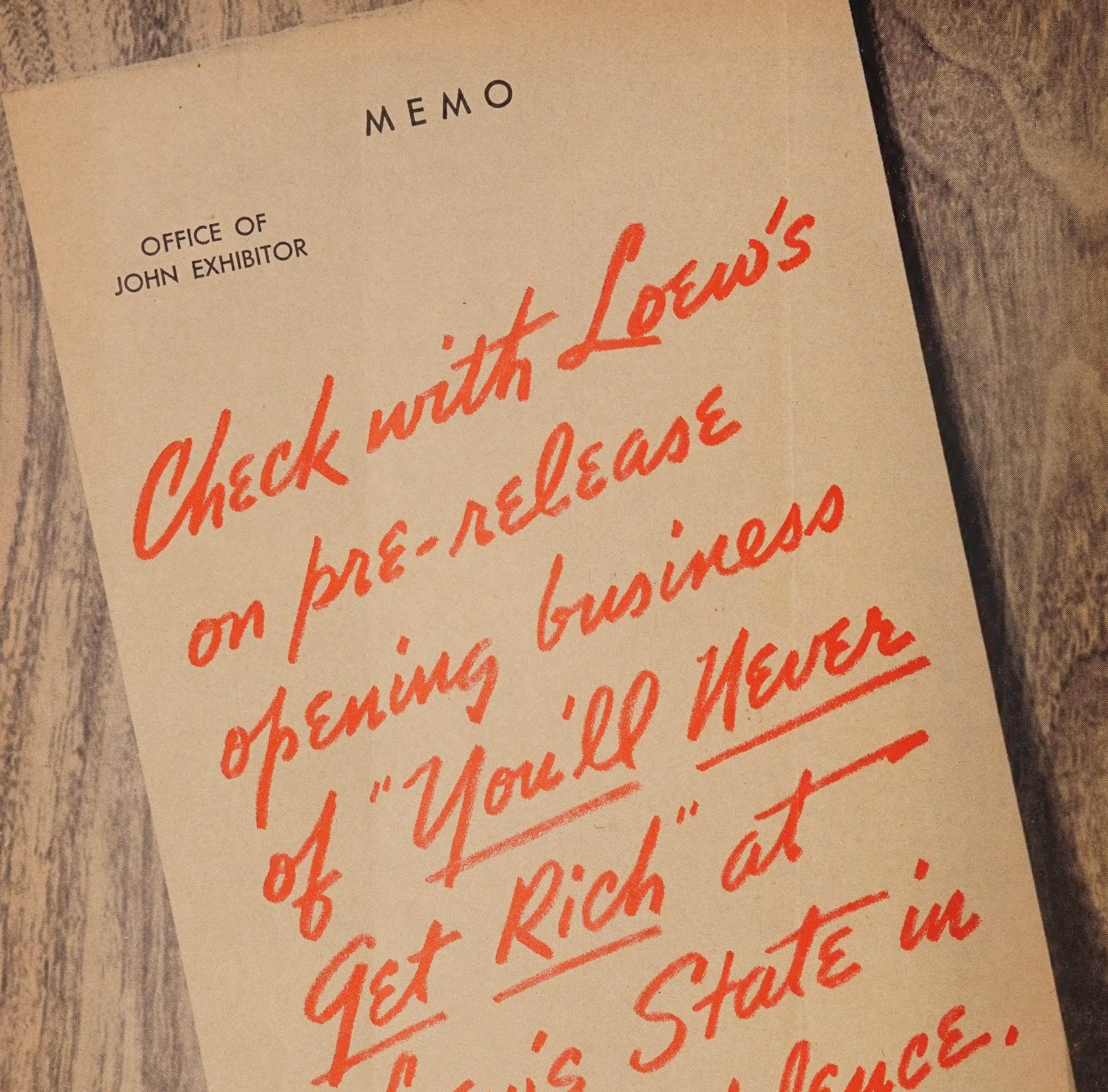

MEMO

OFFICE OF
JOHN EXHIBITOR

Check with Loew's on pre-release opening business of "You'll Never Get Rich" at Loew's State in Providence.

COLUMBIA PICTURES

✓"YOU'LL NEVER GET RICH" *played to the biggest gross of any Columbia picture ever to play Providence!*